

*These notes relate to the Judiciary and Courts (Scotland) Act 2008 (asp 6) which received Royal Assent on 29 October 2008*

# **JUDICIARY AND COURTS (SCOTLAND) ACT 2008**

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## **EXPLANATORY NOTES**

### **THE ACT**

#### **Part 3 – the Courts**

##### **Sheriff Courts**

##### ***Section 48 – Repeal of certain responsibilities of Scottish Ministers***

99. **Section 60** establishes a body corporate to be known as the SCS. Section 61 gives the SCS the function of providing the property, services, officers and other staff required by the Scottish Courts (including the sheriff courts) and the judiciary of those courts. Scottish Ministers role in section 1 of the 1971 Act is therefore redundant and is repealed by this section. This section also repeals the Scottish Ministers' power to give administrative directions in section 9 of the 1971 Act as this role now rests with the Lord President under section 2(3).