



Court of Session Act 1868

1868 CHAPTER 100 31 and 32 Vict

VII.—APPEALS FROM INFERIOR COURTS

69 Effect of appeals under this Act.

Such appeal shall be effectual to submit to the review of the Court of Session the whole interlocutors and judgments pronounced in the cause, not only at the instance of the appellant, but also at the instance of every other party appearing in the appeal, to the effect of enabling the Court to do complete justice without hindrance from the terms of any interlocutor in the cause, and without the necessity of any counter appeal; and an appellant shall not be at liberty to withdraw or abandon an appeal without leave of the Court; and an appeal may be insisted in by any party in the cause other than the appellant, in the same manner and to the like effect as if it had been taken by himself.

Modifications etc. (not altering text)

- C1** Ss. 50–101 repealed (S.) by [Court of Session Act 1988](#) (c. 36, SIF 36:1), s. 52(2), [Sch. 2 Pt. I](#) (and re-enacted in part as referred to in [Sch. 2 Pt. II](#) of that Act)
- C2** Ss. 65–70, 73 and 79, so far as they relate to appeals from Sheriff Court, repealed by [Sheriff Courts \(Scotland\) Act 1907](#) (c. 51), [Sch. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Court of Session Act 1868, Section 69.