



Criminal Proceedings etc. (Reform) (Scotland) Act 2007

2007 asp 6

PART 4

JP COURTS AND JPS

Establishing JP courts etc.

62 Area and territorial jurisdiction of JP courts

- (1) A JP court has territorial jurisdiction in respect of offences committed within—
 - (a) the sheriff court district in which it is located, and
 - (b) any other district in the same sheriffdom.
- (2) Without prejudice to subsection (1)(b), it is competent for proceedings for an offence committed in one district in a sheriffdom to be taken in a JP court in any other district in the sheriffdom.
- (3) Sections 9 and 10 of the 1995 Act include further provision in relation to the territorial jurisdiction of JP courts.
- (4) A JP ^{F1}... may exercise the judicial functions of office at any place within the sheriffdom for which the JP ^{F2}... is appointed.
- (5) It is also competent (in the exercise of judicial functions) for a JP ^{F3}... to sign, at any other place in Scotland, any—
 - (a) warrant, judgment or interlocutor, or
 - (b) other document,relating to criminal proceedings within that sheriffdom.
- (6) A JP ^{F4}... may exercise signing functions at any place in Scotland.
- (7) The competence of a JP ^{F5}... under subsections (4) and (5) extends to competence to—
 - (a) exercise the functions mentioned in those subsections for the purposes of any remaining district court for an area wholly or partly within the sheriffdom for which the JP ^{F6}... is appointed, and

Changes to legislation: There are currently no known outstanding effects for the Criminal Proceedings etc. (Reform) (Scotland) Act 2007, Section 62. (See end of Document for details)

(b) do so at any place within the area of that district court.

(8) Any reference in this Act, the 1995 Act or any other enactment to the area of a JP court means the sheriff court district in which it is located.

Textual Amendments

- F1** Words in s. 62(4) repealed (1.4.2016) by Courts Reform (Scotland) Act 2014 (asp 18), s. 138(2), **sch. 5 para. 40(3)(a)**; S.S.I. 2016/13, art. 2, sch.
- F2** Words in s. 62(4) repealed (1.4.2016) by Courts Reform (Scotland) Act 2014 (asp 18), s. 138(2), **sch. 5 para. 40(3)(b)**; S.S.I. 2016/13, art. 2, sch.
- F3** Words in s. 62(5) repealed (1.4.2016) by Courts Reform (Scotland) Act 2014 (asp 18), s. 138(2), **sch. 5 para. 40(3)(a)**; S.S.I. 2016/13, art. 2, sch.
- F4** Words in s. 62(6) repealed (1.4.2016) by Courts Reform (Scotland) Act 2014 (asp 18), s. 138(2), **sch. 5 para. 40(3)(a)**; S.S.I. 2016/13, art. 2, sch.
- F5** Words in s. 62(7) repealed (1.4.2016) by Courts Reform (Scotland) Act 2014 (asp 18), s. 138(2), **sch. 5 para. 40(3)(a)**; S.S.I. 2016/13, art. 2, sch.
- F6** Words in s. 62(7)(a) repealed (1.4.2016) by Courts Reform (Scotland) Act 2014 (asp 18), s. 138(2), **sch. 5 para. 40(3)(c)**; S.S.I. 2016/13, art. 2, sch.

Commencement Information

- I1** S. 62 wholly in force at 22.2.2010; s. 62 not in force at Royal Assent, see s. 84; s. 62 partly in force at 10.12.2007, 10.3.2008, 2.6.2008, 8.12.2008, 23.2.2009, 14.12.2009 and 22.2.2010 otherwise by S.S.I. 2007/479, **art. 3**, Sch.; S.S.I. 2008/42, **art. 3**, Sch.; S.S.I. 2008/192, **art. 3**, Sch.; S.S.I. 2008/329, **art. 3**, Sch.; S.S.I. 2008/362, **art. 3**, Sch.; S.S.I. 2009/432, **art. 3(1)(2)**, Sch. 1, Sch. 2

Changes to legislation:

There are currently no known outstanding effects for the Criminal Proceedings etc. (Reform) (Scotland) Act 2007, Section 62.