

*These notes relate to the Custodial Sentences and Weapons (Scotland) Act 2007 (asp 17) which received Royal Assent on 19 April 2007*

# **CUSTODIAL SENTENCES AND WEAPONS (SCOTLAND) ACT 2007**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON PARTS**

#### **Part 2 - Confinement and Release of Prisoners** Chapter 1

##### ***Introductory***

##### ***Section 3 - Application of Part 2***

25. Other than a life prisoner, this Part only applies to a sentence imposed on a person for an offence committed after the coming into force of this Part. Section 54 deals with the application to those imprisoned other than following conviction of an offence.

##### ***Section 4 - Basic Definitions***

26. This section provides definitions of various terms used in the Act.
27. Subsection (2) gives Scottish Ministers the power to amend, by order, the definitions of “custody and community sentence” and “custody-only sentence” by substituting a different period for the period mentioned (which is 15 days).
28. Subsections (3) and (4) provide that:
- release on community licence is a reference to the release on licence of a custody and community prisoner; and
  - release on life licence is a reference to the release on licence of a life prisoner.