
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2016 No.

The Courts Reform (Scotland) Act 2014 (Relevant Officer and Consequential Provisions) Order 2016

Citation and commencement

1. This Order may be cited as the Courts Reform (Scotland) Act 2014 (Relevant Officer and Consequential Provisions) Order 2016 and comes into force on 28th November 2016.

Relevant officer for the purposes of section 107 of the Courts Reform (Scotland) Act 2014

2. In section 107(3) of the Courts Reform (Scotland) Act 2014 (power to provide for fees for SCTS, court clerks and other officers), after paragraph (c) in the definition of “relevant officer”, insert—

“(ca) the auditor of the Sheriff Appeal Court.”.

Modification of enactments

3. Schedules 1 to 4 have effect.

Transitional provisions

4.—(1) The modifications in schedule 1, other than paragraph 7, do not apply to a small claim within the meaning of section 35(2) of the Sheriff Courts (Scotland) Act 1971(1).

(2) The modifications in schedule 3 do not apply to appeals heard—

- (a) by the High Court of Justiciary, by virtue of article 6 or 7 of the Courts Reform (Scotland) Act 2014 (Commencement No. 3, Transitional and Saving Provisions) Order 2015(2) (transitional provisions relating to certain criminal appeals); or
- (b) by a sheriff principal or by the Court of Session, by virtue of article 3 or 4 of the Courts Reform (Scotland) Act 2014 (Commencement No. 5, Transitional and Saving Provisions) Order 2015(3) (transitional provisions relating to civil appeals).

St Andrew’s House,
Edinburgh
Date

Name
Authorised to sign by the Scottish Ministers

(1) 1971 c.58. Section 35 has been amended by the Law Reform (Miscellaneous Provisions) (Scotland) Act 1985 (c.73), section 18(1) and schedule 2, paragraph 14; the Bankruptcy and Diligence etc. (Scotland) Act 2007 (asp 3), schedule 6, paragraph 1; and S.S.I. 2007/507 article 4. The Sheriff Courts (Scotland) Act 1971 is to be repealed by paragraph 6(2) of schedule 5 of the Courts Reform (Scotland) Act 2014 and article 2(3) and paragraph 6 of the schedule of S.I. 2015/700.

(2) S.S.I. 2015/247 as amended by S.S.I. 2015/378.

(3) S.S.I. 2015/378.