SCHEDULES

SCHEDULE 9

Section 461.

AMENDMENT OF OTHER ENACTMENTS

Modifications etc. (not altering text)

C1 The text of Schedule 9 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

The Jurors (Scotland) Act 1825 (1825 c. 22)

- In section 7, for the words from the beginning to "case may be" there shall be substituted the words "The Court of Session may by Act of Sederunt", and for the words from "those courts" to "Edinburgh" there shall be substituted the words "that court".
- In section 10, for the words "court whatsoever" there shall be substituted the words "civil court".
- In section 13, after the word "several" there shall be inserted the words "civil jury".
- In section 19, after the word "several" there shall be inserted the word "civil".

The Criminal Law (Scotland) Act 1830 (1830 c. 37)

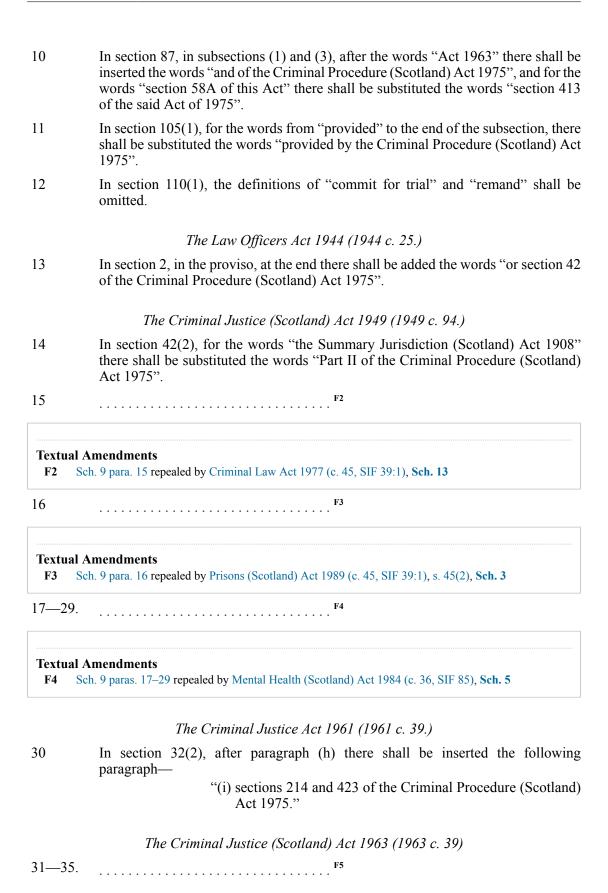
- In section 7, for the words from "cause" to "criminal" there shall be substituted the words "civil cause or proceeding".
- 6F

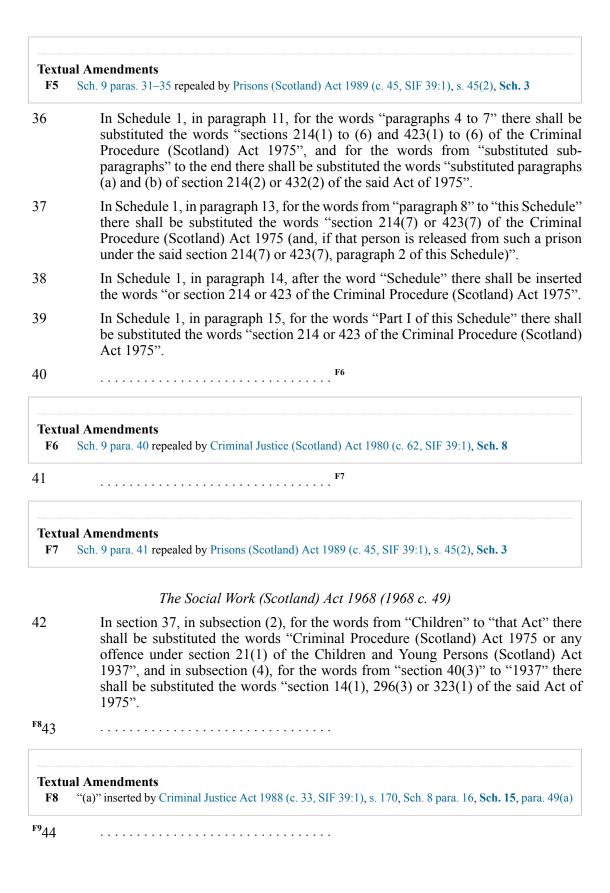
Textual Amendments

F1 Sch. 9 para. 6 repealed by Interpretation Act 1978 (c. 30, SIF 115:1), Sch. 3

The Children and Young Persons (Scotland) Act 1937 (1937 c. 37.)

