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SCOTTISH STATUTORY INSTRUMENTS

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**2021 No. 468**

**Act of Sederunt (Sheriff Appeal Court Rules) 2021**

**PART 6**

**INCIDENTAL PROCEDURE: SPECIAL PROCEDURES**

**CHAPTER 22**

**DEVOLUTION ISSUES**

**Raising a devolution issue: intimation and service**

**22.3.**—(1) This rule applies to the intimation of a devolution issue on a relevant authority under—

- (a) paragraph 5 of Schedule 6;
- (b) paragraph 23 of Schedule 10(1);
- (c) paragraph 14(1) of Schedule 9.

(2) When a devolution issue is raised, the party raising it must intimate the devolution issue to the relevant authority unless the relevant authority is a party to the appeal.

(3) Within 14 days after intimation, the relevant authority may give notice to the Clerk that it intends to take part in the appeal as a party under—

- (a) paragraph 6 of Schedule 6;
- (b) paragraph 24 of Schedule 10(2);
- (c) paragraph 14(2) of Schedule 9.

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**Commencement Information**

**II** Para. 22.3 in force at 6.1.2022, see [para. 1.1\(2\)](#)

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(1) Paragraph 23 was amended by the Justice (Northern Ireland) Act 2002 (c.26), Schedule 7, paragraph 2.  
(2) Paragraph 24 was amended by the Justice (Northern Ireland) Act 2002 (c.26), Schedule 13, paragraph 1.

**Changes to legislation:**

There are currently no known outstanding effects for the Act of Sederunt (Sheriff Appeal Court Rules) 2021, Section 22.3.