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**Changes to legislation:** Law Reform (Miscellaneous Provisions) (Scotland) Act 1990, Cross Heading: Further provision as to Inner House and exchequer causes is up to date with all changes known to be in force on or before 04 June 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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## SCHEDULES

### SCHEDULE 4

#### JUDICIAL APPOINTMENTS

##### *Further provision as to Inner House and exchequer causes*

- 4 (1) The <sup>M1</sup>Court of Session Act 1988 shall be amended as follows.
- (2) In section 2 (composition of court)—
- (a) in subsection (3), for the words “the senior judge present shall preside and shall” there shall be substituted the words “ shall direct one of those judges to preside and to ”; and
- (b) for subsection (6) there shall be substituted the following subsection—
- “(6) Subject to subsection (7) below, where a vacancy arises in a Division of the Inner House the Lord President and the Lord Justice Clerk, with the consent of the Secretary of State and after such consultation with judges as appears to them to be appropriate in the particular circumstances, shall appoint a Lord Ordinary to fill that vacancy.”.
- (3) In section 3 (exchequer causes), for the words “Court by Act of Sederunt” there shall be substituted the words “ Lord President ”.

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#### **Commencement Information**

**II** Sch. 4 para. 4 wholly in force at 1.4.1991 see s. 75(2) and S.I. 1991/822, art. 3, Schedule

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#### **Marginal Citations**

**M1** 1988 c. 36.

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**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):

- s. 21A(1)(c) words substituted by [2007 asp 5 Sch. 5 para. 3\(7\)\(a\)\(iii\)](#)
- s. 33(6) inserted by [2007 asp 5 Sch. 5 para. 3\(11\)](#)