



Criminal Procedure (Scotland) Act 1995

1995 CHAPTER 46

PART XII

EVIDENCE

Evidence relating to sexual offences

[^{F1}275B Provisions supplementary to sections 275 and 275A

- (1) An application for the purposes of subsection (1) of section 275 of this Act shall not, unless on special cause shown, be considered by the court unless made
- [in the case of proceedings in the High Court, not less than 7 clear days before
- ^{F2}(a) the preliminary hearing; or
- (b) in any other case,]
- not less than 14 clear days before the trial diet.
- (2) Where—
- (a) such an application is considered; or
- (b) any objection under subsection (2) of section 275A of this Act is entertained, during the course of the trial, the court shall consider that application or, as the case may be, entertain that objection in the absence of the jury, the complainer, any person cited as a witness and the public.]

Textual Amendments

- F1** Ss. 275A, 275B inserted (1.11.2002) by [Sexual Offences \(Procedure and Evidence\) \(Scotland\) Act 2002 \(asp 9\)](#), [s. 10\(4\)](#); S.S.I. 2002/443, [art. 3](#) (with [art. 4\(5\)](#))
- F2** Words in s. 275B inserted (1.2.2005) by [Criminal Procedure \(Amendment\) \(Scotland\) Act 2004 \(asp 5\)](#), [ss. 25, 27\(1\)](#), [Sch. para. 45](#); S.S.I. 2004/405, [art. 2](#), [Sch. 1](#) (with savings in [arts. 3-5](#))

Status:

Point in time view as at 30/06/2017.

Changes to legislation:

Criminal Procedure (Scotland) Act 1995, Section 275B is up to date with all changes known to be in force on or before 02 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.