
Changes to legislation: There are currently no known outstanding effects for the Domestic Abuse (Scotland) Act 2018, Paragraph 5. (See end of Document for details)

SCHEDULE MODIFICATION OF ENACTMENTS

PART 1

RULES OF CRIMINAL PROCEDURE

CHAPTER 2

CONDUCT OF PRECOGNITION AND DEFENCE

Prohibition on conduct of own defence

- 5 (1) The Criminal Justice (Scotland) Act 2016 is amended as follows.
- (2) In section 20—
- (a) in subsection (1), in each of paragraphs (a) and (b)(ii), for the words “a sexual offence to which section 288C of the 1995 Act applies” there is substituted “an offence listed in subsection (3)(b)”,
 - (b) in paragraph (a) of subsection (2), the words “(within the meaning of section 288C(1A) of the 1995 Act)” are repealed,
 - (c) after subsection (2) there is inserted—
 - “(3) For the purposes of subsections (1) and (2)—
 - (a) “relevant hearing” is to be construed in accordance with section 288C(1A) or (as the case may be) 288DC(4) of the 1995 Act,
 - (b) the list is—
 - (i) an offence to which section 288C of the 1995 Act applies (certain sexual offending),
 - (ii) an offence to which section 288DC of the 1995 Act applies (domestic abuse cases).”.
- (3) The title of section 20 becomes “Information to be given in particular cases”.

Commencement Information

II Sch. para. 5 in force at 1.4.2019 by S.S.I. 2018/387, reg. 2 (with reg. 7)

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