

SCHEDULE 1

Amendments of Acts

PART 1

New arrangements for the provision of probation services

Criminal Procedure (Scotland) Act 1995

- 11.**—(1) The Criminal Procedure (Scotland) Act 1995⁽¹⁾ is amended as follows.
- (2) In section 209 (supervised release orders)—
- (a) in subsection (3)(a)⁽²⁾, omit “either” and after “petty sessions area” insert “or (as the case may be) an officer of a provider of probation services acting in a local justice area”; and
 - (b) in subsection (7)⁽³⁾, in the definition of “supervising officer”, after “board” insert “or officer of a provider of probation services”.
- (3) In section 228 (probation orders), in subsection (2)(b)⁽⁴⁾, at the end insert “or (as the case may be) by a provider of probation services operating in the local justice area which would be named in the order”.
- (4) In section 234 (probation orders: persons residing in England and Wales)—
- (a) in subsection (1)(a)⁽⁵⁾, for “appointed for or assigned to” substitute “, or (as the case may be) an officer of a provider of probation services, acting in”; and
 - (b) in subsection (3)(c)⁽⁶⁾, at the end insert “or (as the case may be) a provider of probation services operating in the local justice area in which he resides or will reside”.
- (5) In section 242 (community service orders: persons residing in England and Wales), in subsection (3)(b)⁽⁷⁾—
- (a) after “that area” insert “or a provider of probation services operating in that area”; and
 - (b) after “the board” insert “or provider (as the case may be)”.

(1) [1995 c. 46 \(S.\)](#)

(2) Section 209(3)(a) was amended by the Criminal Justice and Court Services Act 2000 ([c.43](#)), Schedule 7, paragraph 4(1)(a) and (2).

(3) In section 209(7) the definition of “supervising officer” was amended by the Criminal Justice and Court Services Act 2000 ([c.43](#)), Schedule 7, paragraphs 120 and 121.

(4) Section 228(2)(b) was amended by the Criminal Justice and Court Services Act 2000 ([c.43](#)), Schedule 7, paragraphs 120 and 122.

(5) Section 234(1)(a) was amended by the Criminal Justice and Court Services Act 2000 ([c.43](#)), Schedule 7, paragraph 4(1)(a) and (2) and [S.I. 2005/886](#).

(6) Section 234(3)(c) was amended by the Criminal Justice and Court Services Act 2000 ([c.43](#)), Schedule 7, paragraphs 120 and 123(b) and [S.I. 2005/886](#).

(7) Section 242(3)(b) was amended by the Criminal Justice and Court Services Act 2000 ([c.43](#)), Schedule 7, paragraphs 120 and 124(c)(i) and (ii) and the Criminal Justice Act 2003 ([c.44](#)), Schedule 32, paragraphs 69 and 71(c).