

Changes to legislation: Courts Reform (Scotland) Act 2014, SCHEDULE 1 is up to date with all changes known to be in force on or before 25 May 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

SCHEDULE 1

(introduced by section 44(1))

CIVIL PROCEEDINGS, ETC. IN RELATION TO WHICH SUMMARY SHERIFF HAS COMPETENCE

Family proceedings

1 Family proceedings.

Commencement Information

I1 Sch. 1 para. 1 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#)

Domestic abuse proceedings

- 2 Proceedings for or in relation to—
- (a) an action of harassment under section 8(2) of the Protection from Harassment Act 1997,
 - (b) an exclusion order under section 4(2) of the Matrimonial Homes (Family Protection) (Scotland) Act 1981,
 - (c) a matrimonial interdict (within the meaning of section 14 of that Act),
 - (d) a domestic interdict (within the meaning of section 18A of that Act),
 - (e) an exclusion order under section 104 of the Civil Partnership Act 2004,
 - (f) a relevant interdict (within the meaning of section 113 of that Act).

Commencement Information

I2 Sch. 1 para. 2 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#)

Adoption proceedings

- 3 Proceedings for or in relation to—
- (a) an adoption order within the meaning of section 28(1) of the Adoption and Children (Scotland) Act 2007,
 - (b) an order under section 59(1) of that Act (preliminary order where child to be adopted abroad),
 - (c) a permanence order under section 80(1) of that Act.

Commencement Information

I3 Sch. 1 para. 3 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#)

Children's hearings proceedings

- 4 Proceedings under the Children's Hearings (Scotland) Act 2011.

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Commencement Information

I4 Sch. 1 para. 4 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#)

[^{F1}Proceedings relating to children under the age of criminal responsibility

Textual Amendments

F1 Sch. 1 para. 4A and cross-heading inserted (31.3.2020) by [Age of Criminal Responsibility \(Scotland\) Act 2019 \(asp 7\)](#), [ss. 81\(2\)](#), [84\(2\)](#); [S.S.I. 2020/74](#), [reg. 2](#), [sch.](#)

4A Proceedings under the Age of Criminal Responsibility (Scotland) Act 2019.]

Forced marriage proceedings

- 5 Proceedings for or in relation to—
- (a) a forced marriage protection order under section 1(1) of the Forced Marriage etc. (Protection and Jurisdiction) (Scotland) Act 2011,
 - (b) an interim forced marriage protection order under section 5(1) of that Act.

Commencement Information

I5 Sch. 1 para. 5 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#)

Warrants and interim orders

- 6 The granting of—
- (a) a warrant of citation (including such warrants where the address of the defender is unknown),
 - (b) an interim interdict,
 - (c) an order for the interim preservation of property,
 - (d) an order to recall an interim interdict.

Commencement Information

I6 Sch. 1 para. 6 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#)

Diligence proceedings

- 7 Proceedings under—
- (a) Part 1A of the Debtors (Scotland) Act 1987 (diligence on the dependence) (including proceedings to which that Part is applied by section 15N of that Act), other than proceedings in which there is claimed, in addition or as an alternative to a warrant, a decree for payment of a sum of money exceeding £5,000,
 - (b) Part III of that Act (diligence against earnings),
 - (c) Part 3A of that Act (arrestment and action of furthcoming),

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- (d) Part 8 of the Bankruptcy and Diligence etc. (Scotland) Act 2007 (attachment of money).

Commencement Information

I7 Sch. 1 para. 7 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#)

- 8 The receipt of a report of money attachment under section 182(1) of the Bankruptcy and Diligence etc. (Scotland) Act 2007.

Commencement Information

I8 Sch. 1 para. 8 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#)

- 9 The granting of authority to begin or continue execution of a decree for removing from heritable property under section 217(2) of the Bankruptcy and Diligence etc. (Scotland) Act 2007.

Commencement Information

I9 Sch. 1 para. 9 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#)

- 10 Proceedings for or in relation to—
- (a) a warrant for the arrest of a ship on the dependence of an action or for the arrest of a ship in rem under section 47 of the Administration of Justice Act 1956, other than proceedings in which there is claimed, in addition or as an alternative to a warrant, a decree for payment of a sum of money exceeding £5,000,
 - (b) an order for the sale of a ship arrested on the dependence of an action under section 47E of that Act, other than an order relating to a decree for payment of a sum of money exceeding £5,000.

Commencement Information

I10 Sch. 1 para. 10 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#)

Extension of time to pay debts

- 11 Proceedings for or in relation to—
- (a) a time to pay direction under section 1 of the Debtors (Scotland) Act 1987,
 - (b) a time to pay order under section 5 of that Act.

Commencement Information

I11 Sch. 1 para. 11 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#)

Simple procedure

- 12 A simple procedure case within the meaning of section 72(9).

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I12 Sch. 1 para. 12 in force at 22.9.2015 by [S.S.I. 2015/247](#), [art. 2](#), [Sch.](#) (with [art. 12](#))

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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):

- sch. 1 para. 5A and cross-heading inserted by [2020 asp 9 s. 9](#)
- sch. 1 para. 2(g)(h) inserted by [2021 asp 16 s. 15\(8\)](#)