SCOTTISH STATUTORY INSTRUMENTS

2003 No. 25

SHERIFF COURT

Act of Sederunt (Ordinary Cause Rules) Amendment (Form of Simplified Divorce Application) 2003

Made - - - -	*17th January 2003*
Coming into force - -	*31st January 2003*

The Lords of Council and Session, under and by virtue of the powers conferred by section 32 of the Sheriff Courts (Scotland) Act 1971(**1**) and of all other powers enabling them in that behalf, having approved draft rules submitted to them by the Sheriff Court Rules Council in accordance with section 34 of the Sheriff Courts (Scotland) Act 1971, do hereby enact and declare:

Citation and commencement

1.—(1) This Act of Sederunt may be cited as the Act of Sederunt (Ordinary Cause Rules) Amendment (Form of Simplified Divorce Application) 2003, and shall come into force on 31st January 2003.

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

Amendment of Ordinary Cause Rules 1993

2.—(1) The Ordinary Cause Rules in Schedule 1 to the Sheriff Courts (Scotland) Act 1907(**2**) shall be amended in accordance with the following paragraph, and any reference to an appendix or form means the appendix or form so numbered in that Schedule.

(2) In appendix 1 (forms)–

(a) in form F31, in part 1 in section 3 (jurisdiction) for parts A and B substitute parts A, B and C as set out in the Schedule to this Act of Sederunt; and

(b) in form F33, in part 1–

(i) in section 5 (Children of the Marriage) delete "5.";

(**1**) 1971 c. 58; section 32 was amended by the Law Reform (Miscellaneous Provisions) (Scotland) Act 1985 (c. 73), Schedule 2, paragraph 12, the Civil Evidence (Scotland) Act 1988 (c. 32), section 2(4), the Children (Scotland) Act 1995 (c. 36), Schedule 4, paragraph 18(2), the Adults with Incapacity (Scotland) Act 2000 (asp 4), schedule 5, paragraph 13, and the Debt Arrangement and Attachment (Scotland) Act 2002 (asp 17), section 43, and was extended by sections 39(2) and 49 of the Child Support Act 1991 (c. 48).

(**2**) 1907 c. 51. Schedule 1 was substituted by S.I.1993/1956 and amended by S.I. 1996/2167 and 2445, and by S.S.I. 2000/239 and 408, 2001/8 and 144, and 2002/7 and 128 and 560.

(ii) in section 6 (jurisdiction) for Parts A and B substitute Parts A, B and C as set out in the Schedule to this Act of Sederunt; and

(iii) renumber sections 6 to 13 as sections 5 to 12.

Edinburgh
17th January 2003

W DOUGLAS CULLEN
Lord President I.P.D.