



Criminal Procedure (Scotland) Act 1995

1995 CHAPTER 46

PART XI

SENTENCING

Imprisonment, etc.

[^{F1}205C Meaning of “conviction” for purposes of sections 205A and 205B.

- (1) For the purposes of paragraph (b) of subsection (1) of each of sections 205A and 205B of this Act “conviction” includes—
 - (a) a finding of guilt in respect of which the offender was admonished under section 181 of the ^{M1}Criminal Procedure (Scotland) Act 1975 (admonition); and
 - (b) a conviction for which an order is made placing the offender on probation, and related expressions shall be construed accordingly.
- (2) This subsection applies where a person has at any time been convicted of an offence under—
 - (a) section 70 of the ^{M2}Army Act 1955;
 - (b) section 70 of the ^{M3}Air Force Act 1955; or
 - (c) section 42 of the ^{M4}Naval Discipline Act 1957.
- (3) Where subsection (2) above applies and the corresponding civil offence (within the meaning of the Act under which the offence was committed) was—
 - (a) a relevant offence within the meaning of section 205A of this Act; or
 - (b) a Class A drug trafficking offence within the meaning of section 205B of this Act,that section shall have effect as if he had been convicted in England and Wales of the corresponding civil offence.]

Status: Point in time view as at 16/08/2013.

Changes to legislation: Criminal Procedure (Scotland) Act 1995, Section 205C is up to date with all changes known to be in force on or before 09 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Textual Amendments

- F1** S. 205C inserted (20.10.1997 for specified purposes and otherwise prosp.) by 1997 c. 48, ss. 3, 65(2); S.I. 1997/2323, art. 3, Sch. 1
-

Marginal Citations

- M1** 1975 c. 21.
M2 1955 c.18.
M3 1955 c.19.
M4 1957 c. 53.

Status:

Point in time view as at 16/08/2013.

Changes to legislation:

Criminal Procedure (Scotland) Act 1995, Section 205C is up to date with all changes known to be in force on or before 09 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.