
SCOTTISH STATUTORY INSTRUMENTS

2010 No. 385

**The Criminal Justice and Licensing (Scotland)
Act 2010 (Commencement No. 5) Order 2010**

Transitional provision

3.—(1) Paragraph (2) applies in relation to any proceedings, arising from a reference made by the Commission to the High Court by virtue of section 194B of the Criminal Procedure (Scotland) Act 1995(1), which are not concluded as at the date of commencement of section 83 of the 2010 Act.

(2) Where an appellant seeks to found an appeal on grounds additional to those as set out in the Commission's statement of reasons then the period of 21 days specified in subsections (4C) and (4D) of section 194D of the Criminal Procedure (Scotland) Act 1995(2) shall be construed as 21 days after the date of commencement of section 83 of the 2010 Act.

(1) [1995 c.46](#). Section 194B of the Criminal Procedure (Scotland) Act 1995 was inserted by section 25 of the Crime and Punishment (Scotland) Act [1997 \(c.48\)](#).

(2) Section 194D of the Criminal Procedure (Scotland) Act 1995 was inserted by section 25 of the Crime and Punishment (Scotland) Act 1997. Subsections (4C) and (4D) are inserted by section 83 of the 2010 Act.