
Changes to legislation: Courts Reform (Scotland) Act 2014, Cross Heading: Criminal Proceedings etc. (Reform) (Scotland) Act 2007 is up to date with all changes known to be in force on or before 26 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULE 5 MODIFICATIONS OF ENACTMENTS

PART 10

JUSTICE OF THE PEACE COURTS

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

- 40 (1) The Criminal Proceedings etc. (Reform) (Scotland) Act 2007 is amended in accordance with this paragraph.
- (2) In section 61(3)(a) (efficient disposal of business in JP courts), for “stipendiary magistrate” substitute “summary sheriff”.
- (3) In section 62 (area and territorial jurisdiction of JP courts)—
- (a) in each of subsections (4), (5), (6) and (7), the words “or stipendiary magistrate” in each place they appear are repealed,
 - (b) in subsection (4), the words “or (as the case may be) magistrate” are repealed,
 - (c) in subsection (7)(a), the words “or (as the case may be) stipendiary magistrate” are repealed.
- (4) In section 63 (constitution and powers etc. of JP courts), in each of subsections (2) and (5)(a), for “stipendiary magistrate” substitute “summary sheriff”.
- (5) The following sections are repealed—
- (a) section 74 (appointment of stipendiary magistrates),
 - (b) section 74A (exercise of functions by stipendiary magistrates),
 - (c) section 75 (stipendiary magistrates: further provision).
- (6) In section 76 (signing functions)—
- (a) in subsection (1), the words “or a stipendiary magistrate” are repealed,
 - (b) in subsection (5), the words “, stipendiary magistrate” are repealed.
- (7) In section 77 (records and validity of appointment)—
- (a) in subsection (1), in each of paragraphs (a) and (b)(ii), the words “or stipendiary magistrate” are repealed,
 - (b) in subsection (2), the words “and stipendiary magistrates” are repealed,
 - (c) subsection (5) is repealed.

Commencement Information

II [Sch. 5 para. 40](#) in force at 1.4.2016 by [S.S.I. 2016/13](#), art. 2, [Sch.](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- sch. 1 para. 5A and cross-heading inserted by [2020 asp 9 s. 9](#)
- sch. 1 para. 2(g)(h) inserted by [2021 asp 16 s. 15\(8\)](#)