



Coronavirus

Order in respect of Summary Criminal Business – Refixing Diets

No. 7 of 2020

This order supersedes “*Coronavirus – Guidance in respect of Summary Criminal Business – Refixing Diets No. 6 of 2020*” of 24 March 2020.

It is promulgated to have regard to the provisions of the Act of Adjournal (Criminal Procedure (Scotland) Act 1995 Amendment) (Miscellaneous) 2020 and comes in to effect with the said Act of Adjournal on 25 March 2020.

In relation to the following categories of summary criminal business calling in the weeks specified in column A of the Schedule to this guidance, certain diets have been assigned for days which are no longer suitable to the court, namely:

1. All cases calling in the diet courts;
2. All cases calling in the intermediate diet courts (excepting those where the accused is in custody);
3. All cases calling in the summary trials courts (excepting those where the accused is in custody);
4. All cases calling in the remand courts (excepting those where the accused is in custody); and
5. All cases calling in the drugs and alcohol courts (excepting those where the accused is in custody).

In accordance with the power set out in section 137ZB of the Criminal Procedure (Scotland) Act 1995 (“the 1995 Act”), the court, of its own accord, hereby discharges the said diets assigned for the weeks specified in column A of the Schedule to this guidance and to fix new diets as follows:

1. In respect of all cases calling in the diet courts in a week specified in column A of the Schedule to this guidance, a new diet will be fixed for the same day in the week set out in column B of the same row in the Schedule;
2. In respect of all cases calling in the intermediate diet courts (excepting those where the accused is in custody) in a week specified in column A of the Schedule to this guidance, a new intermediate diet will be assigned for the same day in the week set out in column B of the same row in the Schedule ; the trial diet will also be discharged and a new trial diet will be fixed for the same day in the week set out in column C of the same row in the Schedule;;
3. In respect of all cases calling in the summary trials courts (excepting those where the accused is in custody) in a week specified in column A of the Schedule to this guidance, a new trial diet will be fixed for the same day in the week set out in column B of the same row in the Schedule;
4. In respect of all cases calling in the remand courts (excepting those where the accused is in custody) in a week specified in column A of the Schedule to this guidance, a new diet will be assigned for the same day in the week set out in set out in column D of the same row in the Schedule; and
5. In respect of cases calling in the drugs and alcohol courts (excepting those where the accused is in custody) in a week specified in column A of the Schedule to this guidance, a new diet will be assigned for the same day in the week set out in column D of the same row in the Schedule.

Sheriff Principal C.D.Turnbull

25 March 2020

SCHEDULE

COLUMN A	COLUMN B	COLUMN C	COLUMN D
w/c 23 March 2020*	w/c 10 August 2020	w/c 7 September 2020	w/c 18 May 2020
w/c 30 March 2020	w/c 17 August 2020	w/c 14 September 2020	w/c 25 May 2020
w/c 6 April 2020	w/c 24 August 2020	w/c 21 September 2020	w/c 1 June 2020
w/c 13 April 2020	w/c 31 August 2020	w/c 28 September 2020	w/c 8 June 2020
w/c 20 April 2020	w/c 7 September 2020	w/c 5 October 2020	w/c 15 June 2020
w/c 27 April 2020	w/c 14 September 2020	w/c 12 October 2020	w/c 22 June 2020
w/c 4 May 2020	w/c 21 September 2020	w/c 19 October 2020	w/c 29 June 2020
w/c 11 May 2020	w/c 28 September 2020	w/c 26 October	w/c 6 July 2020

* w/c 23 March 2020 – applies in relation to the specified categories of summary criminal business from and including 25 March 2020 onwards

NOTES

1. The foregoing applies to non-domestic; domestic and Justice of the Peace Court summary criminal business.
2. All summary custody courts and remand courts will continue as programmed. Only custody remand court cases will call.

EXAMPLES

1. An applicable case which is due to call in the diet court on Thursday 2 April 2020 would now call in the diet court of Thursday 20 August 2020.

2. An applicable case which is due to call in the intermediate diet court on Wednesday 1 April 2020 would now call for an intermediate diet on Wednesday 19 August 2020; and a trial diet on Wednesday 16 September 2020.
3. An applicable case which is due to call for a summary trial on Monday 23 March 2020 would now call for trial on Monday 17 August 2020.
4. An applicable case due to call in the drugs court on Tuesday 21 April 2020 would be continued to a diet on 15 June 2020