



Legal Services (Scotland) Act 2010

2010 asp 16

PART 4

THE LEGAL PROFESSION

CHAPTER 3

SOLICITORS AND OTHER REPRESENTATIVES

Lay representation

127 Sheriff court rules

In the Sheriff Courts (Scotland) Act 1971—

- (a) in section 32 (power of Court of Session to regulate civil procedure), in subsection (1), after paragraph (m) insert—
 - “(n) permitting a lay representative, when appearing at a hearing in any category of civil proceedings along with a party to the proceedings, to make oral submissions to the sheriff on the party's behalf.”,
- (b) after section 32 insert—

“32A Rules for lay representation

- (1) Rules under section 32(1)(n)—
 - (a) are to apply to situations in which the party is not otherwise represented,
 - (b) may specify other conditions by reference to which the rules are to apply.
- (2) Section 32(1)(n)—
 - (a) does not restrict the operation of section 36(1),
 - (b) is subject to any enactment (apart from section 36(1)) under which special provision may be made for a party to a particular

Changes to legislation: There are currently no known outstanding effects for the Legal Services (Scotland) Act 2010, Section 127. (See end of Document for details)

type of case before the Court to be represented by a lay representative.

- (3) In section 32(1)(n) and this section, a “lay representative” is a person who is not—
- (a) a solicitor,
 - (b) an advocate, or
 - (c) one having a right to conduct litigation, or a right of audience, by virtue of section 27 of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990.”.

Commencement Information

II [S. 127](#) in force at 1.9.2011 by [S.S.I. 2011/180](#), [art. 7](#)

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