

1975 No. 637 (S. 85)**SHERIFF COURT, SCOTLAND****The Sheriff Court Districts Reorganisation Order 1975***Made - - - - 14th April 1975**Coming into Operation 16th May 1975*

In exercise of the powers conferred on me by sections 3 and 43(2) of the Sheriff Courts (Scotland) Act 1971(a), and of all other powers enabling me in that behalf, I hereby make the following order:—

1. This order may be cited as the Sheriff Court Districts Reorganisation Order 1975 and shall come into operation on 16th May 1975.

2.—(1) In this order, unless the context otherwise requires,—

“the Act” means the Sheriff Courts (Scotland) Act 1971;

“new sheriff court district” means one of the new sheriff court districts specified in the Schedule to this order; and

“sheriffdom” means one of the new sheriffdoms specified in article 2 of the Sheriffdoms Reorganisation Order 1974(b).

(2) In this order any reference to any enactment shall be construed as a reference to that enactment as amended or extended by or under any other enactment.

(3) The Interpretation Act 1889(c) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

3.—(1) On and after 16th May 1975 each of the sheriffdoms listed in column 1 of the Schedule to this order shall be divided, in place of the sheriff court districts comprised therein immediately before that date, into the new sheriff court districts specified in relation to that sheriffdom in column 2 of the said Schedule, and each of the said new sheriff court districts shall comprise the area described in relation thereto, by reference to the local government areas under the Local Government (Scotland) Act 1973(d), in column 3 of the said Schedule.

(2) On and after 16th May 1975 sheriff courts shall be held in each new sheriff court district at the place specified in relation to that district in column 4 of the Schedule to this order.

(3) Sheriff courts shall at 16th May 1975 cease to be held at Dunblane, Hawick, Kinross, Lochgilphead and Wigtown.

4. Where immediately before 16th May 1975 a sheriff was required or directed to perform his duties as sheriff in a certain sheriff court district that sheriff shall on and after that date, without the necessity of any new direction being given to him, perform his duties as sheriff in the new sheriff court district in which the place where he previously was required to perform his duties as sheriff is located.

(a) 1971 c. 58.

(b) S.I. 1974/2087 (1974 III, p. 8149).

(c) 1889 c. 63.

(d) 1973 c. 65.

5. Where immediately before 16th May 1975 any person held the office of a sheriff clerk depute in any sheriff court district that person shall on and after that date hold the office of a sheriff clerk depute in the new sheriff court district in which the place where he previously was required to perform his duties as sheriff clerk depute is located, as if he had been appointed to that office by the Secretary of State.

6. The general jury book kept in any sheriff clerk's office in terms of section 3 of the Jurors (Scotland) Act 1825(a) immediately before 16th May 1975 may on and after that date be used as the general jury book for the new sheriff court district in which that sheriff clerk's office is located and be deemed to satisfy the requirements of the said section 3, notwithstanding that the area in respect of which the said book was kept immediately before 16th May 1975 may not be the area comprised in that new sheriff court district:

Provided that the sheriff principal for the sheriffdom in which the said sheriff court district is contained shall as soon as is reasonably practicable adjust the said book to ensure that it contains the names and designations of persons within the new sheriff court district who are qualified and liable to serve as jurors.

7. All procedure in respect of any application for the grant of a certificate of registration or for the renewal of a certificate of registration in respect of any club under section 169 or section 170 of the Licensing (Scotland) Act 1959(b) which on 16th May 1975 has been lodged and is pending shall be conducted by the sheriff clerk with whom the said application was lodged and the sheriff having jurisdiction at the place where the application was lodged, and the said sheriff shall, on granting any such application, cause the required entries to be made in accordance with section 171(5) of the said Act in the register of clubs kept by the sheriff clerk of the new sheriff court district in which the club is located and the sheriff clerk of that district shall thereupon issue a certificate of registration in accordance with the said section 171(5).

