

Changes to legislation: Criminal Justice (Scotland) Act 2016, Paragraph 37 is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULE 2 MODIFICATIONS IN CONNECTION WITH PART 1

PART 2

FURTHER MODIFICATIONS

Other enactments

- 37 In Schedule 8 to the Terrorism Act 2000—
- (a) in paragraph 18—
 - (i) in sub-paragraph (2), for the words from “and” at the end of paragraph (a) to the end of the sub-paragraph there is substituted—
 - “(ab) intimidation is to be made under paragraph 16(1) whether the person detained requests that it be made or not, and
 - (ac) section 40 (right of under 18s to have access to other person) of the Criminal Justice (Scotland) Act 2016 applies as if the detained person were a person in police custody for the purposes of that section.”,
 - (ii) after sub-paragraph (3) there is inserted—
 - “(4) For the purposes of sub-paragraph (2)—
 - “child” means a person under 16 years of age,
 - “parent” includes guardian and any person who has the care of the child mentioned in sub-paragraph (2).”,
 - (b) in paragraph 20(1), the words “or a person detained under section 14 of that Act” are repealed,
 - (c) in paragraph 27—
 - (i) in sub-paragraph (4), paragraph (a) is repealed,
 - (ii) sub-paragraph (5) is repealed.

Modifications etc. (not altering text)

- C1** Sch. 2 para. 37: amendments made to 2000 c. 11, **Sch. 8** extended to E.W.N.I. (17.1.2018) by [The Criminal Justice \(Scotland\) Act 2016 \(Consequential Provisions\) Order 2018 \(S.I. 2018/46\)](#), arts. 2(1)(d), **18**

Commencement Information

- I1** Sch. 2 para. 37 in force at 25.1.2018 by [S.S.I. 2017/345](#), art. 3, **sch.** (with art. 4)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act expiry of affecting provision 2022 asp 8, sch. para. 15 by [S.S.I. 2023/360 reg. 2\(a\)](#)