



# Judiciary and Courts (Scotland) Act 2008

## 2008 asp 6

### PART 2 **U.K.**

#### THE JUDICIARY

### CHAPTER 2 **U.K.**

#### SENIOR JUDICIARY: VACANCY, INCAPACITY AND SUSPENSION

#### **6** Periods when both sections 4 and 5 apply **U.K.**

- (1) Subsection (2) applies during any period when both sections 4 and 5 apply.
- (2) During such a period, subsection (2) of each of those sections does not apply and instead—
  - (a) any function of the Lord President is exercisable instead by the senior judge of the Inner House,
  - (b) anything that falls to be done in relation to the Lord President falls to be done instead in relation to the senior judge of the Inner House,
  - (c) any function of the Lord Justice Clerk is exercisable instead by the second senior judge of the Inner House, and
  - (d) anything that falls to be done in relation to the Lord Justice Clerk falls to be done instead in relation to the second senior judge of the Inner House.

#### **Extent Information**

**E1** Pt. 2 Ch. 2 extended to E.W.N.I. (14.9.2009) by [S.I. 2009/2231](#), [art. 4](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Judiciary and Courts (Scotland) Act 2008, Section 6.