

## SCHEDULES

### SCHEDULE 7

#### TERRORIST INVESTIGATIONS

##### PART II

##### SCOTLAND

###### *Explanation of seized or produced material*

- 15 (1) A sheriff may, on an application made by a procurator fiscal, order any person specified in the order to provide an explanation of any material produced or made available to a constable under paragraph 12 above or seized in pursuance of a warrant under paragraph 14 above.
- (2) A person shall not under this paragraph be required to disclose any information which he would be entitled to refuse to disclose on grounds of confidentiality in legal proceedings as being—
- (a) communications between a professional legal adviser and his client, or
  - (b) communications made in connection with or in contemplation of legal proceedings and for the purposes of those proceedings,
- except that a lawyer may be required to furnish the name and address of his client.
- (3) A statement by a person in response to a requirement imposed by virtue of this section may only be used in evidence against him—
- (a) on a prosecution for an offence under section 2 of the False Oaths (Scotland) Act 1933; or
  - (b) on a prosecution for some other offence where in giving evidence he makes a statement inconsistent with it.
- (4) Sub-paragraphs (1), (2) and (5) of paragraph 13 above shall apply to orders under this paragraph as they apply to orders under paragraph 12 above.