

Courts Reform (Scotland) Act 2014 2014 asp 18

COURTS REFORM (SCOTLAND) ACT 2014

PART 1

SHERIFF COURTS

CHAPTER 1

SHERIFFDOMS, SHERIFF COURT DISTRICTS AND SHERIFF COURTS

- 1 Sheriffdoms, sheriff court districts and sheriff courts
- 2 Power to alter sheriffdoms, sheriff court districts and sheriff courts

CHAPTER 2

JUDICIARY OF THE SHERIFFDOMS

Permanent and full-time judiciary

- 3 Sheriffs principal
- 4 Sheriffs
- 5 Summary sheriffs

Temporary and part-time judiciary

- 6 Temporary sheriff principal
- 7 Temporary sheriff principal: further provision
- 8 Part-time sheriffs
- 9 Reappointment of part-time sheriffs
- 10 Part-time summary sheriffs
- 11 Reappointment of part-time summary sheriffs

Re-employment of former holders of certain judicial offices

- 12 Re-employment of former judicial office holders
- 13 Re-employment of former judicial office holders: further provision

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Qualification and disqualification

- 14 Qualification for appointment
- 15 Disqualification from practice, etc.

Remuneration and expenses

- 16 Remuneration
- 17 **Expenses**

Leave of absence

18 Leave of absence

Residence

19 Place of residence

Cessation of appointment

20 Cessation of appointment of judicial officers

Fitness for office

- 21 Tribunal to consider fitness for office
- 22 Tribunal investigations: suspension from office
- 23 Further provision about tribunals
- 24 Tribunal report
- 25 Removal from office

Honorary sheriffs

26 Abolition of the office of honorary sheriff

CHAPTER 3

ORGANISATION OF BUSINESS

Sheriff principal's general responsibilities

- 27 Sheriff principal's responsibility for efficient disposal of business in sheriff courts
- 28 Sheriff principal's power to fix sittings of sheriff courts
- 29 Lord President's power to exercise functions under sections 27 and 28

Deployment of judiciary

- 30 Power to authorise a sheriff principal to act in another sheriffdom
- 31 Power to direct a sheriff or summary sheriff to act in another sheriffdom
- 32 Power to re-allocate sheriffs principal, sheriffs and summary sheriffs between sheriffdoms
- 33 Allocation of sheriffs and summary sheriffs to sheriff court districts

Judicial specialisation

- 34 Determination of categories of case for purposes of judicial specialisation
- 35 Designation of specialist judiciary

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- 36 Allocation of business to specialist judiciary
- 37 Saving for existing powers to provide for judicial specialisation

CHAPTER 4

COMPETENCE AND JURISDICTION

Sheriffs: civil competence and jurisdiction

- 38 Jurisdiction and competence of sheriffs
- 39 Exclusive competence
- 40 Territorial jurisdiction
- 41 Power to confer all-Scotland jurisdiction for specified cases
- 42 All-Scotland jurisdiction: further provision
- 43 Jurisdiction over persons, etc.

Summary sheriffs: civil and criminal competence and jurisdiction

- 44 Summary sheriff: civil competence and jurisdiction
- 45 Summary sheriff: criminal competence and jurisdiction

PART 2

THE SHERIFF APPEAL COURT

CHAPTER 1

ESTABLISHMENT AND ROLE

- 46 The Sheriff Appeal Court
- 47 Jurisdiction and competence
- 48 Status of decisions of the Sheriff Appeal Court in precedent

CHAPTER 2

APPEAL SHERIFFS

- 49 Sheriffs principal to be Appeal Sheriffs
- 50 Appointment of sheriffs as Appeal Sheriffs
- 51 Re-employment of former Appeal Sheriffs
- 52 Expenses
- 53 Temporary provision

CHAPTER 3

ORGANISATION OF BUSINESS

President and Vice President

- 54 President and Vice President of the Sheriff Appeal Court
- 55 President and Vice President: incapacity and suspension

Disposal of business

56 President's responsibility for efficient disposal of business

Changes to legislation: Courts Reform (Scotland) Act 2014 is up to date with all changes known to be in force on or before 21 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Sittings

- 57 Sittings of the Sheriff Appeal Court
- Rehearing of pending case by a larger Court 58

