

## **Bail and Release from Custody (Scotland) Bill — Stage 2**

### **After section 5**

**Katy Clark**

**6** After section 5, insert—

**<Compliance with bail conditions**

After section 203A of the 1995 Act (reports about organisations) insert—

**“203B Consideration of bail conditions**

- (1) This section applies where—
  - (a) a person has been convicted of an offence, and
  - (b) the person has spent a period of time on bail awaiting trial or sentence.
- (2) When passing the sentence, the court may have regard to the person’s compliance with any conditions of bail, including a condition which—
  - (a) requires the person to submit to monitoring in accordance with Part 1 of the Management of Offenders (Scotland) Act 2019 (electronic monitoring etc.),
  - (b) requires the person to submit to a curfew.”>