



Criminal Procedure (Intermediate Diets) (Scotland) Act 1998

1998 CHAPTER 10

1 Discretion to hold intermediate diets.

- (1) In section 148 of the ^{M1}Criminal Procedure (Scotland) Act 1995 (intermediate diets) (which consolidated section 337A of the ^{M2}Criminal Procedure (Scotland) Act 1975)
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- (a) in subsection (1)—
- (i) for the words from the beginning to the word “trial”, where it first appears, there shall be substituted the words “ The court may, when adjourning a case for trial in terms of section 146(3) of this Act, and may also, at any time thereafter, whether before, on or after any date assigned as a trial diet ”; and
- (ii) for the words “the date assigned as the trial diet” there shall be substituted the words “ any date assigned as a trial diet ”
- (b) in subsection (7)(a), after the word “ “may””, there shall be inserted the words “ where it first appears, ”.
- (2) The amendments made by subsection (1) above shall be deemed always to have had effect.
- (3) Subsection (1) of the said section 337A shall be deemed always to have had effect as if enacted as follows—
- “(1) The court may, when adjourning a case for trial in terms of section 337(b) of this Act, and may also, at any time thereafter, whether before, on or after any date assigned as a trial diet, fix a diet (to be known as an intermediate diet) for the purpose of ascertaining—
- (a) the state of preparation of the prosecutor and of the accused with respect to their cases; and
- (b) whether the accused intends to adhere to the plea of not guilty.”

Changes to legislation: *There are currently no known outstanding effects for the Criminal Procedure (Intermediate Diets) (Scotland) Act 1998, Section 1. (See end of Document for details)*

Annotations:

Marginal Citations

M1 1995 c. 46.

M2 1975 c. 21.

Changes to legislation:

There are currently no known outstanding effects for the Criminal Procedure (Intermediate Diets) (Scotland) Act 1998, Section 1.