CHAPTER 4

ADMINISTRATION

Clerks

- 59 Clerk of the Sheriff Appeal Court
- 60 Deputy Clerks of the Sheriff Appeal Court
- Clerk and Deputy Clerks: further provision 61

Records

62 Records of the Sheriff Appeal Court

PART 3

CIVIL PROCEDURE

CHAPTER 1

SHERIFF COURT

Civil jury trials

- Civil jury trials in an all-Scotland sheriff court 63
- 64 Selection of the jury
- 65 Application to allow the jury to view property
- 66 Discharge or death of juror during trial
- Trial to proceed despite objection to opinion and direction of the sheriff 67
- 68 Return of verdict
- Application for new trial 69
- Restrictions on granting a new trial 70
- 71 Verdict subject to opinion of the Sheriff Appeal Court

Simple procedure

- 72 Simple procedure
- Proceedings in an all-Scotland sheriff court 73
- Proceedings for aliment of small amounts under simple procedure 74
- 75 Rule-making: matters to be taken into consideration
- 76 Service of documents
- 77 Evidence in simple procedure cases
- 78 Transfer of cases to simple procedure
- 79 Proceedings in an all-Scotland sheriff court: transfer to simple procedure
- 80 Transfer of cases from simple procedure
- 81 Expenses in simple procedure cases
- 82 Appeals from simple procedure cases
- 83 Transitional provision: summary causes

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Interdicts and other orders: effect outside sheriffdom

- 84 Interdicts having effect in more than one sheriffdom
- 85 Proceedings for breach of an extended interdict
- 86 Power to enable sheriff to make orders having effect outside sheriffdom

Execution of deeds relating to heritage

Power of sheriff to order sheriff clerk to execute deed relating to heritage

Interim orders

88 Interim orders

CHAPTER 2

COURT OF SESSION

- 89 Judicial review
- 90 Interim orders
- 91 Warrants for ejection

CHAPTER 3

REMIT OF CASES BETWEEN COURTS

- 92 Remit of cases to the Court of Session
- 93 Remit of cases from the Court of Session
- 94 Remit of cases to the Scottish Land Court

CHAPTER 4

LAY REPRESENTATION FOR NON-NATURAL PERSONS

- 95 Key defined terms
- 96 Lay representation in simple procedure cases
- 97 Lay representation in other proceedings
- 98 Lay representation: supplementary provision

CHAPTER 5

JURY SERVICE

99 Jury service

CHAPTER 6

VEXATIOUS PROCEEDINGS

- 100 Vexatious litigation orders
- 101 Vexatious litigation orders: further provision
- 102 Power to make orders in relation to vexatious behaviour

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PART 4

PROCEDURE AND FEES

Procedure

103 Power to regulate procedure etc. in the Court of Session 104 Power to regulate procedure etc. in the sheriff court and the Sheriff Appeal Court

Fees of solicitors etc.

- Power to regulate fees in the Court of Session 105
- 106 Power to regulate fees in the sheriff court and the Sheriff Appeal Court

Court fees

107 Power to provide for fees for SCTS, court clerks and other officers

Sanction for counsel

108 Sanction for counsel in the sheriff court and Sheriff Appeal Court

PART 5

CIVIL APPEALS

Appeals to the Sheriff Appeal Court

- 109 Abolition of appeal from a sheriff to the sheriff principal
- Appeal from a sheriff to the Sheriff Appeal Court 110
- Sheriff Appeal Court's powers of disposal in appeals 111
- Remit of appeal from the Sheriff Appeal Court to the Court of Session 112

Appeals to the Court of Session

- Appeal from the Sheriff Appeal Court to the Court of Session 113
- 114 Appeal from the sheriff principal to the Court of Session
- 115 Appeals: granting of leave or permission and assessment of grounds of appeal

Effect of appeal

116 Effect of appeal

Appeals to the Supreme Court

Appeals to the Supreme Court 117

PART 6

CRIMINAL APPEALS

Appeals from summary criminal proceedings

- Appeals to the Sheriff Appeal Court from summary criminal 118 proceedings
- 119 Appeals from the Sheriff Appeal Court to the High Court
- Power to refer points of law for the opinion of the High Court 120
- References by the Scottish Criminal Cases Review Commission 121

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Bail appeals

122 Bail appeals

PART 7

JUDGES OF THE COURT OF SESSION

- 123 Appointment of Court of Session judges, etc.
- 124 Payment of salaries and allowances of Court of Session judges
- 125 Expenses

