



Coronavirus

Guidance in respect of Civil Business

No. 13 of 2020

This guidance sets out the arrangements for the management of civil business in the Sheriffdom of Glasgow & Strathkelvin with effect from Monday 18 May 2020.

It supersedes "*Coronavirus – Guidance in respect of Civil Business No. 5 of 2020*" of 24 March 2020.

General

- Unless otherwise provided for in this guidance, the court will make the orders set out below without the necessity of appearance.
- Where parties agree, a hearing may proceed on written submissions.
- The attention of practitioners is drawn to Practice Note No 1 of 2006¹, the provisions of which should be utilised wherever possible.
- Any documents lodged electronically which would normally attract a fee must be accompanied by the account number to which the fee is to be charged.

¹ See http://www.scotcourts.gov.uk/docs/default-source/rules-and-practice/practice-notes/sheriff-court/glasgow-and-strathkelvin/pn01_2006.pdf?sfvrsn=11

- The attention of practitioners is drawn to the *“Guidance in respect of Progressing Certain Categories of Civil Business in the Sheriff Courts”*².
- The arrangements for the warranting of urgent initial writs; summary applications; summary cause summons; and simple procedure claim forms; the lodging of caveats; and the presentation of any other urgent matter are set out in *“Coronavirus - Guidance in respect of the warranting of urgent initial writs etc. No. 9 of 2020”* dated 27 March 2020.

Ordinary Proofs

- No ordinary proofs will be assigned for a date prior to August 2020.
- All previously assigned ordinary proofs will be adjourned to a date to be hereinafter fixed, which will be no earlier than August 2020.

Debates

- Debates will proceed by electronic means (namely, conference call). The court will communicate with parties directly in this regard.

Ordinary Court

- All ordinary court cases will be continued for a period of 8 weeks until further notice.
- All ordinary court cases which have previously been continued for a period of 8 weeks will be further continued for a further period of 8 weeks.

² See <http://www.scotcourts.gov.uk/docs/default-source/default-document-library/coronavirus-guidance---progressing-certain-categories-of-civil-business-29-04-20.pdf?sfvrsn=2>

- First callings in respect of summary applications will be continued for a period of 8 weeks until further notice.
- All first callings in respect of summary applications which have previously been continued for a period of 8 weeks will be further continued for a further period of 8 weeks.
- Peremptory diets will continue to call in the ordinary court. No peremptory diets will be assigned prior to 3 August 2020.
- In the event of parties reaching an agreed position in any case, that should be intimated by email to the sheriff clerk [glasgow@scotcourts.gov.uk] as soon as possible to enable hearings to be discharged administratively and for agreed orders to be made (if the court deems the orders sought as appropriate), wherever practicable.

Motions

- Motions will be accepted by email and should be sent to glasgow@scotcourts.gov.uk.
- Should a motion be opposed a hearing will not automatically be assigned. In the first instance, parties will be invited to consider whether the motion is capable of being disposed of by way of written submissions.
- Where a motion is to proceed by way of written submissions it will be allocated to a sheriff who will make appropriate orders.
- If a motion is not to proceed by way of written submissions a hearing will be assigned. Parties should appreciate that the waiting time for an opposed motion hearing may be considerably longer than normal.

Debtors Court

- The debtors / miscellaneous court will sit each Friday, commencing 22 May 2020 until further notice.
- Participation in the debtors / miscellaneous court will be by electronic means or written submissions. The court will communicate with parties directly in this regard.

Adults with Incapacity Court

- The AWI court will continue to sit each Wednesday (within Glasgow Sheriff Court) until further notice.

Simple Procedure

- All simple procedure case management discussions and hearings will be adjourned and the case paused for 4 months from the date of the adjourned hearing.

Heritable Court

- All heritable court cases will be sisted until further notice.

Summary Cause

- All summary cause cases will be sisted until further notice.

Social Work Referrals

- Procedural courts will continue as programmed, however, no proofs will be assigned for a date prior to August 2020.
- The court will give effect to agreements reached by parties in respect of cases assigned to call within the procedural courts without the necessity of appearance. Parties may communicate agreed positions to the court by email to glasgow@scotcourts.gov.uk.
- All social work referral proofs will be discharged administratively and a new diet fixed for 12 weeks after the date or dates previously assigned.
- Applications to extend interim compulsory supervision orders will be dealt with administratively if parties are in agreement.

Adoptions & Permanence Orders

- All procedural callings of adoption and permanence order cases will be continued for a period of 8 weeks until further notice.
- All procedural callings of adoption and permanence order cases which have previously been continued for a period of 8 weeks will be further continued for a further period of 8 weeks.
- All adoption and permanence order proofs will be adjourned to a date to be hereinafter fixed, which will be no earlier than August 2020.

Family Proofs

- All family proofs will be adjourned to a date to be hereinafter fixed, which will be no earlier than August 2020.

Other Family Cases

- In all family cases in which a proof has not been assigned, any and all existing hearings will be discharged administratively and the case sisted until further order of court.

Family Motions

- Motions will be accepted by email and should be sent to GlasgowFamilyActions@scotcourts.gov.uk.
- Should a motion be opposed a hearing will not automatically be assigned. In the first instance, parties will be invited to consider whether the motion could be disposed of by way of written submissions.
- Where a motion is to proceed by way of written submissions it will be allocated to a family sheriff who will make appropriate orders.
- If a motion is not to proceed by way of written submissions a hearing will be assigned. Parties should appreciate that the waiting time for an opposed motion hearing may be considerably longer than normal.

Sheriff Principal C.D.Turnbull

15 May 2020