



Courts Reform (Scotland) Act 2014

2014 asp 18

PART 3

CIVIL PROCEDURE

CHAPTER 1

SHERIFF COURT

Interdicts and other orders: effect outside sheriffdom

85 Proceedings for breach of an extended interdict

- (1) In this section, “extended interdict” means an interdict granted by a sheriff, by virtue of section 84(1), having effect in relation to conduct at places outside the sheriff’s sheriffdom.
- (2) Proceedings for breach of an extended interdict may be brought before a sheriff of the sheriffdom—
 - (a) in which the defender is domiciled,
 - (b) in which the interdict was granted,
 - (c) in which the alleged breach occurred.
- (3) A sheriff before whom proceedings for breach of an extended interdict are brought may make an order transferring the proceedings to a sheriff of another sheriffdom (whether or not one mentioned in subsection (2)) if satisfied that it would be more appropriate for the proceedings to be dealt with by a sheriff of the other sheriffdom.
- (4) A sheriff may make an order under subsection (3)—
 - (a) on the application of a party to the proceedings, or
 - (b) on the sheriff’s own initiative.
- (5) Where an order is made under subsection (3), a sheriff of the sheriffdom to whom the proceedings are to be transferred has jurisdiction and competence to consider and determine the proceedings.

Status: This is the original version (as it was originally enacted).

- (6) This section does not affect any power that a sheriff has to decline jurisdiction in any case.