



# Criminal Justice and Licensing (Scotland) Act 2010

2010 asp 13

## PART 3

### CRIMINAL PROCEDURE

#### *Witness statements*

#### 54 **Witness statements**

- (1) This section applies where—
  - (a) in the course of a criminal investigation, a witness makes a statement in relation to the matter to which the investigation relates,
  - (b) the statement is contained in a document, and
  - (c) the witness is likely to be cited to give evidence in criminal proceedings arising from the matter.
- (2) Before the witness gives evidence in the criminal proceedings, the prosecutor may—
  - (a) give the witness a copy of the statement, or
  - (b) make the statement available for inspection by the witness at a reasonable time and in a reasonable place.
- (3) Section 262 of the 1995 Act (interpretation of certain expressions for purposes of sections 259 to 261A of that Act) applies for the purposes of this section as it applies for the purposes of section 261A of that Act except that for the purposes of this section “statement” does not include a victim statement.

#### **Commencement Information**

**II** S. 54 in force at 6.6.2011 by S.S.I. 2011/178, art. 2, Sch. (with Sch.)

**Changes to legislation:**

There are currently no known outstanding effects for the Criminal Justice and Licensing (Scotland) Act 2010, Section 54.