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S T A T U T O R Y   I N S T R U M E N T S

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**1981 No. 387 (S.37)**

**LEGAL AID AND ADVICE, SCOTLAND**

**Act of Adjournal (Rules for Legal Aid in Criminal Proceedings Amendment) 1981**

*Made - - - - - 10th March 1981*

*Coming into Operation 1st April 1981*

The Lord Justice General, Lord Justice Clerk and Lords Commissioners of Justiciary, by virtue of the powers conferred upon them by section 16 of the Legal Aid (Scotland) Act 1967(a) and section 282 and 457 of the Criminal Procedure (Scotland) Act 1975(b), and of all other powers enabling them in that behalf, do hereby enact and declare—

*Citation and commencement*

1.—(1) This Act of Adjournal may be cited as the Act of Adjournal (Rules for Legal Aid in Criminal Proceedings Amendment) 1981 and shall come into operation on 1st April 1981.

(2) This Act of Adjournal shall be recorded in the Books of Adjournal.

*Identification Parades to be separate proceedings for legal aid*

2. In the Act of Adjournal (Rules for Legal Aid in Criminal Proceedings) 1964(c), in rule 2, after the words “distinct proceedings” insert the following paragraph—

“(aa) any identification parade held, by or on behalf of the prosecutor, in connection with or in contemplation of criminal proceedings to which section 1(5)(b) of the Act applies;”.

10th March 1981.  
Edinburgh.

*Emslie,*  
Lord Justice General,  
I.P.D.

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**EXPLANATORY NOTE**

*(This Note is not part of the Act of Adjournal.)*

This Act of Adjournal makes provision for identification parades to be distinct proceedings for the purposes of legal aid in consequence of the provisions of section 10(4) of the Criminal Justice (Scotland) Act 1980.

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(a) 1967 c. 43, as amended by Criminal Justice (Scotland) Act 1980 (c. 62)

(b) 1975 c. 21, as amended by Criminal Justice (Scotland) Act 1980 (c. 62)

(c) S.I. 1964/1409, as amended by S.I. 1975/835, 1976/371.

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