



# Crime and Punishment (Scotland) Act 1997

## 1997 CHAPTER 48

### PART II

#### CRIMINAL PROCEDURE

##### *Evidential provisions*

#### **27 Proof of age.**

After section 255 of the 1995 Act there shall be inserted the following section—

*“ Proof of age*

#### **255A Proof of age.**

Where the age of any person is specified in an indictment or a complaint, it shall, unless challenged—

- (a) in the case of proceedings on indictment by giving notice of a preliminary objection under paragraph (b) of section 72(1) of this Act or under that paragraph as applied by section 71(2) of this Act; or
  - (b) in summary proceedings—
    - (i) by preliminary objection before the plea of the accused is recorded; or
    - (ii) by objection at such later time as the court may in special circumstances allow,
- be held as admitted.”.

**Changes to legislation:**

There are currently no known outstanding effects for the Crime and Punishment (Scotland) Act 1997, Section 27.