

SCHEDULE 4

Article 3

Sheriffs, summary sheriffs and stipendiary magistrates

PART 1

Modification of primary legislation

Scottish Land Court Act 1993

1. In section 1(4) of the Scottish Land Court Act 1993(1) (the Land Court), the words “appointed under section 11” and “appointed under section 11A (appointment of part-time sheriffs) of the Sheriff Courts (Scotland) Act 1971” are repealed.

Local Government etc. (Scotland) Act 1994

2. Section 50 of the Local Government etc. (Scotland) Act 1994(2) (stipendiary magistrates) is repealed.

Police and Fire Reform (Scotland) Act 2012

3. In section 20(1)(e) of the Police and Fire Reform (Scotland) Act 2012(3) (constables: general duties), for “sheriff, justice of the peace or stipendiary magistrate” substitute “sheriff, summary sheriff or justice of the peace”.

PART 2

Modification of secondary legislation

Justices of the Peace (Scotland) Order 2007

4.—(1) The Justices of the Peace (Scotland) Order 2007(4) is amended as follows.

(2) In article 5(3) (appointments to JPAC), after “sheriff” in the second and third places where it occurs insert “or summary sheriff”.

(3) In article 7 (appointments to JPAC – procedure)—

- (a) in paragraph (1)(a), after “sheriff” insert “or summary sheriff”; and
- (b) in paragraph (2), after “sheriff” insert “or summary sheriff”.

(1) 1993 c.45. Section 1(4) was amended by the Bail, Judicial Appointments etc. (Scotland) Act 2000 (asp 9), schedule 1, paragraph 6.

(2) 1994 c.39. There are amendments to the Local Government etc. (Scotland) Act 1994 not relevant to this Order.

(3) 2012 asp 8. There are amendments to section 20 not relevant to this Order.

(4) S.S.I. 2007/210.