SCOTTISH STATUTORY INSTRUMENTS

2003 No. 538

SHERIFF COURT

Act of Sederunt (Fees of Sheriff Officers) 2003

Made - - - -	*7th November 2003*
Laid before the Scottish Parliament - - - -	*11th November 2003*
Coming into force - -	*1st January 2004*

The Lords of Council and Session, under and by virtue of the powers conferred upon them by section 40 of the Sheriff Courts (Scotland) Act 1907(**1**), section 6 of the Execution of Diligence (Scotland) Act 1926(**2**) and of all other powers enabling them in that behalf, do hereby enact and declare:

Citation and commencement

1.—(1) This Act of Sederunt may be cited as the Act of Sederunt (Fees of Sheriff Officers) 2003 and shall come into force on 1st January 2004.

(2) This Act of Sederunt shall be inserted in the Books of Sederunt.

Amendment of fees

2.—(1) Subject to sub-paragraph (2) below, the Table of Fees in the Schedule to this Act of Sederunt shall be substituted for the Table in Schedule 1 to the Act of Sederunt (Fees of Sheriff Officers) (No. 2) 2002(**3**) and shall apply to work carried out by a sheriff officer on or after 1st January 2004.

(2) Sub-paragraph (1) does not affect the fees payable as respects any work so carried out before the date mentioned in that sub-paragraph.

(**1**) 1907 c. 51; section 40 was amended by the Sheriff Courts (Scotland) Act 1913 c. 28, Schedule 1; the Secretaries of State Act 1926 c. 18, section 1(3); the Administration of Justice (Scotland) Act 1933 c. 41, Schedule; and the Divorce Jurisdiction, Court Fees and Legal Aid (Scotland) Act 1983 c. 12, Schedule 1, paragraph 7 and Schedule 2.
(**2**) 1926 c. 16.
(**3**) S.S.I. 2002/567.

Edinburgh
7th November 2003

Cullen of Whitekirk
Lord President I.P.D.

SCHEDULE Paragraph 2(1)

TABLE OF FEES

Item	*Summary Cause*			*Ordinary Cause*		
	Band 1 £	*Band 2* £	*Band 3* £	*Band 1* £	*Band 2* £	*Band 3* £
1. *Service or intimation of a document*						
(a)	(a) Service					
(i) each person at a different address	24.00	37.05	48.00	39.25	57.70	75.25
(ii) each additional person at the same address or additional copy required to be served or intimated under the Act of 1987 and the Act of 2002	8.05	8.05	8.05	13.10	13.10	13.10
(b) Postal service	(b) 11.60	11.60	11.60	19.40	19.40	19.40
(c) Postal diligence	(c) 17.75	17.75	17.75	29.10	29.10	29.10
2. *Interdicts*						
Interdict only	(a)					
(i) each person				108.00	108.00	108.00

Item	*Summary Cause* *Band 1* £	*Band 2* £	*Band 3* £	*Ordinary Cause* *Band 1* £	*Band 2* £	*Band 3* £
at a different address						
(ii) each additional person at the same address				23.75	23.75	23.75
Interdict (b) and service						
(i) each person at a different address				121.25	121.25	121.25
(ii) each additional person at the same address				36.95	36.95	36.95
3. *Attachments*						
Serving (a) notice of entry	5.30	5.30	5.30	8.15	8.15	8.15
Arranging (b) attachment and endeavouring but being unable to execute the same for whatever reason	41.80	41.80	41.80	61.15	61.15	61.15
Arranging (c) and executing attachment						

Item	*Summary Cause*			*Ordinary Cause*		
	Band 1 £	*Band 2* £	*Band 3* £	*Band 1* £	*Band 2* £	*Band 3* £
where appraised value is–						
(i) £504 or under	71.60	71.60	71.60	71.60	71.60	71.60
(ii) over £504 and up to £2,024	111.00	111.00	111.00	111.00	111.00	111.00
(iii) over £2,024 and up to £20,386 – 10% of the appraised value						
(iv) over £20,386 and up to £101,917 – 10% of the first £20,386, 5% thereafter						
(v) over £101,917 – 10% of the first £20,386, 5% thereafter up to £101,917 and 1% thereafter						