



Union with Scotland Act 1706

1706 CHAPTER 11 6 Ann

ARTICLE XIX.

Court of Session. Writers to the Signet admitted Lords of Session.
Court of Justiciary. Other Courts. Causes in Scotland not
cognizable in Courts in Westminster Hall.

That the Court of Session or Colledge of Justice do after the Union and notwithstanding thereof remain in all time coming within Scotland as it is now constituted by the Laws of that Kingdom and with the same authority and privileges as before the Union Subject nevertheless to such regulations for the better Administration of Justice as shall be made by the Parliament of Great Britain and that hereafter none shall be named by Her Majesty or Her Royal Successors to be ordinary Lords of Session but such who have served in the Colledge of Justice as Advocates or Principal Clerks of Session for the Space of Five years or as Writers to the Signet for the Space of ten years with this provision that noWriter to the Signet be capable to be admitted a Lord of the Session unless he undergo a private and publick Tryal on the Civil Law before the Faculty of Advocates and be found by them qualified for the said Office two years before he be named to be a Lord of the Session yet so as the Qualifications made or to be made for capacitating persons to be named ordinary Lords of Session may be altered by the Parliament of Great Britain And that the Court of Justiciary do also after the Union and notwithstanding thereof remain in all time coming within Scotland as it is now constituted by the Laws of that Kingdom and with the same authority and privileges as before the Union Subject nevertheless to such regulations as shall be made by the Parliament of Great Britain and without prejudice of other rights of Justiciary ^{F1}. . . And that the heretable rights of Admiralty and Vice Admiralties in Scotland be reserved to the respective proprietors as rights of property Subject nevertheless as to the manner of exercising such heretable rights to such regulations and alterations as shall be thought proper to be made by the Parliament of Great Britain And that all other Courts now in being within the Kingdom of Scotland do remain but Subject to alterations by the Parliament of Great Britain And that all inferior Courts within the said limits do remain Subordinate as they are now to the supreme Courts of Justice within the same in all time coming And that no Causes in Scotland be cognoscible by the Courts of Chancery Queen's Bench Common Pleas or any other Court in Westminster Hall and that the said Courts or any other of the like nature after the Union shall have no Power to cognosce review or alter the Acts or Sentences of the Judicatures within Scotland or stop the Execution of the same ^{F2}. . .

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Union with Scotland Act 1706, ARTICLE Xix.. (See end of Document for details)

Textual Amendments

- F1** Words repealed by [Statute Law \(Repeals\) Act 1973 \(c. 39\)](#), **Sch. 1 Pt. XIII**
- F2** Words repealed by [Statute Law Revision Act 1948 \(c. 62\)](#), **Sch. 1** and [Statute Law \(repeals\) Act 1973 \(c. 39\)](#), **Sch. 1 Pt. XIII**
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Modifications etc. (not altering text)

- C1** Functions of Courts of Chancery, Queen's Bench and Common Pleas at Westminster now exercisable by High Court: [Supreme Court of Judicature \(Consolidation\) Act 1925 \(c. 49\)](#), **s. 18(2)**

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