



Criminal Proceedings etc. (Reform) (Scotland) Act 2007

2007 asp 6

PART 4

JP COURTS AND JPS

Appointment of JPs etc.

70 Reappointment of JPs

- (1) A person—
 - (a) whose 5-year term of appointment as a JP has expired, or
 - (b) who has resigned from office as a JP,is eligible for reappointment.
- (2) And a person who is eligible under subsection (1)(a) is to be reappointed except where—
 - (a) the person declines the reappointment,
 - (b) the person is aged 69 years or over,
 - (c) the person is disqualified under section 73,
 - (d) the sheriff principal for the sheriffdom for which the person was appointed as a JP makes a recommendation to the Scottish Ministers against the reappointment.
- (3) A recommendation for the purpose of subsection (2)(d) may be made—
 - (a) on the ground that the JP has inadequately performed the functions of a JP,
 - (b) on the ground that the JP has, without good reason, failed to meet a condition imposed under section 68(2),
 - (c) on the ground that the JP does not ordinarily reside in the sheriffdom of appointment or within 15 miles of it,
 - (d) on such other ground as the sheriff principal considers relevant.