STATUTORY INSTRUMENTS

1978 No. 491 (S. 46)

SUMMARY JURISDICTION, SCOTLAND

HIGH COURT OF JUSTICIARY, SCOTLAND

Act of Adjournal (Sentencing Powers etc) (Amendment) 1978

Made - - - -	*15th March* 1978
Coming into Operation	*25th April* 1978

The Lord Justice General, the Lord Justice Clerk and the Lords Commissioners of Justiciary, under and by virtue of the powers conferred upon them by sections 282 and 457 of the Criminal Procedure (Scotland) Act 1975(a) and of all other powers enabling them in that behalf, do hereby enact and declare:—

Citation, commencement and interpretation

1.—(1) This Act of Adjournal may be cited as the Act of Adjournal (Sentencing Powers etc) (Amendment) 1978 and shall come into operation on 25th April 1978.

(2) The Interpretation Act 1889(b) shall apply to this Act of Adjournal as it applies to an Act of Parliament.

Amendments

2. In the Act of Adjournal (Sentencing Powers etc) 1978(c)—

(*a*) in paragraph 1, omit sub-paragraph (4);

(*b*) in paragraph 3, —

(i) in sub-paragraph (1), for "paragraph (2)" substitute "sub-paragraph (2)";

(ii) in sub-paragraph (2), for "sheriff" substitute "judge".

And the Lords appoint this Act of Adjournal to be recorded in the Books of Adjournal.

Edinburgh,
15th March 1978.

G. C. Emslie,
I.P.D.

EXPLANATORY NOTE

(This Note is not part of the Act of Adjournal.)

This Act of Adjournal makes amendments to the Act of Adjournal (Sentencing Powers etc) 1978 which have the effect of applying to District Courts the requirement that the accused person in any summary proceedings is to plead personally.

(a) 1975 c. 21. (b) 1889 c. 63. (c) S.I. 1978/123.

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