

Status: Point in time view as at 01/04/1996.

Changes to legislation: Criminal Procedure (Scotland) Act 1975, Cross Heading: The Indictment is up to date with all changes known to be in force on or before 15 June 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)



Criminal Procedure (Scotland) Act 1975

1975 CHAPTER 21

^{F1}PROCEDURE PRIOR TO TRIAL

^{F1} *The Indictment*

Textual Amendments

^{F1} Act repealed (S.) (1.4.1996) by [Criminal Procedure \(Consequential Provisions\) \(Scotland\) Act 1995](#) (c. 40), s. 6(1), [Sch. 5](#) (with ss. 4, 6(2), [Sch. 3](#) paras. 3, 16, [Sch. 6](#))

^{F1}**41** Indictment forms. **S**

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^{F1}**42** Resignation, death or demission of office of Lord Advocate. **S**

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^{F1}**43** Naming of accused. **S**

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^{F1}**44** Nomen juris unnecessary. **S**

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^{F1}**45** Case of two or more persons charged. **S**

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^{F1}**46** “Guilty, actor or art and part” unnecessary. **S**

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^{F1}47 “All which or part” implied. **S**

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^{F1}48 Qualifying words to be implied. **S**

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^{F1}48A Common law and statutory offences in same indictment. **S**

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^{F1}48B Description of offence in words of statute or order. **S**

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^{F1}49 Quotation of statutes unnecessary. **S**

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^{F1}50 Latitude as to time and place. **S**

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^{F1}51 Latitude as to quantities, persons, things or modes. **S**

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^{F1}52 Description of buildings, goods, money or other property. **S**

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^{F1}53 Description of persons, goods, etc. **S**

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^{F1}54 “Money” to include coin, bank notes and post office orders. **S**

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^{F1}55 Setting forth documents unnecessary. **S**

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^{F1}56 Declarations, etc., not averred. **S**

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^{F1}57 Indictments, etc., written or printed or partly so. **S**

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F1 58 Authentication of alterations to indictment, etc. S

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F1 59 Reset. S

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F1 60 Robbery, etc. to include reset, and theft to include breach of trust, etc. S

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F1 60A Proceedings under the Merchant Shipping Acts. S

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F1 61 Procedure where more than one crime charged. S

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F1 62 S

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F1 63 Attempt at crime. S

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F1 64 Statutory offences which are offences at common law. S

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F1 65 Superfluous particulars as to identity. S

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F1 66 Proof of exceptions, qualifications, etc. S

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F1 67 Offence committed in special capacity. S

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