SCOTTISH STATUTORY INSTRUMENTS

2001 No. 307

LEGAL AID AND ADVICE

The Criminal Legal Aid (Fixed Payments) (Scotland) Amendment Regulations 2001

Made - - - -	*10th September 2001*
Laid before the Scottish Parliament - - - -	*12th September 2001*
Coming into force - -	*15th October 2001*

The Scottish Ministers, in exercise of the powers conferred by sections 33 and 41A of the Legal Aid (Scotland) Act 1986(**1**) and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Criminal Legal Aid (Fixed Payments) (Scotland) Amendment Regulations 2001 and shall come into force on 15th October 2001.

Amendment of the Criminal Legal Aid (Fixed Payments) (Scotland) Regulations 1999

2. The Criminal Legal Aid (Fixed Payments) (Scotland) Regulations 1999(**2**) shall be amended in accordance with the following regulations.

3. In the definition of "excluded proceedings" in regulation 2(1)–

(a) at the end of sub-paragraph (c) there shall be inserted–

", except where those proceedings are before a court which has been designated as a drug court by the sheriff principal"; and

(b) after sub-paragraph (h) there shall be inserted–

";

(i) proceedings under section 9 of the Extradition Act 1989(**3**);

(**1**) 1986 c. 47. Sections 33(3A) and 41A were inserted by the Crime and Punishment (Scotland) Act 1997 (c. 48), sections 51 and 54 respectively. Section 33(3C) to (3K) and section 33(3AA) to (3AC) were inserted by the Convention Rights (Compliance) (Scotland) Act 2001 (asp 7), sections 7 and 8 respectively. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).

(**2**) S.I.1999/491, as amended by S.I. 1999/1820 and S.S.I. 1999/48.

(**3**) 1989 c. 33. Section 9 was amended by the Criminal Justice and Public Order Act 1994 (c. 33) and the Access to Justice Act 1999 (c. 22), and S.I. 1997/1178 and 1999/1750.