8. All procedure in respect of any application for the registration or renewal of the registration of any club or miners' welfare institute under Part II or Part III of the Gaming Act 1968(c) which on 16th May 1975 has been made and is pending shall be conducted by the sheriff clerk to whom the said application was made and the sheriff having jurisdiction at the place where the said application was made, and the said sheriff shall, on granting any such application, cause the club or institute to be registered, or the registration thereof to be renewed, in the register kept in terms of Schedule 10 to the Gaming Act 1968 by the sheriff clerk of the new sheriff court district in which the club or institute is located and shall issue the appropriate certificate of registration or of renewal of registration.

9.—(1) Article 3(3) of the Sheriffdoms Reorganisation Order 1974 is hereby revoked.

(2) Section 38 of the Interpretation Act 1889 shall apply as if this order were an Act of Parliament and as if the order partially revoked by this order were an Act of Parliament partially repealed by an Act of Parliament.

William Ross,
One of Her Majesty's Principal
Secretaries of State.

St Andrew's House,
Edinburgh.
14th April 1975.

(a) 1825 c. 22.

(b) 1959 c. 51.

(c) 1968 c. 65.

SCHEDULE

Sheriffdom	New Sheriff Court District	Local Government Districts and Islands Areas comprised in New Sheriff Court District	Place where Sheriff Courts are held in New Sheriff Court District
Grampian, Highland and Islands	Aberdeen	The districts of City of Aberdeen and Gordon	Aberdeen
	Banff	The district of Banff and Buchan except that part comprised in the new sheriff court district of Peterhead	Banff
	Peterhead	That part of the district of Banff and Buchan comprising the parishes of Crimond, Cruden, Longside, Lonmay, New Deer, Old Deer, Peterhead, Rathen, St. Fergus and Strichen	Peterhead
	Stonehaven	The district of Kincardine and Deeside	Stonehaven
	Elgin	The district of Moray	Elgin
	Wick	The district of Caithness	Wick
	Inverness	The district of Badenoch and Strathspey and the district of Inverness	Inverness
	Fort William	The district of Lochaber	Fort William
	Nairn	The district of Nairn	Nairn
	Portree	The district of Skye and Lochalsh except the parishes of Lochalsh, Glenshiel and Kintail	Portree
	Dingwall	The district of Ross and Cromarty except that part comprised in the new sheriff court district of Tain; and in the district of Skye and Lochalsh the parishes of Lochalsh, Glenshiel and Kintail	Dingwall
	Tain	That part of the district of Ross and Cromarty comprising the parishes of Alness Edderton, Fearn, Kilmuir Easter, Logie Easter, Nigg, Rosskeen, Tarbat and Tain	Tain
	Dornoch	The district of Sutherland	Dornoch
	Kirkwall	The islands area of Orkney	Kirkwall
Lerwick	The islands area of Shetland	Lerwick	

Sheriffdom	New Sheriff Court District	Local Government Districts and Islands Areas comprised in New Sheriff Court District	Place where Sheriff Courts are held in New Sheriff Court District
Grampian, Highland and Islands <i>—contd.</i>	Lochmaddy	That part of the islands area of Western Isles comprising the parishes of Barra, North Uist, and South Uist and the island of Bernera	Lochmaddy
	Stornoway	The islands area of Western Isles except that part comprised in the new sheriff court district of Lochmaddy	Stornoway
Tayside, Central and Fife	Arbroath	That part of the district of Angus comprising the parishes of Arbirlot, Arbroath and St. Vigeans, Barry, Carmyllie, Craig, Dun, Guthrie, Inverkeilor, Kinnell, Kirkden, Logie Pert, Lunan, Maryton, Monikie, Montrose and Panbride	Arbroath
	Forfar	The district of Angus except that part comprised in the new sheriff court district of Arbroath	Forfar
	Dundee	The district of City of Dundee	Dundee
	Perth	The district of Perth and Kinross	Perth
	Alloa	The district of Clackmannan	Alloa
	Falkirk	The district of Falkirk	Falkirk
	Stirling	The district of Stirling	Stirling
	Cupar	The district of North East Fife; and in the district of Kirkcaldy the parishes of Kinglassie, Leslie, Markinch, Scoonie and Kennoway	Cupar
	Dunfermline	The district of Dunfermline	Dunfermline
	Kirkcaldy	The district of Kirkcaldy except the parishes of Kinglassie, Leslie, Markinch, Scoonie and Kennoway	Kirkcaldy
Lothian and Borders	Haddington	The district of East Lothian	Haddington
	Edinburgh	The districts of City of Edinburgh and Midlothian	Edinburgh
	Linlithgow	The district of West Lothian	Linlithgow
	Duns	The district of Berwickshire	Duns
	Selkirk	The district of Ettrick and Lauderdale	Selkirk

