



Vulnerable Witnesses (Scotland) Act 2004

2004 asp 3

PART 2

CIVIL PROCEEDINGS

Evidence of children and other vulnerable witnesses: special measures

14 Procedure in connection with orders under sections 12 and 13

(1) In section 5 (power to regulate procedure etc. in the Court of Session by act of sederunt) of the Court of Session Act 1988 (c. 36), after paragraph (d) there is inserted—

- “(da) to regulate the procedure to be followed in proceedings in the Court in connection with the making of orders under sections 12(1) and (6) and 13(2) of the Vulnerable Witnesses (Scotland) Act 2004 (asp 3) (“the 2004 Act”);
- (db) to regulate, so far as not regulated by the 2004 Act, the use in any proceedings in the Court of any special measures authorised by virtue of that Act to be used;”.

(2) In section 32(1) (power of Court of Session to regulate civil procedure in the sheriff court) of the Sheriff Courts (Scotland) Act 1971 (c. 58), after paragraph (e) there is inserted—

- “(ea) regulating the procedure to be followed in connection with the making of orders under sections 12(1) and (6) and 13(2) of the Vulnerable Witnesses (Scotland) Act 2004 (asp 3) (“the 2004 Act”);
- (eb) regulating, so far as not regulated by the 2004 Act, the use of special measures authorised by virtue of that Act to be used;”.

Commencement Information

- I1** S. 14 in force at 1.4.2005 for specified purposes by [S.S.I. 2005/168](#), [art. 2](#), [Sch.](#) (with [art. 4](#))
- I2** S. 14 in force at 30.11.2005 for specified purposes by [S.S.I. 2005/590](#), [art. 2](#), [Sch.](#) (with [art. 4](#))
- I3** S. 14 in force at 1.4.2006 for specified purposes by [S.S.I. 2006/59](#), [art. 2](#), [Sch.](#) (with [art. 4](#))
- I4** S. 14 in force at 1.11.2007 in so far as not already in force by [S.S.I. 2007/447](#), [art. 3](#), [Sch.](#) (with [art. 4](#))

Changes to legislation:

Vulnerable Witnesses (Scotland) Act 2004, Section 14 is up to date with all changes known to be in force on or before 26 May 2023. 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.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 11A11B inserted by [2020 asp 16 s. 4\(3\)](#)
- s. 12(3A) inserted by [2020 asp 16 s. 4\(4\)](#)
- s. 12(6A) inserted by [2020 asp 16 s. 5\(2\)](#)
- s. 22B-22D inserted by [2020 asp 16 s. 4\(5\)](#)