PART 8

SCOTTISH LAND COURT

126 Scottish Land Court: remuneration and expenses

PART 9

JUSTICE OF THE PEACE COURTS

- 127 Establishing, relocating and disestablishing justice of the peace courts
- 128 Abolition of the office of stipendiary magistrate
- 129 Summary sheriffs to sit in justice of the peace courts

PART 10

THE SCOTTISH COURTS AND TRIBUNALS SERVICE

130 The Scottish Courts and Tribunals Service

PART 11

THE JUDICIAL APPOINTMENTS BOARD FOR SCOTLAND

131 Assistants to the Judicial Appointments Board for Scotland

PART 12

GENERAL

- 132 Modifications of enactments
- 133 Subordinate legislation
- 134 References to "sheriff"
- 135 Definition of "family proceedings"
- 136 Interpretation
- 137 Ancillary provision
- 138 Commencement
- 139 Short title

SCHEDULE 1 — CIVIL PROCEEDINGS, ETC. IN RELATION TO WHICH SUMMARY SHERIFF HAS COMPETENCE

Family proceedings

1 Family proceedings.

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Domestic abuse proceedings

2 Proceedings for or in relation to—(a) an action of...

Adoption proceedings

Proceedings for or in relation to—(a) an adoption order... 3

Children's hearings proceedings

Proceedings under the Children's Hearings (Scotland) Act 2011.

Proceedings relating to children under the age of criminal responsibility

Proceedings under the Age of Criminal Responsibility (Scotland) Act 2019....

Forced marriage proceedings

Proceedings for or in relation to—(a) a forced marriage...

Warrants and interim orders

The granting of— (a) a warrant of citation (including such...

Diligence proceedings

- 7 Proceedings under—(a) Part 1A of the Debtors (Scotland) Act...
- The receipt of a report of money attachment under section...
- The granting of authority to begin or continue execution of...
- 10 Proceedings for or in relation to—(a) a warrant for...

Extension of time to pay debts

11 Proceedings for or in relation to—(a) a time to...

Simple procedure

12 A simple procedure case within the meaning of section 72(9)....

SCHEDULE 2 — APPEAL SHERIFFS: TEMPORARY PROVISION

The transitional period

In this schedule, "the transitional period" means the period of...

Appointment of Senators of the College of Justice to act as Appeal Sheriffs

2 (1) The Lord President of the Court of Session may...

Tenure

(1) A person's appointment under paragraph 2(1) ceases—

Savings

Despite the ending by virtue of paragraph 3(1)(b) of a...

SCHEDULE 3 — TRANSFER OF SUMMARY CRIMINAL APPEAL JURISDICTION TO THE SHERIFF APPEAL COURT

- 1 The Criminal Procedure (Scotland) Act 1995 is amended as follows....
- 2 (1) Section 173 (quorum of court in relation to appeals)...
- 3 In section 174 (appeals relating to preliminary pleas), in each...
- 4 In section 175 (right of appeal), in each of subsections...
- 5 In section 176(4) (stated case: manner and time of appeal),...
- 6 (1) Section 177 (procedure where appellant in custody) is amended...
- 7 In section 178(2) (stated case: preparation of draft), for "High...
- 8 In section 179 (stated case: adjustment and signature), in each...
- 9 (1) Section 180 (leave to appeal against conviction etc.) is...
- 10 (1) Section 181 (stated case: directions by court) is amended...
- 11 (1) Section 182 (stated case: hearing of appeal) is amended...
- 12 In section 183 (stated case: disposal of appeal), in each...
- 13 In section 184 (abandonment of appeal), in each of subsections...
- 14 In section 185(10) (authorisation of new prosecution), for "High Court"...
- 15 (1) Section 186 (appeals against sentence only) is amended in...
- 16 (1) Section 187 (leave to appeal against sentence) is amended...
- 17 (1) Section 188 (setting aside conviction or sentence) is amended...
- 18 In section 189 (disposal of appeal against sentence), in each...
- 19 In section 190(1) (disposal of appeal where appellant not criminally...
- 20 In section 191 (appeal by suspension or advocation on ground...
- 21 In section 191A (time limit for lodging bills of advocation...
- 22 In section 191B (bill of advocation not competent in respect...
- 23 In section 192(2) (appeals: miscellaneous provisions), for "High Court" substitute...
- 24 In section 193A (suspension of certain sentences pending determination of...
- 25 Section 194ZA (finality of proceedings) is repealed.
- 26 In section 307 (interpretation), after the definition of "Clerk of...