- In section 57(3), for the words "this section" there shall be substituted the words "section 206 of the Criminal Procedure (Scotland) Act 1975".
- In section 58A(2), for the words "this section" there shall be substituted the words "section 413 of the Criminal Procedure (Scotland) Act 1975".
- In section 62(b), for the words from "subsection (2)" to the end there shall be substituted the words "subsection (2) of section 206 of the Criminal Procedure (Scotland) Act 1975; or".





Textual Amendments

F9 Words substituted by Criminal Justice Act 1988 (c. 33, SIF 39:1), s. 170, Sch. 8 para. 16, **Sch. 15**, para. 49(b)

The Children and Young Persons Act 1969 (1969 c. 54)

- In Schedule 5, in paragraph 53, for the words "The said sections 39 and 49" there shall be substituted the words "Sections 39 and 49 of the principal Act", and for the words "sections 46 and 54" wherever those words occur there shall be substituted the words "section 46".
- In Schedule 5, in paragraph 78, for the words from "section 58A" to the words "that section" there shall be substituted the words "section 413 of the Criminal Procedure (Scotland) Act 1975 and is not released under section 58A(3) of the said Act of 1937".

The Immigration Act 1971 (1971 c. 77)

In section 6(2), for the words "section 26 of the Criminal Justice (Scotland) Act 1949" there shall be substituted the words "section 179 or 380 of the Criminal Procedure (Scotland) Act 1975".

The Criminal Justice Act 1972 (1972 c. 71)

- In section 24, for subsection (4) there shall be substituted the following subsection—
 - "(4) References in this section to facilitating the commission of an offence include references to the taking of any steps after it has been committed for the purpose of disposing of any property to which it relates or of avoiding apprehension or detection."
- In section 51(2), for the words "section 39(1) of the Criminal Justice (Scotland) Act 1963" there shall be substituted the words "sections 17(1) and 325(1) of the Criminal Procedure (Scotland) Act 1975".

The Powers of Criminal Courts Act 1973 (1973 c. 62)

$[^{\text{F10}}50]$ In section 10—

- (a) in subsection (3)(a), for the words from "subsection (2)" to "Act 1949" there shall be substituted the words "section 184(2) or 385(2) of the Criminal Procedure (Scotland) Act 1975", and after the words "Act and" there shall be inserted the words "section 184 or 385";
- (b) in subsection (3)(b), for the words "section 3" there shall be substituted the words "section 184 or 385", and for the words "virtue of section 3" there shall be substituted the words "virtue of section 184 or 385";
- (c) in subsection (4), for the words from "Criminal" to "and 6" there shall be substituted the words "Criminal Procedure (Scotland) Act 1975, except sections 186(2)(b), 187, 387(2)(b) and 388", and for the words "section 2" there shall be substituted the words "section 183 or 384";

- (d) in subsections (5) and (6), for the words from "Criminal" to "1949" there shall be substituted the words "Criminal Procedure (Scotland) Act 1975"; and
- (e) in subsection (8), for the words from "section 7" to "1949" there shall be substituted the words "section 188 or 389 of the Criminal Procedure (Scotland) Act 1975", and for the words "section 2" there shall be substituted the words "sections 183 or 384".]

Textual Amendments

F10 Sch. 9 para. 50 repealed (S.) (1.10.1992) by Criminal Justice Act 1991 (c. 53), s. 101(2), **Sch. 13**; S.I. 1992/333, art. 2(2), **Sch. 2**.

The Health and Safety at Work etc. Act 1974 (1974 c. 37)

In section 34(5)(b), for the words "23(2) of the Summary Jurisdiction (Scotland) Act 1954" there shall be substituted the words "331(3) of the Criminal Procedure (Scotland) Act 1975".

Changes to legislation:

Criminal Procedure (Scotland) Act 1975, SCHEDULE 9 is up to date with all changes known to be in force on or before 31 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

View outstanding changes

Changes and effects yet to be applied to:

Sch. 9 para. 4344 repealed (prosp.) by 1995 c. 36 s. 105(5)Sch. 5

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Act certain function transferred. by 1994 c. 39 s. 127(1)128

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 168(c)(ii) amended (prosp.) by 1995 c. 36 s. 105(4)Sch. 4 para. 24(6)(b)
- s. 364(c)(ii) amended (prosp.) by 1995 c. 36 s. 105(4)Sch. 4 para. 24(14)(b)
- s. 413(3) (defn.of "the appropriate local authority") para. (a)(b) amended by 1994 c. 39 Sch. 13 para. 97(5)
- s. 413(3) (defns. of "care" and "the 1968 Act") repealed (prosp.) by 1995 c. 36 s.
 105(4)(5)Sch. 4 para. 24(17)(b)(i)Sch. 5
- s. 462 (defns. of "child" "children's hearing" "place of safety" "residential establishment" and "supervision requirement") amended (prosp.) by 1995 c. 36 s. 105(4)Sch. 4 para. 24(18)
- s. 462 (defns. of "crime" and "prosecutor") applied (prosp.) by 1995 c. 36 s. 53(7)