



Public Records (Scotland) Act 1937

1937 CHAPTER 43 1 Edw 8 and 1 Geo 6

PART III

GENERAL

14 Interpretation.

(1) In this Act, unless the context otherwise requires—

the expressions “records of the Court of Session” and “records of the High Court of Justiciary” mean the registers, minute books, processes, writs or documents belonging to or in the custody of the Court of Session (including the Court of Teinds as defined in the ^{M1}United Parishes (Scotland) Act 1876) and the High Court of Justiciary respectively;

[^{F1}the expression “records of the Sheriff Appeal Court” includes the registers, minute books, processes, writs or documents belonging to or in the custody of the Sheriff Appeal Court;]

the expression “sheriff court records” includes the registers, minute books, processes, writs or documents belonging to or in the custody of sheriff courts or sheriff clerks;

^{F2}
...

[^{F3}“ court records ” includes (in addition to records of the ordinary courts) records of the Scottish Land Court;

[^{F4}the expression “ JP court ” means a justice of the peace court;]

[^{F5}the expression “ JP court records ” includes the registers, minute books, processes, writs or documents belonging to or in the custody of JP courts;]

[^{F6}the expression “ local authority ” means an authority constituted under section 2 of the Local Government etc. (Scotland) Act 1994, and includes a joint board and a joint committee;

the expression “ statutory body corporate ” shall be construed in accordance with section 5(2A) above.]

[^{F7}(2) Any question as to whether or not a document is part of the records of a particular court is to be determined—

Changes to legislation: There are currently no known outstanding effects for the Public Records (Scotland) Act 1937, Section 14. (See end of Document for details)

- (a) in the case of the High Court, by the Lord Justice General,
- (b) in any other case, by the Lord President.]]

Textual Amendments

- F1** Words in s. 14(1) inserted (1.4.2015) by Courts Reform (Scotland) Act 2014 (asp 18), s. 138(2), **sch. 5 para. 11(5)**; S.S.I. 2015/77, art. 2(2)(3), sch.
- F2** Definition of “justice of the peace records” repealed by District Courts (Scotland) Act 1975 (c. 20), **Sch. 2**
- F3** S. 14: definition of "court records" substituted (S.) (13.12.2010) by Criminal Justice and Licensing (Scotland) Act 2010 (asp 13), ss. 203, 206(1), **Sch. 7 para. 4(a)**; S.S.I. 2010/413, **art. 2**, Sch.
- F4** S. 14: words inserted (S.) (10.3.2008) by Criminal Proceedings etc. (Reform) (Scotland) Act 2007 (asp 6), ss. 80, 84, **Sch. para. 2(2)(b)**; S.S.I. 2008/42, **art. 3**, Sch.
- F5** S. 14: words inserted (S.) (10.3.2008) by Criminal Proceedings etc. (Reform) (Scotland) Act 2007 (asp 6), ss. 80, 84, **Sch. para. 2(2)(a)**; S.S.I. 2008/42, **art. 3**, Sch.
- F6** S. 14: definitions of "local authority" and "statutory body corporate" inserted (S.) (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 22(3)** (with s. 128(8)); S.I. 1996/323, **art. 4(1)(c)**
- F7** S. 14(2) substituted (S.) (13.12.2010) by Criminal Justice and Licensing (Scotland) Act 2010 (asp 13), ss. 203, 206(1), **Sch. 7 para. 4(b)**; S.S.I. 2010/413, **art. 2**, Sch.

Marginal Citations

- M1** 1876 c. 11.

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