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SCOTTISH STATUTORY INSTRUMENTS

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**2016 No. 291**

**The Courts Reform (Scotland) Act 2014 (Commencement  
No. 7, Transitional and Saving Provisions) Order 2016**

**Small claims raised before 28th November 2016**

3.—(1) The following provisions apply to small claims raised before 28th November 2016.

(2) Despite the repeal of sections 35(2) to (4), 36A, 36B and 37(2B) and (2C) and the words, “other than a small claim” in section 38(b) of the 1971 Act by paragraph 6(1) and (2) of schedule 5 of the 2014 Act, those sections and the Small Claims (Scotland) Order 1988 continue to apply to such claims.

(3) Despite the repeal of paragraph 3(c) of Part 2 of schedule 2 of the Legal Aid (Scotland) Act 1986 (proceedings in which civil legal aid is not available)(**1**), that paragraph continues to apply to such claims.

(4) Sections 72, 73, 77, 78, 80, 82 and 96 of the 2014 Act do not apply to such claims.

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(1) 1986 c.47. Paragraph 3 has been amended by the Law Reform (Miscellaneous Provisions) (Scotland) Act 1985, section 18(1) and S.I. 1993/969.