



Sheriff Courts (Scotland) Act 1971

1971 CHAPTER 58

PART I

CONSTITUTION, ORGANISATION AND ADMINISTRATION

[^{F1}Consideration of fitness for, and removal from, shrieval office

[^{F1}13 Functions of Secretary of State with respect to residence and leave of absence of sheriffs principal.

- (1) The [^{F2}Lord President of the Court of Session] may require any sheriff principal (being a sheriff principal who is restricted by the terms of his appointment from engaging in private practice or to whom section 6(1) of this Act applies) to reside ordinarily at such place as the [^{F3}Lord President] may specify.
- (2) The [^{F4}Lord President] may approve such leave of absence [^{F5}for the purpose of holidays] for any sheriff principal (being a sheriff principal who is restricted by the terms of his appointment from engaging in private practice or to whom section 6(1) of this Act applies) as appears to the [^{F6}Lord President] to be proper, but the amount of leave so approved ^{F7}. . . shall not, unless the [^{F8}Lord President] for special reasons otherwise permits, exceed seven weeks in any year.

[The Lord President may approve such leave of absence for any other purpose for ^{F9}(3) any sheriff principal (being a sheriff principal who is restricted by the terms of his appointment from engaging in private practice or to whom section 6(1) of this Act applies) as appears to the Lord President to be proper.]]

Textual Amendments

- F1** Ss. 12A-12F and cross-heading substituted (20.2.2010 for the insertion of s. 12C(5) and 1.4.2010 otherwise) for s. 12 by [Judiciary and Courts \(Scotland\) Act 2008 \(asp 6\)](#), **ss. 40, 76**; S.S.I. 2010/39, **art. 2, Sch.** (with **art. 3**)
- F2** Words in s. 13(1) substituted (1.4.2010) by [Judiciary and Courts \(Scotland\) Act 2008 \(asp 6\)](#), **ss. 54(2)(a), 76**; S.S.I. 2010/39, **art. 2(b), Sch.**

Status: Point in time view as at 01/04/2010. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Sheriff Courts (Scotland) Act 1971, Section 13. (See end of Document for details)

- F3** Words in s. 13(1) substituted (1.4.2010) by Judiciary and Courts (Scotland) Act 2008 (asp 6), **ss. 54(2)(b)**, 76; S.S.I. 2010/39, **art. 2(b)**, Sch.
- F4** Words in s. 13(2) substituted (1.4.2010) by Judiciary and Courts (Scotland) Act 2008 (asp 6), **ss. 54(3)(a)**, 76; S.S.I. 2010/39, **art. 2(b)**, Sch.
- F5** Words in s. 13(2) inserted (1.4.2010) by Judiciary and Courts (Scotland) Act 2008 (asp 6), **ss. 54(3)(b)**, 76; S.S.I. 2010/39, **art. 2(b)**, Sch.
- F6** Words in s. 13(2) substituted (1.4.2010) by Judiciary and Courts (Scotland) Act 2008 (asp 6), **ss. 54(3)(a)**, 76; S.S.I. 2010/39, **art. 2(b)**, Sch.
- F7** Words in s. 13(2) repealed (1.4.2010) by Judiciary and Courts (Scotland) Act 2008 (asp 6), **ss. 54(3)(c)**, 76; S.S.I. 2010/39, **art. 2(b)**, Sch.
- F8** Words in s. 13(2) substituted (1.4.2010) by Judiciary and Courts (Scotland) Act 2008 (asp 6), **ss. 54(3)(a)**, 76; S.S.I. 2010/39, **art. 2(b)**, Sch.
- F9** S. 13(3) added (1.4.2010) by Judiciary and Courts (Scotland) Act 2008 (asp 6), **ss. 54(4)**, 76; S.S.I. 2010/39, **art. 2(b)**, Sch.

Status:

Point in time view as at 01/04/2010. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Sheriff Courts (Scotland) Act 1971, Section 13.