

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

EXPLANATORY NOTES

COMMENTARY ON PARTS

Part 2 - Confinement and Release of Prisoners Chapter 7

Application of Part 2 to Certain Persons

Section 56 – Fine defaulters and persons in contempt of court

123. This section provides that Part 2 of the Act will apply as it applies to custody-only prisoners to:
- those who are in custody as a result of a failure to pay a fine, and
 - to persons who are in custody having been found in contempt of court.
124. This means that these categories of person will serve their full sentence in custody regardless of the length of the period of custody imposed on such a person.
125. Subsection (3) states that this section will only apply where the relevant act which leads to imprisonment or detention occurs after the coming into force of Part 2.