

Status: Point in time view as at 08/02/2007.

Changes to legislation: Legal Aid (Scotland) Act 1986, Part I is up to date with all changes known to be in force on or before 26 May 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. (See end of Document for details)

SCHEDULES

SCHEDULE 2

PART I

COURTS IN WHICH CIVIL LEGAL AID IS AVAILABLE

- 1 Civil legal aid shall be available in relation to civil proceedings in—
- [^{F1}the Judicial Committee of the Privy Council, in references, appeals and applications for special leave to appeal under paragraphs 10, 12 [^{F2}, 13(b), 32 and 33] of Schedule 6 to the Scotland Act 1998;]
 - the House of Lords, in appeals from the Court of Session;
 - the Court of Session;
 - the Lands Valuation Appeal Court;
 - the Scottish Land Court;
 - the sheriff court,
- and in relation to proceedings—
- before any person to whom a case is referred in whole or in part by a court mentioned above;
 - ^{F3} . . .
 - in the Lands Tribunal for Scotland;
 - in the Employment Appeal Tribunal [^{F4};
 - before the Proscribed Organisations Appeal Commission]
 - [^{F5}comprising an appeal to the Social Security Commissioners;
 - comprising an appeal to the Child Support Commissioners]

Textual Amendments

- F1** Sch. 2 Pt. 1 para. 1: entry inserted (6.5.1999) by [The Scotland Act 1998 \(Consequential Modifications\) \(No.1\) Order 1999 \(S.I. 1999/1042\)](#), art. 3, **Sch. 1 para. 11(5)**
- F2** Words in Sch. 2 Pt. 1 para. 1 substituted (8.2.2007) by [Legal Profession and Legal Aid \(Scotland\) Act 2007 \(asp 5\)](#), **ss. 73(2), 82(2)** (with s. 77); [S.S.I. 2007/57](#), **art. 2(c)**
- F3** Sch. 2 Pt. I para. 1: entry omitted (19.2.2001) by virtue of [S.S.I. 2001/42](#), **regs. 2, 3(a)**
- F4** Sch. 2 Pt. I para. 1: entry added (19.2.2001) by [S.S.I. 2001/42](#), **regs. 2, 3(b)**
- F5** Sch. 2 Pt. I para. 1: entries inserted (1.12.2002) by [The Legal Aid \(Scotland\) Act 1986 Amendment Regulations 2002 \(S.I. 2002/532\)](#), **reg. 2**

- 2 For the purposes of section 13 of this Act, proceedings in the European Court of Justice on a reference, under Article [^{F6}234] of the EEC Treaty, made by a court mentioned in paragraph 1 above are part of the proceedings in the court making the reference.

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Textual Amendments

F6 Words in [Sch. 2 Pt. I para. 2](#) substituted (19.2.2001) by [S.S.I. 2001/42](#), [regs. 2, 4](#)

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