

*These notes relate to the Courts Reform (Scotland) Act 2014  
(asp 18) which received Royal Assent on 10 November 2014*

# **COURTS REFORM (SCOTLAND) ACT 2014**

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## **EXPLANATORY NOTES**

### **THE ACT**

#### **Part 5 – Civil Appeals**

##### **Appeals to the Sheriff Appeal Court**

##### ***Section 110 – Appeal from a sheriff to the Sheriff Appeal Court***

200. **Section 110** is based on section 27 of the Sheriff Courts (Scotland) Act 1907 but provides that the appeal is to the Sheriff Appeal Court rather than the sheriff principal. Permission to appeal is not required in relation to the matters set out in subsection (1). Subsection (2) provides that permission to appeal is, however, required against any other interlocutor (order) of a sheriff in civil proceedings. Subsections (4) to (6) contain a number of qualifications and are intended to restate section 28(2) of the 1907 Act and, in particular, to preserve any specific provision regarding appeal to the Sheriff Appeal Court or Court of Session that may be contained in other enactments. But the general rules for appeals from sheriffs in sections 27 to 29 of the 1907 Act are repealed by paragraph 4(e) of Part 1 of schedule 5 to the Act. See also the explanatory notes for section 82 which makes special provision for appeals from simple procedure cases.