

*These notes relate to the Criminal Procedure (Amendment) (Scotland)  
Act 2004 (asp 5) which received Royal Assent on 4th June 2004*

# **CRIMINAL PROCEDURE (AMENDMENT) (SCOTLAND) ACT 2004**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### **Part 3 - Bail**

#### ***Section 17 - Bail conditions: remote monitoring of restriction on movements***

#### **New sections 24B to 24E**

152. These replicate, for remote monitoring requirements imposed under new section 24A(1) or (2), the provisions relating to restriction of liberty orders under section 245A of the 1995 Act..
153. The provisions cover:
  - the power to impose remote monitoring requirements (s.24B)
  - monitoring of compliance (s.24C)
  - remote monitoring arrangements (s.24D)
  - documentary evidence in proceedings for breach of bail conditions that are subject to remote monitoring (s.24E).
154. Additionally section 24D(3)(b) provides that the person subject to the remote monitoring requirement shall not tamper with the monitoring equipment or knowingly allow it to be tampered with or intentionally damaged.