



Crime and Punishment (Scotland) Act 1997

1997 CHAPTER 48

PART II

CRIMINAL PROCEDURE

Evidential provisions

32 Supervision and care of persons diverted from prosecution or subject to supervision requirement.

In section 27(1) of the ^{M1}Social Work (Scotland) Act 1968 (supervision and care of persons put on probation or released from prisons etc.)—

- (a) after paragraph (a) there shall be inserted the following paragraph—
 - “(aa) making available to any children’s hearing such reports relating to persons aged 16 and 17 years in relation to the commission of an offence as the hearing may require for the disposal of a case;”;
- (b) after paragraph (a) there shall be inserted the following paragraph—
 - “(ab) making available to any procurator fiscal or the Lord Advocate such reports as the procurator fiscal or the Lord Advocate may request in relation to persons who are charged with an offence;”;
- (c) after sub-paragraph (iv) of paragraph (b) there shall be inserted the following sub-paragraph—
 - “(v) without prejudice to sub-paragraphs (i) to (iv) above, persons in their area who are subject to a supervision and treatment order under section 57(2)(d) of the ^{M2}Criminal Procedure (Scotland) Act 1995;”;
- (d) after sub-paragraph (iv) of paragraph (b) there shall be inserted the following sub-paragraph—

Changes to legislation: There are currently no known outstanding effects for the Crime and Punishment (Scotland) Act 1997, Section 32. (See end of Document for details)

- “(vi) persons in their area aged 16 and 17 years who are subject to a supervision requirement imposed in relation to the commission of any offence by that person;” and
- (e) after sub-paragraph (iv) of paragraph (b) there shall be inserted the following sub-paragraph—
- “(vii) persons in their area who are charged with, but not prosecuted for, any offence and are referred to the local authority by the procurator fiscal or the Lord Advocate; and”.

Marginal Citations

M1 1968 c.49.

M2 1995 c.46.

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