



Courts Reform (Scotland) Act 2014

2014 asp 18

PART 3

CIVIL PROCEDURE

CHAPTER 6

VEXATIOUS PROCEEDINGS

101 Vexatious litigation orders: further provision

- (1) The Inner House may make a vexatious litigation order in relation to a person only if satisfied that the person has habitually and persistently, without any reasonable ground for doing so—
 - (a) instituted vexatious civil proceedings, or
 - (b) made vexatious applications to the court in the course of civil proceedings (whether or not instituted by the person).
- (2) For the purpose of subsection (1), it does not matter whether the proceedings—
 - (a) were instituted in Scotland or elsewhere,
 - (b) involved the same parties or different parties.
- (3) A copy of a vexatious litigation order must be published in the Edinburgh Gazette.
- (4) A judge of the Outer House may grant permission to a vexatious litigant to institute civil proceedings or, as the case may be, to take a step in such proceedings only if satisfied that there is a reasonable ground for the proceedings or the taking of the step.
- (5) The decision of the judge to refuse to grant permission under subsection (4) is final.
- (6) Subsection (7) applies in relation to civil proceedings instituted in any court by a vexatious litigant before the Inner House makes a vexatious litigation order in relation to the vexatious litigant.
- (7) The court may make such order as it sees fit in consequence of the vexatious litigation order.

Changes to legislation: Courts Reform (Scotland) Act 2014, Section 101 is up to date with all changes known to be in force on or before 26 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

- (8) In subsection (7), “the court” means—
- (a) the court which is dealing with the proceedings,
 - (b) in the case of proceedings in the sheriff court, the sheriff.

Commencement Information

II [S. 101](#) in force at 28.11.2016 by [S.S.I. 2016/291](#), [art. 2](#), [sch.](#)

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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\(8\)](#)