



Criminal Procedure (Scotland) Act 1995

1995 CHAPTER 46

PART VII

SOLEMN PROCEEDINGS

The indictment

64 Prosecution on indictment

- (1) All prosecutions for the public interest before the High Court or before the sheriff sitting with a jury shall proceed on indictment in name of Her Majesty's Advocate.
- (2) The indictment may be in the forms—
 - (a) set out in Schedule 2 to this Act; or
 - (b) prescribed by Act of Adjournal,or as nearly as may be in such form.
- (3) Indictments in proceedings before the High Court shall be signed by the Lord Advocate or one of his deposes.
- (4) Indictments in proceedings before the sheriff sitting with a jury shall be signed by the procurator fiscal, and the words "By Authority of Her Majesty's Advocate" shall be prefixed to the signature of the procurator fiscal.
- (5) The principal record and service copies of indictments and all notices of citation, lists of witnesses, productions and jurors, and all other official documents required in a prosecution on indictment may be either written or printed or partly written and partly printed.
- (6) Schedule 3 to this Act shall have effect as regards indictments under this Act.