



# Courts Reform (Scotland) Act 2014

## 2014 asp 18

### PART 1

#### SHERIFF COURTS

#### CHAPTER 3

#### ORGANISATION OF BUSINESS

##### *Sheriff principal's general responsibilities*

#### **29 Lord President's power to exercise functions under sections 27 and 28**

- (1) Subsection (2) applies where in any case the Lord President of the Court of Session considers that the exercise by the sheriff principal of a sheriffdom of a function under section 27 or 28—
- (a) is prejudicial to the efficient disposal of business in the sheriff courts of the sheriffdom,
  - (b) is prejudicial to the efficient organisation or administration of those courts, or
  - (c) is otherwise against the interest of the public.
- (2) The Lord President may in that case—
- (a) rescind the sheriff principal's exercise of the function, and
  - (b) exercise the function.
- (3) Subsections (1) and (2) apply in relation to a failure to exercise a function mentioned in subsection (1) as they apply to the exercise of such a function, but as if paragraph (a) of subsection (2) were omitted.
- (4) The exercise of a function by the Lord President by virtue of subsection (2)(b) is to be treated as if it were the exercise of the function by the sheriff principal.

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**Changes to legislation:** *Courts Reform (Scotland) Act 2014, Section 29 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*

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#### **Commencement Information**

**II** **S. 29** in force at 1.4.2015 by **S.S.I. 2015/77**, art. 2(2)(3), **Sch.**

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[View outstanding changes](#)

**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\(8\)](#)