



# Courts Reform (Scotland) Act 2014

## 2014 asp 18

### PART 3

#### CIVIL PROCEDURE

#### CHAPTER 4

#### LAY REPRESENTATION FOR NON-NATURAL PERSONS

#### 98 Lay representation: supplementary provision

- (1) The Court of Session may, by act of sederunt, make further provision about—
  - (a) the granting of permission under section 97, and
  - (b) the conduct of proceedings by lay representatives by virtue of this Chapter.
- (2) Provision under subsection (1) may include, in particular, provision—
  - (a) about the procedure to be followed in considering applications for permission under section 97 (including provision for applications to be considered in chambers and without hearing the parties),
  - (b) regulating the conduct of lay representatives in exercising a function or right by virtue of this Chapter,
  - (c) about the authorisation of lay representatives for the purposes of this Chapter,
  - (d) imposing conditions on the exercise by lay representatives of a function or right by virtue of this Chapter or enabling the court to impose such conditions in particular cases,
  - (e) enabling the court, in particular cases, to withdraw a lay representative's right to exercise a function or right by virtue of this Chapter if the representative contravenes provision made by virtue of the act of sederunt,
  - (f) enabling the court to make an order preventing a lay representative from conducting any proceedings before any court on behalf of non-natural persons,
  - (g) enabling the court, in awarding expenses against a non-natural person in any case, to find a lay representative jointly and severally liable for the expenses.

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**Changes to legislation:** *Courts Reform (Scotland) Act 2014, Section 98 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*

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- (3) An act of sederunt under subsection (1) may make different provision for different purposes.
- (4) In this section, “the court”, in the case of proceedings in the sheriff court, means the sheriff.

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**Commencement Information**

**II** S. 98 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\(8\)](#)