

Subject: Access to Sheriff Court records from 1987

FOI reference: FOI/18/01346

Date received: 9 May 2018

Date responded: 10 May 2018

Information requested:

Access to Sheriff Court records from 1987

NRS Response:

The case in question sounds as though it would have passed through the Ordinary (Civil) Sheriff Court as what is termed an 'A Process'. This means that a record of the determination of the case should be maintained in the 'A Process Register' for that year. This will be a single line entry with a few details about the case including what the judgment was determined to be.

Unfortunately, these cases are not individually indexed, and to find any information about the case a manual search of a volume which cover the 1987 would have to be carried out. This volume is held by the NRS under the following reference:

SC35/3/28: Register of Ordinary Actions - 'A' Register, 18 Aug 1986-20 Jan 1988

There is a small chance that it could have been what is termed as a 'B Process' (although this is somewhat unlikely), but consulting the registers for these processes may be required too:

SC35/4/35: Register of Summary Applications ('B' register), 27 May 1986-2 Jul 1987

SC35/4/36: Register of Summary Applications ('B' register), 7 Jul 1987-4 Aug 1988

Please note that the information in these registers, if located, will be extremely limited. Only some of the process papers in civil cases such as these are selected for permanent preservation. More information can be obtained from our website (<https://www.nrscotland.gov.uk/files//record-keeping/nrs-court-and-legal-collection-policy-october-2017.pdf>).

Records for payment, small claims, or damages cases are not among those routinely selected for permanent preservation. Thus there will not be any process papers held any more for this case, only a single line recording the determination in the register.

The registers that have been specified above are open for consultation in the Historical Search Room of the National Records of Scotland. To find out more about obtaining a reader's ticket and about our terms and conditions, please see the information at: <https://www.nrscotland.gov.uk/research/visit-us>

Under section 25(1) of FOISA, we do not have to provide information if it is already reasonably accessible by inspection or copying, even if a payment has to be made for it.