



# Evidence (Scotland) Act 1840

1840 CHAPTER 59 3 and 4 Vict

## 4 Examination of witnesses by the parties against whom they are produced.

In any action, cause, prosecution, or other judicial proceeding, civil or criminal, where proof shall be taken, whether by the judge or a person acting as commissioner, it shall be competent for the party against whom a witness is produced and sworn in causa to examine such witness, not in cross only, but in causa.

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### Modifications etc. (not altering text)

C1 S. 4 repealed so far as relating to criminal proceedings by [Criminal Procedure \(Scotland\) Act 1975](#) (c. 21), [Sch. 10 Pt. I](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Evidence (Scotland) Act 1840, Section 4.