

*Status: Point in time view as at 19/10/2015.*

*Changes to legislation: There are currently no known outstanding effects for the Criminal Justice and Licensing (Scotland) Act 2010, Cross Heading: Membership. (See end of Document for details)*

## SCHEDULE 1 THE SCOTTISH SENTENCING COUNCIL

### *Membership*

- 1 (1) The Council consists of a chairing member, other judicial members, legal members and lay members.
- (2) The chairing member is the Lord Justice Clerk.
- (3) The other judicial members comprise—
- (a) one other person holding the office of judge who normally sits as a judge of the Outer House of the Court of Session or the High Court of Justiciary,
  - (b) one person holding the office of sheriff (other than a sheriff principal),
  - (c) two persons holding the office of justice of the peace or stipendiary magistrate, and
  - (d) one other person holding—
    - (i) any of the offices mentioned in paragraphs (a) to (c), or
    - (ii) the office of sheriff principal.
- (4) The legal members comprise—
- (a) one prosecutor within the meaning of section 307 of the 1995 Act,
  - (b) one advocate practising as such in Scotland (other than one who is a prosecutor), and
  - (c) one solicitor practising as such in Scotland (other than one who is a prosecutor).
- (5) The lay members comprise—
- (a) one constable,
  - (b) one person appearing to the Scottish Ministers to have knowledge of the issues faced by victims of crime, and
  - (c) one other person who is not qualified for appointment as a judicial or legal member.

#### **Commencement Information**

**II** Sch. 1 para. 1 in force at 19.10.2015 by [S.S.I. 2015/336](#), [art. 2\(b\)](#)

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