
SCOTTISH STATUTORY INSTRUMENTS

2015 No. 283

Act of Sederunt (Rules of the Court of Session 1994 and Sheriff Court Rules Amendment) (No. 3) (Miscellaneous) 2015

Amendment of the Summary Application Rules

7.—(1) The Act of Sederunt (Summary Applications, Statutory Applications and Appeals etc. Rules) 1999⁽¹⁾ is amended in accordance with this paragraph.

(2) In Chapter 3, after Part XLV (mutual recognition of protection measures in civil matters)⁽²⁾, insert—

“PART XLVI

COUNTER-TERRORISM AND SECURITY ACT 2015

Interpretation

3.46.1. In this Part “Schedule 1” means Schedule 1 to the Counter-Terrorism and Security Act 2015⁽³⁾.

Applications for extended detention of travel documents

3.46.2.—(1) An application to the sheriff for an order under paragraph 8(1) of Schedule 1 (extension of 14-day period by judicial authority) is to be in Form 69.

(1A) Where an applicant seeks an order under paragraph 10(1) of Schedule 1 (order that specified information be withheld), the application for that order is to be included in Form 69.

(2) On receipt of an application, the sheriff is to fix a date for the determination of the application.

(3) The applicant must intimate the application to the person to whom it relates—

- (a) in Form 70, which is to be accompanied by a copy of the application; and
- (b) within the timescale and by the method specified by the sheriff.

(4) Where—

- (a) at any time before intimation of an application, the sheriff grants an order under paragraph 10 of Schedule 1 (order that specified information be withheld); and
- (b) the information to which the order relates includes information contained in the application,

the sheriff may order intimation of the application under deletion of that information.

⁽¹⁾ [S.I. 1999/929](#), last amended by [S.S.I. 2015/85](#).

⁽²⁾ Part XLV was inserted by [S.S.I. 2014/371](#).

⁽³⁾ [2015 c.6](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Further applications for extended detention of travel documents

3.46.3. A further application under paragraph 8(1) of Schedule 1, by virtue of paragraph 12(1), is to be made by minute in the process relating to the extension of the 14-day period.”

(3) In the Appendix, after Form 68 (form of certificate of sending of document to chief constable)(4), insert the forms set out in Schedule 1 to this Act of Sederunt.

(4) Form 68 was inserted by [S.S.I. 2014/371](#).