



SHERIFFDOM OF LOTHIAN AND BORDERS
SHERIFF COURT AND JUSTICE OF THE PEACE COURT
TRANSFER OF CRIMINAL PROCEEDINGS WITHIN
THE SHERIFFDOM OF LOTHIAN AND BORDERS
AND ARRANGEMENTS FOR THE HOLDING OF CUSTODY COURTS
ON PUBLIC HOLIDAYS

I, Sheriff Principal Mhairi M Stephen QC, Sheriff Principal of Lothian and Borders, under the powers conferred on me by sections 8; 83ZA and 137AA of the Criminal Procedure (Scotland) Act 1995 ("the 1995 Act") make the following arrangements:

General

1. The Order dated 26 March 2020 ("the order") transferring all criminal proceedings from Livingston, Jedburgh and Selkirk Sheriff and Justice of the Peace Courts to Edinburgh Sheriff and Justice of the Peace Court is rescinded with effect from Monday 10 August 2020. All solemn and summary proceedings where diets had been assigned at Edinburgh Sheriff Court have now been assigned diets at the local court and subject to the provisions of section 75A and 75C of the 1995 Act solemn business will proceed on these dates in the local court. Summary proceedings will likewise proceed on the dates assigned at the local court subject to the powers of the court to assign another suitable date in terms of section 137ZB of the 1995 Act.

Criminal Custody Courts

2. With effect from Monday 10 August 2020 a court will sit at either Jedburgh or Selkirk Sheriff and Justice of the Peace Court to deal with persons appearing from custody.
3. A court will sit at both Edinburgh and Livingston Sheriff Courts to deal with persons appearing from custody on the following public holidays:-

Monday 21 September 2020

Monday 30 November 2020
4. A court will sit at Edinburgh Sheriff Court only on Sunday 27 December 2020 to deal with persons appearing from custody. That court will also deal with custodies who would, in normal circumstances, appear at Livingston or at the Borders Courts.
5. A court will sit at both Edinburgh and Livingston Sheriff Courts on Saturday 2 January 2021 to deal with persons who have been arrested and who will appear from custody.
6. Persons in custody who would normally appear in either Jedburgh and Selkirk Sheriff and Justice of the Peace Courts will appear at Edinburgh on the dates mentioned in paragraphs 3, 4 and 5 above.

(signed) *Mhairi M Stephen*

Sheriff Principal Mhairi M Stephen QC
Sheriff Principal of Lothian and Borders

Edinburgh, 5 August 2020

Note/

NOTE:

The Sheriff Clerk will liaise with COPFS; the Police Service of Scotland and GEO Amey to establish and facilitate the effective use of video link with St Leonards and Hawick Police Custody Units to deal with those appearing from custody by remote means. The Sheriff Clerk will also consult with Solicitors practising in Jedburgh and Selkirk Sheriff Courts to support the processing of custodies by video link and to facilitate appearance by solicitors by remote means ("remote representation") especially on the dates when Borders custody cases are dealt with at Edinburgh Sheriff Court.