

**Changes to legislation:** There are currently no known outstanding effects for the Judiciary and Courts (Scotland) Act 2008, Cross Heading: The Sheriff Courts and Legal Officers (Scotland) Act 1927 (c. 35). (See end of Document for details)

## SCHEDULE 4

### APPOINTMENT ETC. OF OFFICE HOLDERS: CONSEQUENTIAL AMENDMENTS

#### *The Sheriff Courts and Legal Officers (Scotland) Act 1927 (c. 35)*

- 2 (1) The Sheriff Courts and Legal Officers (Scotland) Act 1927 is amended as follows.
- (2) In section 1 (appointment of sheriff clerk and procurator fiscal)—
- (a) in subsection (1)—
- (i) for “one of His Majesty's Principal Secretaries of State” substitute “ the Scottish Court Service ”,
- (ii) for “Secretary of State” substitute “ Scottish Court Service ”, and
- (iii) for “him” substitute “ it ”, and
- (b) in subsection (4), for “Secretary of State”, in both places those words appear, substitute “ Scottish Court Service ”.
- (3) In section 2 (appointment of sheriff clerk and procurator fiscal deputes), for “Secretary of State” substitute “ Scottish Court Service ”.
- (4) In section 3 (whole-time sheriff clerks and procurators fiscal and deputes), for “Secretary of State”, in both places those words appear, substitute “ Scottish Court Service ”.
- (5) In section 4 (vacancy in office of sheriff clerk, procurator fiscal or deputes), for “Secretary of State” substitute “ Scottish Court Service ”.
- (6) In section 5 (whole-time clerks)—
- (a) in subsection (1), for “Secretary of State” substitute “ Scottish Court Service ”, and
- (b) in subsection (2)—
- (i) for “Scottish Ministers” substitute “ Scottish Court Service ”, and
- (ii) for “they consider” substitute “ it considers ”.
- (7) In section 8 (power to issue instructions, etc.)—
- (a) in subsection (1), for “Secretary of State” substitute “ Scottish Court Service ”, and
- (b) in subsection (2)—
- (i) for “Secretary of State” substitute “ Scottish Ministers ”, and
- (ii) for “him” substitute “ the Scottish Court Service ”.
- (8) In section 9 (deputation by sheriff clerk or procurator fiscal), for “Secretary of State” substitute “ Scottish Court Service ”.

#### **Commencement Information**

**II** Sch. 4 para. 2 in force at 1.4.2010 by [S.S.I. 2010/39](#), art. 2(b), [Sch.](#)

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