
SCOTTISH STATUTORY INSTRUMENTS

2015 No. 356

Act of Sederunt (Sheriff Appeal Court Rules) 2015

PART 1

PRELIMINARY MATTERS

CHAPTER 1

CITATION, COMMENCEMENT AND INTERPRETATION ETC.

Interpretation

1.2.—(1) In this Act of Sederunt—

“the 2014 Act” means the Courts Reform (Scotland) Act 2014;

“the Clerk” means the Clerk of the Sheriff Appeal Court;

“advocate” means a practising member of the Faculty of Advocates;

“the Court” means the Sheriff Appeal Court;

“grounds of appeal” has the meaning given by rule 6.2(2)(b);

“party litigant” has the meaning given by rule 4.1(2);

“procedural Appeal Sheriff” has the meaning given by paragraph 2(1) of Schedule 1;

“procedural hearing” means a hearing under rule 7.14 or rule 28.13;

“provisional procedural order” means an order under rule 6.6(1);

“sheriff court process” means—

- (a) the sheriff court process for the cause that is appealed to the Court; or
- (b) where the cause is recorded in an official book of the sheriff court, a copy of the record in that book certified by the sheriff clerk;

“sheriff’s note” means a note setting out the reasons for the decision appealed against;

“solicitor” means a person qualified to practise as a solicitor under section 4 of the Solicitors (Scotland) Act 1980⁽¹⁾;

“timetable” means a timetable in—

- (a) Form 7.2 issued under—
 - (i) rule 7.2(1) (timetable in appeal);
 - (ii) rule 7.6(5)(a) (recall of sist: issuing revised timetable); or
 - (iii) rule 7.6(6)(b) (variation of timetable: issuing revised timetable); or
- (b) Form 28.5 issued under—
 - (i) rule 28.5(1) (timetable in application for new trial);

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- (ii) rule 28.6(6)(a) (recall of sist: issuing revised timetable); or
 - (iii) rule 28.6(7)(b) (variation of timetable: issuing revised timetable).
- (2) In relation to an application under section 69(1) or 71(2) of the 2014 Act—
- “appeal” includes that application;
 - “appellant” includes the applicant;
 - “note of appeal” includes an application in Form 28.2 or Form 28.14.