

*These notes relate to the Criminal Justice and Licensing (Scotland)  
Act 2010 (asp 13) which received Royal Assent on 6 August 2010*

# **CRIMINAL JUSTICE AND LICENSING (SCOTLAND) ACT 2010**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### **Part 3 - Criminal Procedure**

##### ***Section 56 - Grant of warrants for execution by constables and police members of SCDEA***

266. **Section 56** clarifies the law on the scope of a sheriff's jurisdiction to grant a warrant at common law to police members of the SCDEA and constables from a police force not within the area of the sheriff's jurisdiction.
267. This section provides that a sheriff or justice of the peace does not lack power or jurisdiction to grant a warrant for execution by a constable or a police member of the Scottish Crime and Drug Enforcement Agency simply on the basis that the constable or police member is not a constable of a police force for a police area which is within the sheriff's or justice's sheriffdom.