SCHEDULE 4 — THE SCOTTISH COURTS AND TRIBUNALS SERVICE PART 1 — CONFERRAL OF ADDITIONAL FUNCTIONS ETC. IN RELATION TO TRIBUNALS

Modification of the Judiciary and Courts (Scotland) Act 2008

(1) The Judiciary and Courts (Scotland) Act 2008 is amended...
 PART 2 — TRANSITIONAL PROVISION

Transfer of staff

2 (1) Sub-paragraph (2) applies to persons who, on the coming...

Existing tribunals

3 (1) Until all of the functions of a tribunal listed... PART 3 — CONSEQUENTIAL REPEALS, ETC.

Lands Tribunal Act 1949

4 Section 2(7) of the Lands Tribunal Act 1949 is repealed....

Mental Health (Care and Treatment) (Scotland) Act 2003

5 Paragraph 8(1) and (2) of schedule 2 to the Mental...

Education (Additional Support for Learning) (Scotland) Act 2004

6 Paragraph 9 of schedule 1 to the Education (Additional Support...

Charities and Trustee Investment (Scotland) Act 2005

7 Paragraph 3 of schedule 2 to the Charities and Trustee...

Tribunals (Scotland) Act 2014

8 Section 77 (administrative support) of the Tribunals (Scotland) Act 2014...

Revenue Scotland and Tax Powers Act 2014

9 (1) The Revenue Scotland and Tax Powers Act 2014 is...

SCHEDULE 5 — MODIFICATIONS OF ENACTMENTS PART 1 — SHERIFF COURTS

Promissory Oaths Act 1868

1 In the Promissory Oaths Act 1868, in the second part...

Promissory Oaths Act 1871

2 In section 2 of the Promissory Oaths Act 1871 (persons...

Sheriff Courts (Scotland) Act 1876

3 In the Sheriff Courts (Scotland) Act 1876, section 54 (courts...

Sheriff Courts (Scotland) Act 1907

4 The following provisions of the Sheriff Courts (Scotland) Act 1907...

Sheriff Courts and Legal Officers (Scotland) Act 1927

5 (1) Section 8 of the Sheriff Courts and Legal Officers...

Sheriff Courts (Scotland) Act 1971

6 (1) The Sheriff Courts (Scotland) Act 1971 is amended in...

Civil Jurisdiction and Judgments Act 1982

7 In section 20(3) of the Civil Jurisdiction and Judgments Act...

Judicial Pensions and Retirement Act 1993

8 In Schedule 5 to the Judicial Pensions and Retirement Act...

Judiciary and Courts (Scotland) Act 2008

9 (1) The Judiciary and Courts (Scotland) Act 2008 is amended... PART 2 — SHERIFF APPEAL COURT

Sheriff Courts and Legal Officers (Scotland) Act 1927

10 In section 1 of the Sheriff Courts and Legal Officers...

Public Records (Scotland) Act 1937

11 (1) The Public Records (Scotland) Act 1937 is amended in...

Administration of Justice (Scotland) Act 1972

12 (1) Section 1 of the Administration of Justice (Scotland) Act...

Civil Jurisdiction and Judgments Act 1982

13 In section 50 of the Civil Jurisdiction and Judgments Act...

Legal Aid (Scotland) Act 1986

14 (1) The Legal Aid (Scotland) Act 1986 is amended in...

Criminal Procedure (Scotland) Act 1995

15 In section 304 of the Criminal Procedure (Scotland) Act 1995...

Judiciary and Courts (Scotland) Act 2008

16 (1) The Judiciary and Courts (Scotland) Act 2008 is amended...

Criminal Justice and Licensing (Scotland) Act 2010

17 (1) The Criminal Justice and Licensing (Scotland) Act 2010 is...

Scottish Civil Justice Council and Criminal Legal Assistance Act 2013

18 In section 2 of the Scottish Civil Justice Council and... PART 3 — CIVIL JURY TRIALS

Law Reform (Miscellaneous Provisions) (Scotland) Act 1980

19 (1) The Law Reform (Miscellaneous Provisions) (Scotland) Act 1980 is...

