



Courts Reform (Scotland) Act 2014

2014 asp 18

PART 3

CIVIL PROCEDURE

CHAPTER 1

SHERIFF COURT

Civil jury trials

66 Discharge or death of juror during trial

- (1) In jury proceedings, the sheriff may, in the course of the trial, discharge a member of the jury from further service on the jury if satisfied that the juror—
 - (a) is, by reason of illness, unable to continue to serve on the jury, or
 - (b) should, for any other reason, be discharged from further service on the jury.
- (2) Subsections (3) and (4) apply where a member of the jury—
 - (a) is discharged under subsection (1), or
 - (b) dies.
- (3) So long as there remain at least 10 members of the jury—
 - (a) the remaining members of the jury are in all respects deemed to constitute the jury for the purpose of the trial, and
 - (b) any verdict returned by the remaining members of the jury, whether unanimous or by majority, is to have the same force and effect as if it were a unanimous or, as the case may be, majority verdict of the whole number of the jury.
- (4) If there remain fewer than 10 members of the jury, the sheriff must—
 - (a) discharge the jury, and
 - (b) order the proceedings to be tried by another jury.

Changes to legislation: Courts Reform (Scotland) Act 2014, Section 66 is up to date with all changes known to be in force on or before 24 April 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](#)

Commencement Information

II S. 66 in force at 22.9.2015 by [S.S.I. 2015/247](#), art. 2, [Sch.](#)

Changes to legislation:

Courts Reform (Scotland) Act 2014, Section 66 is up to date with all changes known to be in force on or before 24 April 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.

[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\(8\)](#)