



Courts Reform (Scotland) Act 2014

2014 asp 18

PART 9

JUSTICE OF THE PEACE COURTS

128 Abolition of the office of stipendiary magistrate

- (1) The office of stipendiary magistrate is abolished.
- (2) Subsection (3) applies to a person who, immediately before this section comes into force, holds office as a full-time stipendiary magistrate.
- (3) The person is to be appointed, by virtue of this subsection, as a summary sheriff unless the person declines the appointment.
- (4) Subsection (3) applies regardless of whether the person is qualified for appointment as a summary sheriff.
- (5) Subsection (6) applies to a person who, immediately before this section comes into force, holds office as a part-time stipendiary magistrate.
- (6) The person is to be appointed, by virtue of this subsection, as a part-time summary sheriff unless the person declines the appointment.
- (7) Subsection (6) applies regardless of whether the person is qualified for appointment as a part-time summary sheriff.
- (8) A person appointed—
 - (a) as a summary sheriff by virtue of subsection (3) is to be treated for all purposes as if appointed as such under section 5(2),
 - (b) as a part-time summary sheriff by virtue of subsection (6) is to be treated for all purposes as if appointed as such under section 10(1).