
Changes to legislation: Court of Session Act 1988, Part 1 is up to date with all changes known to be in force on or before 29 February 2024. 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

SCHEDULES

SCHEDULE 2

REPEALS

PART I

ENACTMENTS REPEALED

1594 c.22.	The Declinature Act 1594.	The whole Act.
1672 c.6.	The Summons Execution Act 1672	The whole Act.
1681 c.79.	The Declinature Act 1681.	The whole Act so far as relating to the Court of Session.
48 Geo. 3. c.151.	The Court of Session Act 1808.	The whole Act.
50 Geo.3. c.112.	The Court of Session Act 1810.	The whole Act.
53 Geo. 3. c.64.	The Court of Session Act 1813.	The whole Act.
55 Geo. 3. c.42	The Jury Trials (Scotland) Act 1815.	Sections 1 to 19. In section 20 the words “by the clerk of the jury court” where they occur for the second time. Sections 21 to 41.
59 Geo. 3. c.35.	The Jury Trials (Scotland) Act 1819.	The whole Act.
59 Geo. 3. c.45.	The Court of Session Act 1819.	The whole Act.
1 & 2 Geo. 4. c.38.	The Court of Session Act 1821.	The whole Act except section 32.
6 Geo. 4. c.22.	The Jurors (Scotland) Act 1825.	Sections 17 and 19.
6 Geo. 4. c.120.	The Court of Session Act 1825.	Sections 1 to 52.

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		In section 53 the words from the beginning to “sixty days; and” and the words “or sited”.
		Section 54.
11 Geo. 4 & 1 Wm. 4 c.69.	The Court of Session Act 1830.	Sections 1 to 3.
		Section 9.
		Section 11.
		Sections 15 and 16.
		Section 19.
		Section 29, so far as relating to the Court of Session, and the proviso.
		Section 35.
		Section 37.
		Section 40.
2 & 3 Wm. 4. c.5.	The Court of Session Act 1832.	The whole Act.
7 Wm. 4 & 1 Vict. c.14.	The Jury Trials (Scotland) Act 1837.	The whole Act.
1 & 2 Vict. c.86.	The Court of Session (No. 1) Act 1838.	The whole Act.
1 & 2 Vict. c.118.	The Court of Session (No. 2) Act 1838.	The whole Act except section 27.
2 & 3 Vict. c.36.	The Court of Session Act 1839.	Section 1.
13 & 14 Vict. c.36.	The Court of Session Act 1850.	The whole Act except section 16.
19 & 20 Vict. c.56.	The Exchequer Court (Scotland) Act 1856.	Sections 2 to 4.
		Section 13.
		In section 14 the words from “and such application” to “proper”.
		Sections 15 and 16.
		Sections 19 to 23.
		Sections 25 to 28.
		Section 44.
		Schedule G.

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20 & 21 Vict. c.18.	The Bill Chamber Procedure Act 1857.	The whole Act.
20 & 21 Vict. c.56.	The Court of Session Act 1857.	The whole Act.
24 & 25 Vict. c.86.	The Conjugal Rights (Scotland) Amendment Act 1861.	The whole Act except sections 6 and 20.
29 & 30 Vict. c.112.	The Evidence (Scotland) Act 1866.	The whole Act.
31 & 32 Vict. c.100.	The Court of Session Act 1868.	Section 10. Sections 12 and 13. Section 14 in so far as it relates to summonses and petitions. Sections 15 to 44. In section 45 the words from “or at” to “such trial”). Section 46. In section 47 the words from “where the trial” to “town”. Sections 50 to 101.
31 & 32 Vict. c.125.	The Parliamentary Elections Act 1868	The whole Act.
40 & 41 Vict. c.11.	The Jurisdiction in Rating Act 1877.	In section 3, in the definition of “judge” the words “As to Scotland, any judge of the High Court of Session; and”.
42 & 43 Vict. c.75.	The Parliamentary Elections and Corrupt Practices Act 1879.	The whole Act.
46 & 47 Vict. c.51.	The Corrupt and Illegal Practices Prevention Act 1883.	The whole Act.
52 & 53 Vict. c.54.	The Clerks of Session (Scotland) Regulation Act 1889.	Sections 6 and 7. Section 9. Section 12.
10 Edw. 7 & 1 Geo. 5. c.31.	The Jury Trials Amendment (Scotland) Act 1910.	The whole Act.

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18 & 19 Geo. 5. c.34.	The Reorganisation of Offices (Scotland) Act 1928.	Sections 8 and 9.
23 & 24 Geo. 5. c.41.	The Administration of Justice (Scotland) Act 1933.	Sections 2 to 6. Sections 9 to 11. Sections 13 to 18. In section 24, subsection (5). Section 30. In section 40, the definition of “consistorial cause”.
12, 13 & 14 Geo. 6. c.10.	The Administration of Justice (Scotland) Act 1948.	The whole Act.
12 & 13 Geo. 6. c.27.	The Juries Act 1949.	Schedule 1 so far as relating to the Court of Session Act 1868.
1968 c.5.	The Administration of Justice Act 1968.	The whole Act so far as relating to Scotland.
1972 c.59.	The Administration of Justice (Scotland) Act 1972.	Section 2.
1977 c.38.	The Administration of Justice Act 1977.	Section 29(1).
1980 c.55.	The Law Reform (Miscellaneous Provisions) (Scotland) Act 1980.	Section 1(6)(b).
1983 c.12.	The Divorce Jurisdiction, Court Fees and Legal Aid (Scotland) Act 1983.	In Schedule 1, paragraphs 5 and 8.
1985 c.6.	The Companies Act 1985.	In section 425(5) the words from “in pursuance” to “1933”.
1985 c.73.	The Law Reform (Miscellaneous Provisions) (Scotland) Act 1985.	In Schedule 2, paragraph 8.
1986 c.9.	The Law Reform (Parent and Child) (Scotland) Act 1986.	In Schedule 1, paragraph 2.
1986 c.45.	The Insolvency Act 1986.	In section 120(2) the words from “in pursuance” to the end. In section 162(2) the words from “in pursuance” to “1933”.
1986 c.55.	The Family Law Act 1986	In Schedule 1, paragraph 1.

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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):

- s. 27(1A) added by [2024 asp 1 s. 7\(13\)](#)