

SCHEDULE CONSEQUENTIAL AMENDMENTS

Criminal Procedure (Scotland) Act 1995

- 10 In section 110 (note of appeal), after subsection (3) insert—
- “(3A) In respect of a written note of appeal relating to an appeal by virtue of section 11(7) of the Double Jeopardy (Scotland) Act 2011 (asp 16)—
- (a) subsection (1) applies as if the reference to the judge who presided at the trial were a reference to—
 - (i) the judge who presided at the trial resulting in the conviction to which the written note of appeal relates; and
 - (ii) the judge who presided at the trial for an offence mentioned in section 11(2) of that Act resulting in the convicted person’s acquittal; and
 - (b) subsection (3)(a) applies as if the reference to the proceedings were a reference to—
 - (i) the proceedings which resulted in the conviction to which the written note of appeal relates; and
 - (ii) the proceedings which resulted in the convicted person’s acquittal.”.