

CHAPTER 37A

PROCEDURAL BUSINESS IN THE INNER HOUSE

Quorum of Inner House for certain business

37A.1.—(1) In relation to such procedural business of the Inner House as is specified in paragraph (2), the quorum of a Division of the Inner House shall be one judge.

- (2) The procedural business mentioned in paragraph (1) is such business as arises under—
- (a) a reclaiming motion, up to and including the procedural steps mentioned in rule 38.16(2);
 - (b) an application for a new trial under section 29 of the Act of 1988(a) or to enter a jury verdict under section 31 of the Act of 1988 up to and including the procedural steps mentioned in rule 39.7(2) or, as the case may be, rule 39.9; and
 - (c) an appeal from an inferior court within the meaning of rule 40.1(2)(c), up to and including the procedural steps mentioned in rule 40.14(2).
 - (d) an appeal to the court under Chapter 41 (appeals under statute) —
 - (i) in the case of an appeal under Part II of that Chapter (appeals by stated case etc.), up to and including the procedural steps mentioned in rule 41.21(2);
 - (ii) in the case of an appeal under Part III of that Chapter (appeals in From 41.25), up to and including the procedural steps mentioned in rule 41.32(2).

Procedural judges in the Inner House

37A.2.—(1) All judges of the Inner House, except the Lord President and the Lord Justice Clerk, are procedural judges before whom proceedings in the Inner House shall be brought in accordance with Chapters 38 to 41.

(2) In this rule and in Chapters 38 to 41, “procedural judge” means a judge as referred to in paragraph (1).

(3) A Division of the Inner House comprising three or more judges may deal with a matter which would otherwise be dealt with by a procedural judge in accordance with those Chapters where the Division considers that to be appropriate; and references in those Chapters to a procedural judge shall be construed accordingly.