Sheriffdom	New Sheriff Court District	Local Government Districts and Islands Areas comprised in New Sheriff Court District	Place where Sheriff Courts are held in New Sheriff Court District
Lothian and Borders— <i>contd.</i>	Jedburgh	The district of Roxburgh	Jedburgh
	Peebles	The district of Tweeddale	Peebles
Glasgow and Strathkelvin	Glasgow and Strathkelvin	The districts of City of Glasgow and Strathkelvin	Glasgow
North Strathclyde	Campbeltown	The district of Argyll and Bute except the parts thereof comprised in the new sheriff court districts of Dunoon, Oban and Rothesay	Campbeltown
	Dunoon	That part of the district of Argyll and Bute comprising the parishes of Dunoon and Kilmun, Inveraray, Inverchaolain, Kilfinan, Kilmartin, Kilmichael-Glassary, Kilmodan, Lochgoilhead and Kilmorich, North Knapdale, Strachur and Strathlachlan and that part of the parish of South Knapdale within the sheriff court district of Dunoon existing immediately before the commencement of this order	Dunoon
	Oban	That part of the district of Argyll and Bute comprising the parishes of Ardchattan and Muckairn, Coll, Colonsay and Oronsay, Craignish, Glenorchy and Innishael, Kilbrandon and Kilchattan, Kilchrenan and Dalavich, Kilfinichen and Kilv' 'teon, Kilmore and Kilbride, Kilninian and Kilmore, Kilninver and Kilmelford, Lismore and Appin, Tiree, Torosay and that part of the parish of Jura consisting of the islands north of the Gulf of Corrievreckan	Oban
	Rothesay	That part of the district of Argyll and Bute comprising the parishes of Rothesay, Kingarth and North Bute	Rothesay
	Dumbarton	The district of Bearsden and Milngavie, the district of Clydebank and the district of Dumbarton	Dumbarton
	Greenock	The district of Inverclyde	Greenock
	Kilmarnock	The district of Cunninghame and the district of Kilmarnock and Loudoun	Kilmarnock

Sheriffdom	New Sheriff Court District	Local Government Districts and Islands Areas comprised in New Sheriff Court District	Place where Sheriff Courts are held in New Sheriff Court District
North Strathclyde <i>—contd.</i>	Paisley	The districts of Renfrew and Eastwood	Paisley
South Strathclyde, Dumfries and Galloway	Dumfries	The district of Nithsdale and the district of Annandale and Eskdale	Dumfries
	Kirkcudbright	The district of Stewartry	Kirkcudbright
	Stranraer	The district of Wigtown	Stranraer
	Airdrie	The district of Cumbernauld and Kilsyth and the district of Monklands	Airdrie
	Ayr	The district of Cumnock and Doon Valley and the district of Kyle and Carrick	Ayr
	Hamilton	The districts of East Kilbride, Hamilton and Motherwell	Hamilton
	Lanark	The district of Lanark	Lanark

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order provides for the division of each of the six sheriffdoms of Scotland into new sheriff court districts as at 16th May 1975 and abolishes the sheriff court districts existing prior to that date (Article 3(1) and Schedule). The boundaries of the new sheriff court districts in most cases correspond to the boundaries of districts and islands areas under the Local Government (Scotland) Act 1973. The Order also specifies the places where sheriff courts are to be held in each new sheriff court district (Article 3(2) and Schedule) and provides that sheriff courts shall cease to be held at Dunblane, Hawick, Kinross, Lochgilphead and Wigtown (Article 3(3)).

The remaining provisions of the Order are transitional and consequential.

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