



Criminal Procedure (Scotland) Act 1995

1995 CHAPTER 46

PART XI

SENTENCING

[^{F1}Antisocial behaviour orders]

^{F1}[234K Drug treatment and testing orders: interpretation.

In sections 234B to 234J of this Act—

“ the appropriate court ” means—

- (a) where the drug treatment and testing order has been made by the High Court, that court;
- (b) in any other case, the court having jurisdiction in the area of the local authority for the time being specified in the order under section 234C(6) of this Act, being a sheriff or [^{F2}JP court] according to whether the order has been made by a sheriff or [^{F2}JP court] , but in a case where an order has been made by a [^{F2}JP court] and there is no [^{F2}JP court] in that area, the sheriff court; and

“ local authority ” means a council constituted under section 2 of the ^{M1} Local Government etc. (Scotland) Act 1994 and any reference to the area of such an authority is a reference to the local government area within the meaning of that Act for which it is so constituted.]

Textual Amendments

- F1** S. 234K inserted (30.9.1998) by 1998 c. 37, s. 95(1); S.I. 1998/2327, art. 2(1)(s) (subject to arts. 5-8)
- F2** Words in s. 234K(b) substituted (10.3.2008, 2.6.2008, 8.12.2008, 23.2.2009 and 14.12.2009 for certain purposes, otherwise 22.2.2010) by Criminal Proceedings etc. (Reform) (Scotland) Act 2007 (asp 6), ss. 80, 84, Sch. para. 26(k); S.S.I. 2008/42, art. 3, Sch.; S.S.I. 2008/192, art. 3, Sch.; S.S.I. 2008/329, art. 3, Sch.; S.S.I. 2008/362, art. 3, Sch.; S.S.I. 2009/432, art. 3, Schs. 1, 2

Status: Point in time view as at 01/02/2011.

Changes to legislation: *Criminal Procedure (Scotland) Act 1995, Section 234K is up to date with all changes known to be in force on or before 01 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)*

Marginal Citations

M1 1994 c.39.

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