

HIGH COURT OF JUSTICIARY

Direction No. 3 of 2021

Specified hearings for participation by a detained person through live television link

This direction replaces Direction No.2 of 2021 and takes effect from 6 October 2021.

Under and by virtue of the power conferred on me by section 288K of the Criminal Procedure (Scotland) Act 1995 (“the 1995 Act”), I hereby specify that a detained person may participate through live television link in the following types of hearings:

1. An appeal hearing or related procedural hearing in the High Court of Justiciary sitting in Edinburgh or Glasgow in respect of which the detained person is imprisoned or otherwise lawfully detained in one of the places of detention specified in Schedule A to this direction.
2. A hearing of a type specified in Schedule B to this direction in the High Court of Justiciary in respect of which the detained person is imprisoned or otherwise lawfully detained in one of the places of detention specified in Schedule A to this direction.
3. An appeal hearing or related procedural hearing in the Sheriff Appeal Court sitting in Edinburgh or Glasgow in respect of which the detained person is imprisoned or otherwise lawfully detained in one of the places of detention specified in the Schedule A to this direction.
4. A hearing of a type specified in Schedule C to this direction in any of the Sheriff Courts specified in Schedule D to this direction, but only if the detained person is imprisoned or otherwise lawfully detained in one of the places of detention specified in schedule A to this direction.
5. A hearing of a type specified in Schedule E to this direction in any of the Justice of the Peace Courts specified in Schedule F to this direction, but only if the detained person is imprisoned or otherwise lawfully detained in one of the places of detention specified in schedule A to this direction.

CJM SUTHERLAND

Lord Justice General

Edinburgh

5 October 2021

SCHEDULE A

- HMP Addiewell
- HMP Barlinnie
- HMP Cornton Vale
- HMP Dumfries
- HMP Edinburgh
- HMP Glenochil
- HMP Greenock
- HMP Grampian
- HMP Inverness
- HMP Kilmarnock
- HMP Low Moss
- HMP Perth
- HMP Polmont
- HMP Shotts
- Police Scotland Custody Centre, 52 Great North Road, Aberdeen
- Police Scotland Custody Centre, 50 Montrose Street, Clydebank
- Police Scotland Custody Centre, Whittington Street, Coatbridge
- Police Scotland Custody Centre, Newbattle Road, Dalkeith
- Police Scotland Custody Centre, Loreburn Street, Dumfries
- Police Scotland Custody Centre, West Bell Street, Dundee
- Police Scotland Custody Centre, 2 Holyrood Road, Dunfermline
- Police Scotland Custody Centre, 14 St. Leonard's Street, Edinburgh
- Police Scotland Custody Centre, 31/33 Moray Street, Elgin

- Police Scotland Custody Centre, West Bridge Street, Falkirk
- Police Scotland Custody Centre, Finlayson Street, Fraserburgh
- Police Scotland Custody Centre, 744 Aitkenhead Road, Glasgow
- Police Scotland Custody Centre, 923 Helen Street, Glasgow
- Police Scotland Custody Centre, 851 London Road, Glasgow
- Police Scotland Custody Centre, 50 Stewart Street, Glasgow
- Police Scotland Custody Centre, 160 Rue End Street, Greenock
- Police Scotland Custody Centre, Wilton Hill, Hawick
- Police Scotland Custody Centre, Burnett Road, Inverness
- Police Scotland Custody Centre, 10 St Marnock Street, Kilmarnock
- Police Scotland Custody Centre, St. Brycedale, Kirkcaldy
- Police Scotland Custody Centre, West Lothian Civic Centre, Howden South Road, Livingston
- Police Scotland Custody Centre, 217 Windmillhill Street, Motherwell
- Police Scotland Custody Centre, Glencairn Street, Saltcoats
- Police Scotland Custody Centre, Port Rodie, Stranraer
- St Mary's Kenmure Secure Care Unit, Bishopbriggs
- Good Shepherd Secure Care Unit, Bishopton
- Edinburgh Secure Services (Howdenhall) Secure Care Unit, Edinburgh
- Rossie Young People's Trust Secure Care Unit, Montrose
- Kibble Safe Centre Secure Care Unit, Paisley

SCHEDULE B

- An appearance following execution of a warrant to apprehend.
- An application for bail review under section 30 or section 31 of the 1995 Act
- An application for an extension of time under section 65 of the 1995 Act.
- A preliminary hearing under section 72 and section 72A of the 1995 Act
- A hearing under section 75A (adjournment and alteration of diets) of the 1995 Act.
- A hearing under section 75C (re-fixing diets: non-suitable days) of the 1995 Act.
- A hearing under section 76 (procedure where accused desires to plead guilty) of the 1995 Act.
- An appearance under section 102A (failure of accused to appear) of the 1995 Act.
- Any hearing to which reference is made in Part XI (Sentencing) of the 1995 Act.
- A hearing under section 300A (Power of court to excuse procedural irregularities)
- A hearing in respect of a confiscation order under Part 3 of the Proceeds of Crime Act 2002.