PART 4 — SIMPLE PROCEDURE

Heritable Securities (Scotland) Act 1894

20 In section 5 of the Heritable Securities (Scotland) Act 1894...

Sheriff Courts (Civil Jurisdiction and Procedure) (Scotland) Act 1963

21 The Sheriff Courts (Civil Jurisdiction and Procedure) (Scotland) Act 1963...

Conveyancing and Feudal Reform (Scotland) Act 1970

22 In section 24 of the Conveyancing and Feudal Reform (Scotland)...

Legal Aid (Scotland) Act 1986

23 (1) Part 2 of Schedule 2 to the Legal Aid... PART 5 — JUDICIAL REVIEW

Tribunals (Scotland) Act 2014

24 After section 57 of the Tribunals (Scotland) Act 2014 insert—... PART 6 — REMIT OF CASES BETWEEN COURTS

Law Reform (Miscellaneous Provisions) (Scotland) Act 1985

25 In the Law Reform (Miscellaneous Provisions) (Scotland) Act 1985, section...

PART 7 — REGULATION OF PROCEDURE AND FEES

Courts of Law Fees (Scotland) Act 1895

26 In the Courts of Law Fees (Scotland) Act 1895, section...

Vexatious Actions (Scotland) Act 1898

27 The Vexatious Actions (Scotland) Act 1898 is repealed.

Execution of Diligence (Scotland) Act 1926

28 In the Execution of Diligence (Scotland) Act 1926, section 6...

Administration of Justice (Scotland) Act 1972

29 In section 1(3) of the Administration of Justice (Scotland) Act...

Court of Session Act 1988

30 (1) The Court of Session Act 1988 is amended in...

Scottish Civil Justice Council and Criminal Legal Assistance Act 2013

31 (1) The Scottish Civil Justice Council and Criminal Legal Assistance... PART 8 — CIVIL APPEALS

Court of Session Act 1988

32 (1) The Court of Session Act 1988 is amended in...

Constitutional Reform Act 2005

In section 40 of the Constitutional Reform Act 2005 (jurisdiction... PART 9 — JUDGES OF THE COURT OF SESSION

Promissory Oaths Act 1868

34 In the Promissory Oaths Act 1868, in the Second Part...

Administration of Justice Act 1973

35 In section 9 of the Administration of Justice Act 1973...

Law Reform (Miscellaneous Provisions) (Scotland) Act 1985

36 Section 22 of the Law Reform (Miscellaneous Provisions) (Scotland) Act...

Law Reform (Miscellaneous Provisions) (Scotland) Act 1990

37 (1) The Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 is...

Judiciary and Courts (Scotland) Act 2008

38 (1) The Judiciary and Courts (Scotland) Act 2008 is amended... PART 10 — JUSTICE OF THE PEACE COURTS

Criminal Procedure (Scotland) Act 1995

39 (1) The Criminal Procedure (Scotland) Act 1995 is amended in...

Criminal Proceedings etc. (Reform) (Scotland) Act 2007

40 (1) The Criminal Proceedings etc. (Reform) (Scotland) Act 2007 is...

Judiciary and Courts (Scotland) Act 2008

41 In subsection (2) of section 43 of the Judiciary and... PART 11 — MISCELLANEOUS

Judicial Offices (Salaries, &c.) Act 1952

42 The Judicial Offices (Salaries, &c.) Act 1952 is repealed.

Court of Session Act 1988

43 In section 51 of the Court of Session Act 1988...

Criminal Procedure (Scotland) Act 1995

44 In section 85(4) of the Criminal Procedure (Scotland) Act 1995...

Interpretation and Legislative Reform (Scotland) Act 2010

45 In schedule 1 to the Interpretation and Legislative Reform (Scotland)...

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Changes and effects yet to be applied to:

- s. 43(3)(c) words inserted by 2020 asp 16 s. 29(5)
- s. 113 excluded by 2011 asp 1, s. 164(2B) (as substituted) by 2020 asp 16 s. 27(4)(b)
- s. 113 excluded by 2011 asp 1, s. 165(2B) (as substituted) by 2020 asp 16 s. 27(5)(b)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- sch. 1 para. 5A and cross-heading inserted by 2020 asp 9 s. 9
- sch. 1 para. 2(g)(h) inserted by 2021 asp 16 s. 15(8)