

These notes relate to the Criminal Proceedings etc. (Reform) (Scotland) Act 2007 (asp 6) which received Royal Assent on 22 February 2007

CRIMINAL PROCEEDINGS ETC. (REFORM) (SCOTLAND) ACT 2007

EXPLANATORY NOTES

INTRODUCTION

Part 4 – Jp Courts and Jps

Establishing JP courts etc.

Section 60: Making provision for JP courts

353. This section imposes a duty on Scottish Ministers to make provision for the organisation and administration for JP courts. The Scottish Ministers are also responsible for providing suitable and sufficient premises and facilities.
354. In making such provision, the Scottish Ministers may require local authorities to let or sub-let their premises to the Scottish Ministers for the purposes of the JP court, or to make their premises available for use as a JP court (e.g. through a licence arrangement). The level of rent that is payable, and the other terms of any lease, will be subject to agreement. Any dispute that the parties are unable to resolve is to be determined by an arbiter (subsection (6)). These provisions should be read in conjunction with section 65 which confers a power on the Scottish Ministers to transfer property that is used for or in connection with a district court.