



# Children and Young Persons (Scotland) Act 1937

1937 CHAPTER 37 1 Edw 8 and 1 Geo 6

## PART VII

### MISCELLANEOUS AND GENERAL

#### *Supplementary Provisions as to Legal Proceedings*

102 .....<sup>F1</sup>

#### Textual Amendments

**F1** S. 102 repealed by [Children Act 1948 \(c. 43\)](#), [Sch. 4 Pt. I](#)

103 .....<sup>F2</sup>

#### Textual Amendments

**F2** Ss. 24, 25, 39–45, 47–55, 57(1)(2), 58, 59(2)–(4), 63, 67, 103, [Sch. 1](#) repealed by [Criminal Procedure \(Scotland\) Act 1975 \(c. 21\)](#), s. 460, [Sch. 10 Pt. I](#)

[<sup>F3</sup>103 **Proof of age a defence.**

Where a person is charged with an offence under this Act in respect of a person apparently under a specified age, it shall be a defence to prove that the person was actually of or over that age.]

*Changes to legislation: There are currently no known outstanding effects for the Children and Young Persons (Scotland) Act 1937, Cross Heading: Supplementary Provisions as to Legal Proceedings. (See end of Document for details)*

#### Textual Amendments

**F3** S. 103 added (1.4.1996) by 1995 c. 40. ss. 5, 7(2), Sch. 4 para. 3(1)(3)

### 104 Evidence of wages of defendant.

In any proceedings under this Act a copy of an entry in the wages book of any employer of labour, or if no wages book be kept a written statement signed by the employer or by any responsible person in his employ, shall be evidence that the wages therein entered or stated as having been paid to any person, have in fact been so paid.

### 105 Summary jurisdiction.

- (1) Subject to the provisions of this Act, all orders of a court of summary jurisdiction under this Act shall be made, and all proceedings in relation to any such orders shall be taken, in manner [<sup>F4</sup>provided by the <sup>M1</sup>Criminal Procedure (Scotland) Act 1975].
- (2) Any magistrate who, by virtue of a local Act had jurisdiction before the first day of April nineteen hundred and nine for any of the purposes of the <sup>M2</sup>Prevention of Cruelty to Children Act 1904, shall have jurisdiction for the like purposes of Part II of this Act.

#### Textual Amendments

**F4** Words substituted by Criminal Procedure (Scotland) Act 1975 (c. 21), Sch. 9 para. 11

#### Marginal Citations

**M1** 1975 c. 21.  
**M2** 1904 c. 15.

**Changes to legislation:**

There are currently no known outstanding effects for the Children and Young Persons (Scotland) Act 1937, Cross Heading: Supplementary Provisions as to Legal Proceedings.