

Spt. 2.

Of Inferior or subordinate base Courts.
The Inferior or subordinate courts in Scotland are the Courts of Admiralty, the Courts of Sheriff Stewards Bailiffs of Royal Ty and Regality and Magistrates of Burghs. The Justice of Peace Courts, ^{Commissioners of the Peace} and Baron Courts.

No Inferior Court hath More than one Judge, Except the Commission of Edinburgh where four Commissioners sit as Judges, and the Court of Sessions of the Peace which is held by two or More Justices of Peace Quorum Unus.

I shall first take Notice of some things common to all Inferior Courts, and then treat of these Courts Separately.

Any Court had for preserving the Dignity thereof and Maintaining the Peace, an Inferior power to fine and punish their own officers for Malversation in their Offices and to Judge Injuries done by one Member of Court to Another, or by One party to Another in face of Judgement. And any Inferior Judge Injured Contrajudicially in the Exercise of his Office may punish the offender; Unless he be a Member of the College of Justice, who cannot be summarily Imprisoned without a Complaint to the Lords Warden of Burgh part 2. Gt. 10 52. Because if that were allowed a Member of the College of Justice might be distracted from serving the Judges, as an Advocate when he is to plead a Cause, or a Clerk when he is to give out a Decree.

No Inferior Judge can grant Letters of Supplication for sitting persons within his territory, to Answer before the Judge of Another Jurisdiction 30 July 1712 Gordon of Daach contra Gordon. Inferior Judges are not Competent to Remove Jurants for not finding Caution to pay their task duties 23 Feb. 1632 L. Gorvillwood contra L. Livingston, or to Make up the Honor of lost writs which is Nobilit officij 28 January 1663 L. Balnagown contra M. Lewis. ~~...~~

Any Inferior Judge Competent may Receive oaths with Impaired Qualities, and May Direct Commission for taking the oaths of persons abroad or not upon the place 7 July 1675 Biphant contra ~~...~~ offered by ~~...~~