



Courts Reform (Scotland) Act 2014

2014 asp 18

PART 3

CIVIL PROCEDURE

CHAPTER 1

SHERIFF COURT

Civil jury trials

68 Return of verdict

- (1) In jury proceedings, the sheriff must, at the end of the sheriff's charge to the jury, direct the jury to select one of their members to speak for them when returning their verdict.
- (2) The jury may at any time return a verdict by a simple majority of their members.
- (3) Subsection (4) applies if the jury—
 - (a) have been enclosed for at least 3 hours, and
 - (b) at the end of that time are unable to agree a verdict or to return a verdict by majority.
- (4) The sheriff may—
 - (a) discharge the jury without their having returned a verdict, and
 - (b) order the proceedings to be tried by another jury.
- (5) When the verdict is returned, it is to be—
 - (a) declared orally in open court by the juror selected under subsection (1), and
 - (b) taken down in writing by the sheriff clerk before the jury is discharged.
- (6) In jury proceedings containing a claim for damages, where the jury return a verdict for the pursuer, the jury must also assess the amount of damages.
- (7) The verdict of the jury is final so far as relating to the facts found by the jury.
- (8) Subsection (7) is subject to sections 69 and 71.

Changes to legislation: Courts Reform (Scotland) Act 2014, Section 68 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](#)

Commencement Information

II S. 68 in force at 22.9.2015 by [S.S.I. 2015/247](#), 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\(8\)](#)