1971 No. 127 (S.12)

COURT OF SESSION, SCOTLAND

SHERIFF COURT, SCOTLAND

Act of Sederunt (Citation of Jurors) 1971

Made - - - 22*nd January* 1971

Coming into Operation 25*th January* 1971

The Lords of Council and Session, under and by virtue of the powers conferred upon them by section 16 and section 34 of the Administration of Justice (Scotland) Act 1933(**a**) and of all other powers competent to them in that behalf, do hereby enact and declare as follows :—

1. For so long only as there shall continue to be no postal delivery service provided by the Post Office,

(1) there shall, for the purpose of citing any juror for the trial of a civil cause in the Court of Session or in the Sheriff Court, be deemed to be sufficient compliance with the statutory requirements for the transmission of a citation to such juror by post if the sheriff clerk or his depute or any person authorised by the sheriff clerk or his depute shall deliver the citation to the juror or shall leave it at his residence ; and a certificate recording that the citation was so delivered or left, signed by the sheriff clerk or his depute or by such person authorised as aforesaid, shall have the like force and effect as a certificate in terms of section 47 of the Court of Session (Scotland) Act 1868(**b**) ;

(2) notwithstanding the provisions of section 7 of the Juries (Scotland) Act 1825(**c**) and of any other enactment or rule of law requiring the citation of jurors resident furth of Edinburgh for the trial of a cause in the Court of Session each of the thirty-six jurors to be cited to attend any jury trial in the Court of Session may be resident in Edinburgh.

2. This Act of Sederunt may be cited as the Act of Sederunt (Citation of Jurors) 1971 and shall come into operation on 25th January 1971.

And the Lords appoint this Act of Sederunt to be inserted in the Books of Sederunt.

Edinburgh,

22nd January 1971.

J. L. Clyde,
I.P.D.

(**a**) 1933 c. 41.
(**b**) 1868 c. 100.
(**c**) 1825 c. 22.

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt.)

This Act of Sederunt permits delivery of the citation of a juror for the trial of a civil cause, by the sheriff clerk or his depute or by a person authorised by one of them, in place of postal citation ; and permits the citation of a jury for the Court of Session composed entirely of residents of Edinburgh. The Act of Sederunt will remain in force only during the present Post Office strike.