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STATUTORY INSTRUMENTS

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**1999 No. 652**

**The Crime and Punishment (Scotland) Act  
1997 (Commencement No. 5 and Transitional  
Provisions and Savings) Order 1999**

**Transitional provisions and savings**

**3.—(1)** In relation to a case which is referred to the High Court by the Secretary of State under section 124(3) of the 1995 Act before 1st April 1999—

- (a) the Clerk of Justiciary shall send a copy of the trial judge's report that is furnished under section 113(1) of the 1995 Act to the Commission;
- (b) the Clerk of Justiciary shall send a copy of the trial judge's report that is provided under section 298(1) of the 1995 Act to the Commission.

(2) In relation to the exercise before 1st April 1999 of the power to make a reference in respect of any person to the High Court under section 124(3) of the 1995 Act, paragraph 7 of Schedule 3 to the Parliamentary Commissioner Act 1967<sup>(1)</sup> shall continue to have effect as if this Order had not been made.

(3) In relation to a reference made under section 124(3) of the 1995 Act before 1st April 1999, section 133 of the Criminal Justice Act 1988<sup>(2)</sup> shall continue to have effect as if this Order had not been made.

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<sup>(1)</sup> 1967 c. 13.

<sup>(2)</sup> 1988 c. 33.