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SCOTTISH STATUTORY INSTRUMENTS

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**1999 No. 48**

**The Criminal Legal Aid (Fixed Payments)  
(Scotland) Amendment Regulations 1999**

**Amendment of principal Regulations**

2.—(1) The principal Regulations shall be amended in accordance with the following paragraphs.

(2) In regulation 2 (interpretation)—

(a) in paragraph (1)—

(i) after the definition of “assisted person” there is inserted—

““diet of deferred sentence” includes those diets where the case has been adjourned for inquiries or reports under sections 201 (power of court to adjourn case before sentence) and 203 (reports) respectively of the 1995 Act;” and

(ii) in sub-paragraph (g), for “177” there is substituted “234”(1); and

(b) after paragraph (2), there is inserted—

“(3) For the purposes of these Regulations, a trial shall be taken to commence when the first witness is sworn.”

(3) In Schedule 2 (specified sheriff courts)—

(a) the words “(where proceedings have taken place in Lochgilphead)” are omitted; and

(b) there is inserted at the appropriate places—

“Fort William”; and

“Wick”.

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(1) Article 177 was renumbered as article 234 by the Treaty signed at Amsterdam on 2nd October 1997 amending the Treaty on European Union, the Treaty establishing the European Communities and certain related Acts O.J. No. C340, 10.11.97, p.1.