



Courts Reform (Scotland) Act 2014

2014 asp 18

PART 1

SHERIFF COURTS

CHAPTER 4

COMPETENCE AND JURISDICTION

Sheriffs: civil competence and jurisdiction

39 Exclusive competence

- (1) This section applies to any civil proceedings—
 - (a) which a sheriff has competence to deal with, and
 - (b) in which—
 - (i) one or more orders of value are sought, and
 - (ii) the aggregate total value of all such orders sought, exclusive of interest and expenses, does not exceed £100,000.
- (2) The proceedings may be brought only in the sheriff court and may not be brought in any other court.
- (3) This section does not apply to family proceedings unless the only order sought in the proceedings is an order for payment of aliment.
- (4) Subsection (2) is subject to section 92(7) (remit of cases in exceptional circumstances to the Court of Session).
- (5) The Scottish Ministers may by order substitute another sum for the sum for the time being specified in subsection (1)(b)(ii).
- (6) For the purposes of this Act, an order is an order of value if it is—
 - (a) an order for payment of money, or
 - (b) an order determining rights in relation to property.

Status: This is the original version (as it was originally enacted).

- (7) Provision may be made by the Court of Session by act of sederunt for determining, for the purposes of this Act—
- (a) the value of an order,
 - (b) the aggregate total value of all the orders of value sought in any proceedings.
- (8) An act of sederunt under subsection (7) may make different provision for different purposes.