



Criminal Justice (Scotland) Act 2003

2003 asp 7

CRIMINAL JUSTICE (SCOTLAND) ACT 2003

PART 1

PROTECTION OF THE PUBLIC AT LARGE

Risk assessment and order for lifelong restriction

- 1 Risk assessment and order for lifelong restriction

Disposal in case of insanity

- 2 Disposal of case where accused found to be insane

The Risk Management Authority

- 3 The Risk Management Authority
- 4 Policy and research
- 5 Guidelines and standards
- 6 Risk management plans
- 7 Preparation of risk management plans
- 8 Preparation of risk management plans: further provision
- 9 Implementation and review of risk management plans
- 10 Grants to local authorities in connection with risk management plans
- 11 Accreditation, education and training
- 12 Functions: supplementary
- 13 Accounts and annual reports

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VICTIMS' RIGHTS

- 14 Victim statements
- 15 Prohibition of personal conduct of defence in proofs ordered in relation to victim statements in cases of certain sexual offences
- 15A Application of sections 271 to 271M of the 1995 Act in proofs ordered in relation to victim statements

Status: Point in time view as at 10/03/2008.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Criminal Justice (Scotland) Act 2003. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

- 16 Victim's right to receive information concerning release etc. of offender
- 17 Release on licence: right of victim to receive information and make representations
- 18 Disclosure of certain information relating to victims of crime

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SEXUAL OFFENCES ETC.

- 19 Amendments in relation to certain serious and sexual offences
- 20 Extended sentences
- 21 Sexual and certain other offences: reports
- 22 Traffic in prostitution etc.

PART 4

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- 23 Remand and committal of children and young persons
- 24 Legal custody
- 25 Temporary detention of person being returned to prison in England and Wales etc.

Consecutive sentences

- 26 Consecutive sentences: life prisoners etc.

Release of prisoners

- 27 Release on licence etc. under 1989 Act
- 28 Release on licence etc. under 1993 Act
- 29 Release on licence: life prisoners
- 30 Release on licence: certain consecutive sentences
- 31 Release: prisoners serving extended sentences
- 32 Release etc. under 1993 Act of prisoner serving consecutive or concurrent offence and non-offence terms
- 33 Prisoners repatriated to Scotland
- 34 Suspension of conditions and revocation of licences under 1989 Act
- 35 Suspension of licence conditions under 1993 Act
- 36 Revocation of licences under 1993 Act
- 37 Extended sentences: recall to prison and revocation of licences
- 38 Special provision in relation to children

Special provision as regards certain life prisoners

- 39 Convention rights of certain life prisoners

Monitoring on release

- 40 Remote monitoring of released prisoners

Parole Board to have regard to risk management plans

- 41 Parole Board to have regard to risk management plans

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DRUGS COURTS

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- 45 Application by registered social landlord for anti-social behaviour order
- 46 Requirement for remote monitoring in probation order
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- 48 Breach of certain orders: adjourning hearing and remanding in custody etc.
- 49 Power of arrest where breach of non-harassment order
- 50 Amendments in relation to certain non-custodial sentences

PART 7

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- 51 Physical punishment of children
- 52 Prohibition of publication of proceedings at children's hearing etc.
- 53 Provision by Principal Reporter of information to victims

PART 8

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- 57 Convictions in other member States of the European Union

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- 62 Leave to appeal: extension of time limit for application under section 107(4) of 1995 Act
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- 64 Review hearing of drug treatment and testing order
- 65 Transcript of record
- 66 Bail and related matters
- 67 Adjournment of case before sentence

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PART 9

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- 68 Bribery and corruption: foreign officers etc.
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PART 10

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PART 12

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- 74 Offences aggravated by religious prejudice
- 75 Reintroduction of ranks of deputy chief constable and chief superintendent
- 76 Police custody and security officers
- 77 Wildlife offences
- 78 Disqualification from jury service
- 79 Separation of jury after retiral
- 80 Television link from court to prison or other place of detention
- 81 Warrants issued in Northern Ireland for search of premises in Scotland
- 82 Use of electronic communications or electronic storage in connection with warrants to search
- 83 Anti-social behaviour strategies

General

- 84 Transitional provisions etc.
- 85 Minor and consequential amendments
- 86 Repeals
- 87 Interpretation
- 88 Orders
- 89 Short title and commencement

SCHEDULE 1 — Order for lifelong restriction: modification of enactments

- 1 (1) The 1993 Act is amended in accordance with this...
- 2 (1) The 1995 Act is amended in accordance with this...

SCHEDULE 2 — Constitution etc. of the Risk Management Authority

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- 1 Status
- 2 The Authority— (a) is not a servant or agent of...
- 3 (1) The Authority consists of such members (including a convener)...
- 4 (1) Subject to any order under subsection (1) of section...
- 5 (1) The Authority may, with the approval of the Scottish...
- 6 (1) The Authority may, with the approval of the Scottish...

SCHEDULE 3 — Wildlife offences

- 1 The Wildlife and Countryside Act 1981 (c. 69) is amended...
- 2 In each of sections 6(8) (regulations as to dealing in...
- 3 In section 7(4) (offence relating to disposal etc. of certain...
- 4 In section 19 (enforcement)— (a) in subsection (1)(c), the words...
- 5 In section 20 (summary prosecutions)— (a) subsection (1) is repealed;...
- 6 In section 21 (penalties, forfeitures etc.)— (a) for subsection (1)...

SCHEDULE 4 — Minor and consequential amendments

- 1 Section 42 of the 1989 Act (exercise of powers to...
- 2 (1) The 1993 Act is amended as follows.
- 3 (1) The 1995 Act is amended as follows.
- 4 In Schedule 1 to the Crime and Punishment (Scotland) Act...
- 5 In the schedule to the Convention Rights (Compliance) (Scotland) Act...

SCHEDULE 5 — Repeals

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