Status: Point in time view as at 01/04/2015. This version of this part contains provisions that are not valid for this point in time. Changes to legislation: Courts Reform (Scotland) Act 2014, PART 9 is up to date with all changes known to be in force on or before 03 January 2024. 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)



# Courts Reform (Scotland) Act 2014 2014 asp 18

# PART 9

# JUSTICE OF THE PEACE COURTS

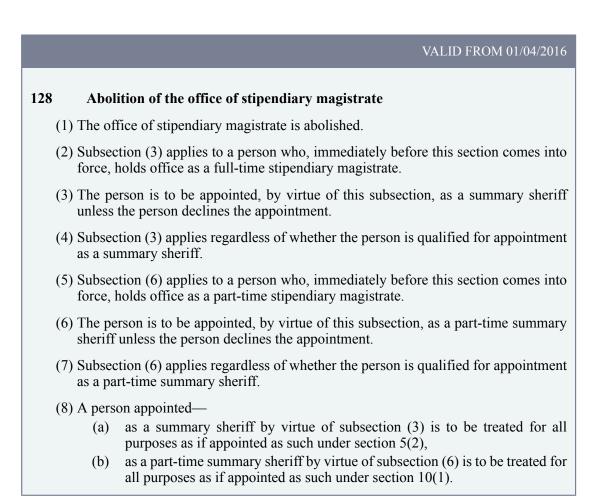
# 127 Establishing, relocating and disestablishing justice of the peace courts

- (1) Section 59 of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007 (establishing etc. JP courts) is amended in accordance with subsections (2) and (3).
- (2) In each of subsections (2) and (6), after "may" insert ", following submission of a proposal under subsection (7), ".
- (3) For subsections (7) and (7A) substitute—
  - "(7) The Scottish Courts and Tribunals Service may, with the agreement of the Lord President, submit a proposal to the Scottish Ministers for the making of an order under subsection (2) or (6).
  - (7A) Before submitting a proposal to the Scottish Ministers, the Scottish Courts and Tribunals Service must consult such persons as it considers appropriate.
  - (7B) If, following submission of a proposal, the Scottish Ministers decide to make an order, they must have regard to the proposal in deciding what provision to make in the order.
  - (7C) The Scottish Ministers may make an order under subsection (2) or (6) only with the consent of—
    - (a) the Lord President, and
    - (b) the Scottish Courts and Tribunals Service.".
- (4) In section 81(3)(a) of that Act (orders under the Act that are subject to affirmative procedure), after "56" insert ", 59(2) or (6) ".

#### **Commencement Information**

II S. 127 in force at 1.4.2015 by S.S.I. 2015/77, art. 2(2)(3), Sch.

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#### VALID FROM 01/04/2016

## 129 Summary sheriffs to sit in justice of the peace courts

A summary sheriff of a sheriffdom may constitute, and exercise the jurisdiction and powers of, any justice of the peace court established for any sheriff court district in the sheriffdom.

## Status:

Point in time view as at 01/04/2015. This version of this part contains provisions that are not valid for this point in time.

### **Changes to legislation:**

Courts Reform (Scotland) Act 2014, PART 9 is up to date with all changes known to be in force on or before 03 January 2024. 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.