



Judiciary and Courts (Scotland) Act 2008

2008 asp 6

PART 2

THE JUDICIARY

CHAPTER 2

SENIOR JUDICIARY: VACANCY, INCAPACITY AND SUSPENSION

6 Periods when both sections 4 and 5 apply

- (1) Subsection (2) applies during any period when both sections 4 and 5 apply.
- (2) During such a period, subsection (2) of each of those sections does not apply and instead—
 - (a) any function of the Lord President is exercisable instead by the senior judge of the Inner House,
 - (b) anything that falls to be done in relation to the Lord President falls to be done instead in relation to the senior judge of the Inner House,
 - (c) any function of the Lord Justice Clerk is exercisable instead by the second senior judge of the Inner House, and
 - (d) anything that falls to be done in relation to the Lord Justice Clerk falls to be done instead in relation to the second senior judge of the Inner House.

Extent Information

E1 Pt. 2 Ch. 2 extended to E.W.N.I. (14.9.2009) by [S.I. 2009/2231](#), [art. 4](#)

Changes to legislation:

There are currently no known outstanding effects for the Judiciary and Courts (Scotland) Act 2008, Section 6.