



# Arbitration (Scotland) Act 2010

## 2010 asp 1

### *Supplementary*

#### **25 Power of judge to act as arbitrator or umpire**

- (1) A judge may act as an arbitrator or umpire only where—
  - (a) the dispute being arbitrated appears to the judge to be of commercial character, and
  - (b) the Lord President, having considered the state of Court of Session business, has authorised the judge to so act.
- (2) A fee of such amount as Ministers may by order prescribe is payable in the Court of Session for the services of a judge acting as an arbitrator or umpire.
- (3) Any jurisdiction exercisable by the Outer House under the Scottish Arbitration Rules (or any other provision of this Act) in relation to—
  - (a) a judge acting as a sole arbitrator or umpire, or
  - (b) a tribunal which the judge forms part of,is to be exercisable instead by the Inner House (and the Inner House's decision on any matter is final).
- (4) In this section—

“judge” means a judge of the Court of Session, and

“Lord President” means the Lord President of the Court of Session.

#### **Commencement Information**

**II** S. 25 in force at 7.6.2010 for specified purposes by [S.S.I. 2010/195](#), [art. 2](#) (with [art. 3](#))

**Changes to legislation:**

Arbitration (Scotland) Act 2010, Section 25 is up to date with all changes known to be in force on or before 22 April 2024. 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act applied (with modifications) (temp.) by [2014 c. 1 s. 16\(4\)](#)
- Act power to amend conferred by [2014 c. 1 s. 16\(5\)](#)