



# Criminal Law Act 1977

## 1977 CHAPTER 45

### PART V

#### PROVISIONS APPLYING TO SCOTLAND

#### **63 Provisions applying to Scotland.**

<sup>x1</sup>(1) The <sup>M1</sup>Criminal Procedure (Scotland) Act 1975 shall have effect subject to the amendments specified in Schedule 11 to this Act.

(2) The following provisions of this Act shall have effect in relation to Scotland, namely—

section 15(2) to (4).

section 30(3);

section 31(10);

section 32(3);

section 33;

sections 38 to 40 and Schedule 7;

sections 50 to 52;

Sections 55(1) to (3);

section 65(1), (3) and (6) to (10) and Schedule 14;

section 65(4) and Schedule 12 so far as they relate to—

Night Poaching Act 1828,

Public Stores Act 1875,

Explosive Substances Act 1833,

Prison Act 1952 (in its application to persons for the time being in Scotland),

Adoption Act 1958,

sections 26, 28, 29 and 39(1) of the Criminal Justice Act 1961,

Housing (Scotland) Act 1966,

Road Traffic Regulations Act 1967,

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**Changes to legislation:** *Criminal Law Act 1977, Section 63 is up to date with all changes known to be in force on or before 12 August 2023. 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*

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sections . . . <sup>F1</sup> 60 of the Criminal Justice Act 1967 and (in its application to persons for the time being in Scotland) section 63 of that Act,  
 . . . . . <sup>F2</sup>  
 Gaming Act 1968,  
 section 179 of the Road Traffic Act 1972,  
 Health and Safety at Work etc. Act 1974,  
 [<sup>F3</sup>Rehabilitation of Offenders Act 1974;]  
 section 65(5) and Schedule 13 so far as they relate to—  
 Night Poaching Act 1828,  
 Truck Act 1831,  
 Public Stores Act 1875,  
 section <sup>F4</sup> . . . 9 or 19 of the Conspiracy and Protection of Property Act 1875,  
 Cruelty to Animals Act 1876,  
 Truck Amendment Act 1887,  
 Witnesses (Public Inquiries) Protection Act 1892,  
 section 283 of the Customs and Excise Act 1952,  
<sup>F5</sup> . . .  
 sections 26 and 28 of the Criminal Justice Act 1961,  
 Penalties for Drunkenness Act 1962,  
 Criminal Justice (Scotland) Act 1963,  
 sections 43(2) and 80 of the Road Traffic Regulation Act 1967,  
 sections 60, 92(8) and 106(2)(f) of and, in relation to enactments mentioned therein which extend to Scotland, Part I of Schedule 3 to the Criminal Justice Act 1967,  
 Firearms Act 1968,  
 Transport Act 1968,  
 section 59(5)(e) of and paragraph 48(a) of Schedule 8 to the Courts Act 1971,  
 Misuse of Drugs Act 1971,  
 Road Traffic Act 1972,  
 section 58(a) of the Powers of Criminal Courts Act 1973,  
 Road Traffic Act 1974,  
 District Courts (Scotland) Act 1975,  
 Criminal Procedure (Scotland) Act 1975,  
 Protection of Birds (Amendment Act) 1976;  
 Schedule 9, paragraph 3(3).

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**Editorial Information**

**X1** The text of ss. 5(10)(11), 15(2), 17, 30(1)(2), 31(10), 32(3), 46, 49, 52, 57, 63(1), 65(4)(5), Sch. 13 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

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**Textual Amendments**

**F1** Words repealed by [Magistrates' Courts Act 1980 \(c. 43, SIF 82\)](#), [Sch. 9](#)  
**F2** Words repealed by [Companies Act 1980 \(c. 22\)](#), s. 88, [Sch. 4](#)

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- F3** Words in s. 63(2) repealed (E.W.) (10.3.2014) by Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), **Sch. 25 Pt. 2** (with s. 141(1)-(6)); S.I. 2014/423, art. 2(c) (with art. 3)
- F4** Words in s. 63(2) repealed (16.10.1992) by Trade Union and Labour Relations (Consolidation) Act 1992 (c. 52), ss. 300(1), 302, **Sch.1** (with Sch. 3 para. 2).
- F5** Words in s. 63(2) omitted (S.) (3.11.2006) by virtue of The Animal Health and Welfare (Scotland) Act 2006 (Consequential Provisions) Order 2006 (S.S.I. 2006/536), art. 1, **sch. 1 para. 9**

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**Marginal Citations**

- M1** 1975 c. 21.

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

- Blanket amendment words substituted by [S.I. 2011/1043 art. 34](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 38A(5)(ia) by [2000 c. 43 Sch. 7 para. 55](#)
- s. 38B(5)(a) by [2000 c. 43 Sch. 7 para. 56](#)