

1988 No. 1993

**SHERIFF COURT, SCOTLAND**

**The Sheriff Courts (Scotland) Act 1971 (Privative  
Jurisdiction and Summary Cause) Order 1988**

*Made* - - - - *14th November 1988*

*Coming into force* *30th November 1988*

At the Court at Buckingham Palace, the 14th day of November 1988

Present,

The Queen's Most Excellent Majesty in Council

Whereas a draft of this Order has been approved by a resolution of each House of Parliament:  
Now, therefore, Her Majesty, in exercise of the powers conferred on Her by section 41 of  
the Sheriff Courts (Scotland) Act 1971(a), and of all other powers enabling Her in that behalf,  
is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered,  
as follows:

**Citation and commencement**

1. This Order may be cited as the Sheriff Courts (Scotland) Act 1971 (Privative Jurisdiction  
and Summary Cause) Order 1988 and shall come into force on 30th November 1988.

**Variation in limit of privative jurisdiction of sheriff court**

2. Section 31 of the Sheriff Courts (Scotland) Act 1971 shall be amended by substituting  
for the sum of five hundred pounds(b) the sum of one thousand five hundred pounds.

**Variation in limit of summary cause**

3. Paragraphs (a), (b) and (c) of section 35(1) of the Sheriff Courts (Scotland) Act 1971  
shall be amended by substituting for the sum of one thousand pounds(c) the sum of one  
thousand five hundred pounds.

**Supplementary provisions**

4. The amendments made by articles 2 and 3 of this Order shall not apply in relation to  
any proceedings commenced before this Order comes into force.

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(a) 1971 c.58; section 41(2) was amended by the Law Reform (Miscellaneous Provisions) (Scotland) Act 1980 (c.55),  
Schedule 3.

(b) Section 31 was amended by S.I. 1976/900.

(c) Paragraphs (a), (b) and (c) of section 35(1) were amended by S.I. 1981/842.

## **Revocations**

5. The Sheriff Courts (Scotland) Act 1971 (Privative Jurisdiction, etc.) Order 1976( ) and the Sheriff Courts (Scotland) Act 1971 (Summary Cause) Order 1981( ) are hereby revoked.

*G.I. de Doney*  
Clerk of the Privy Council

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### **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order raises the limit of the privative (or exclusive) jurisdiction of the sheriff court and the limit of the summary cause from £500 and £1,000 respectively to £1,500. The new limits do not apply to proceedings commenced before the Order comes into force.

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- (a) S.I. 1976/900.  
(b) S.I. 1981/842.

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