
STATUTORY INSTRUMENTS

1981 No. 766 (C.16) (S.80)

CRIMINAL LAW, SCOTLAND

**The Criminal Justice (Scotland) Act 1980
(Commencement No. 3) Order 1981**

Made - - - - 19th May 1981

In exercise of the powers conferred upon me by section 84(2) of the Criminal Justice (Scotland) Act 1980(a) and of all other powers enabling me in that behalf I hereby make the following order:—

1.—(1) This order may be cited as the Criminal Justice (Scotland) Act 1980 (Commencement No. 3) Order 1981.

(2) In this order, “the Act” means the Criminal Justice (Scotland) Act 1980.

2. The provisions of the Act which are referred to in column 1 of the Schedule to this order (which relate to the matters described in column 2 of that Schedule) shall come into force on 1st June 1981.

George Younger,
One of Her Majesty’s Principal
Secretaries of State.

New St. Andrew’s House,
Edinburgh.
19th May 1981.

SCHEDULE

PROVISIONS OF THE ACT COMING INTO FORCE ON 1ST JUNE 1981

Column 1 Provisions of the Act	Column 2 Subject Matter of Provisions
Section 2.	Detention and questioning at police station.
Section 3.	Right to have someone informed when arrested or detained.
Section 5.	Constable may take drunken person to designated place.
Section 51.	Execution in different parts of United Kingdom of warrants for imprisonment for non-payment of fine.
Section 83(1) to the extent necessary to give effect to paragraph 10 of Schedule 6.	Transitional provision.
Section 83(2) to the extent necessary to give effect to paragraphs 25 and 52 of Schedule 7.	Minor and consequential amendments.
Section 84(5) for the purpose of extending to England and Wales section 51 and paragraph 10 of Schedule 6.	Extension to England and Wales.
Section 84(6) for the purpose of extending to Northern Ireland section 51 and paragraph 10 of Schedule 6.	Extension to Northern Ireland.
In Schedule 6 paragraph 10.	Transitional provision.
In Schedule 7 paragraphs 25 and 52 (which amend the Criminal Procedure (Scotland) Act 1975)	Minor and consequential amendments.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order brings into force on 1st June 1981 the provisions of the Criminal Justice (Scotland) Act 1980 which are referred to in Column 1 of the Schedule to the Order. These provisions relate to police powers of detention, the treatment of drunken offenders and the enforcement of Scottish fines in other parts of the UK.

The provisions of the Act which are brought into force by this Order extend to Scotland only, with the exception of the provisions specified in the Schedule in connection with section 84(5) and (6) of the Act which also extend respectively to England and Wales and to Northern Ireland.

The provisions of the Act which remain to be brought into force are sections 6, 12, 13, 16, 36 and 45, Schedules 4 and 5, and the provisions of Schedules 7 and 8 which are consequential upon the sections referred to.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This Note does not form part of the Order.)

The following provisions of the Act have been brought into force by Commencement Order made before the date of this Order:—

<i>Provisions</i>	<i>S.I. No.</i>
Sections 1, 4, 7, 8, 9, 11, 14, 15, 17 to 32, 37 to 42, 46 to 50, 52 to 57, 68 to 82, 83 (partially), 84 (partially), Schedule 1, Schedule 6 (partially), Schedule 7 (partially), and Schedule 8 (partially).	1981/50
Sections 10, 33, 34, 35, 43, 44, 58 to 67, 83 (partially), 84 (partially), Schedule 2, Schedule 3, Schedule 6 (partially), Schedule 7 (partially) and Schedule 8 (partially).	1981/444

THE UNIVERSITY OF CHICAGO PRESS

SI 1981/766
ISBN 0-11-016766-X



780110 167664