SCHEDULE C

- A first appearance from custody.
- An appearance following execution of a warrant to apprehend.
- A full committal.
- An application for bail review under section 30 or section 31 of the 1995 Act
- An application for an extension of time under section 65 of the 1995 Act.
- A first diet under section 71 of the 1995 Act.
- A hearing under section 75A (adjournment and alteration of diets) of the 1995 Act.
- A hearing under section 75C (re-fixing diets: non-suitable days) of the 1995 Act.
- A hearing under section 76 (procedure where accused desires to plead guilty) of the 1995 Act.
- An appearance under section 102A (failure of accused to appear) of the 1995 Act.
- A hearing under section 134 (incidental applications) of the 1995 Act
- A hearing under section 137 (alteration of diets) of the 1995 Act.
- A hearing under section 137ZB (refixing diets: non-suitable days) of the 1995 Act
- A calling of a case under section 144 (procedure at first diet) of the 1995 Act.
- A calling of a case under section 145 (adjournment for inquiry at first calling) of the 1995 Act.
- An application for an extension of time under section 147 of the 1995 Act.
- An intermediate diet under section 148 of the 1995 Act.
- An interim diet under section 148A (interim diet required in certain sexual of domestic abuse cases) of the 1995 Act
- Any hearing to which reference is made in Part XI (Sentencing) of the 1995 Act.
- A hearing under section 300A (Power of court to excuse procedural irregularities)
- A hearing in respect of a confiscation order under Part 3 of the Proceeds of Crime Act 2002.

SCHEDULE D

- Aberdeen Sheriff Court
- Airdrie Sheriff Court
- Alloa Sheriff Court
- Ayr Sheriff Court
- Banff Sheriff Court
- Campbelltown Sheriff Court
- Dumbarton Sheriff Court
- Dumfries Sheriff Court
- Dunfermline Sheriff Court
- Dundee Sheriff Court
- Dunoon Sheriff Court
- Edinburgh Sheriff Court
- Elgin Sheriff Court
- Falkirk Sheriff Court
- Forfar Sheriff Court
- Fort William Sheriff Court
- Glasgow Sheriff Court
- Greenock Sheriff Court
- Hamilton Sheriff Court
- Inverness Sheriff Court
- Kilmarnock Sheriff Court
- Livingston Sheriff Court

- Jedburgh Sheriff Court
- Lanark Sheriff Court
- Kirkwall Sheriff Court
- Kirkcaldy Sheriff Court
- Lerwick Sheriff Court
- Lochmaddy Sheriff Court
- Oban Sheriff Court
- Paisley Sheriff Court
- Perth Sheriff Court
- Peterhead Sheriff Court
- Portree Sheriff Court
- Selkirk Sheriff Court
- Stirling Sheriff Court
- Stranraer Sheriff Court
- Stornoway Sheriff Court
- Tain Sheriff Court
- Wick Sheriff Court

SCHEDULE E

- A first appearance from custody.
- An appearance following execution of a warrant to apprehend.
- An application for bail review under section 30 or section 31 of the 1995 Act
- A hearing under section 134 (incidental applications) of the 1995 Act
- A hearing under section 137 (alteration of diets) of the 1995 Act.
- A hearing under section 137ZB (refixing diets: non-suitable days) of the 1995 Act
- A calling of a case under section 144 (procedure at first diet) of the 1995 Act.
- A calling of a case under section 145 (adjournment for inquiry at first calling) of the 1995 Act.
- An application for an extension of time under section 147 of the 1995 Act.
- An intermediate diet under section 148 of the 1995 Act.
- An interim diet under section 148A (interim diet required in certain sexual of domestic abuse cases) of the 1995 Act
- Any hearing to which reference is made in Part XI (Sentencing) of the 1995 Act.
- A hearing under section 300A (Power of court to excuse procedural irregularities)

SCHEDULE F

- Aberdeen
- Ayr
- Airdrie
- Alloa
- Banff
- Campbeltown
- Dumbarton
- Dumfries
- Dundee
- Dunfermline
- Dunoon
- Edinburgh
- Elgin
- Falkirk
- Forfar
- Fort William
- Glasgow
- Greenock
- Hamilton
- Inverness
- Jedburgh
- Kilmarnock

- Kirkcaldy
- Lanark
- Livingston
- Lochgilphead
- Oban
- Paisley
- Perth
- Peterhead
- Selkirk
- Stirling
- Stranraer
- Tain