

*These notes relate to the Vulnerable Witnesses (Scotland) Act 2004 (asp 3) which received Royal Assent on 14 April 2004*

# **VULNERABLE WITNESSES (SCOTLAND) ACT 2004**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### **Part 2 – Civil Proceedings**

##### ***Section 17 – Vulnerable witness: Crown application and saving provision***

77. Subsection (1) makes clear that the special measures provisions apply to the Crown as a party to civil proceedings.
78. Subsection (2) ensures that the existing common law powers to make or authorise special arrangements for vulnerable witnesses' evidence are not removed by sections 12 or 13.