SCOTTISH STATUTORY INSTRUMENTS

2002 No. 301

COURT OF SESSION

Act of Sederunt (Rules of the Court of Session Amendment) (Fees of Solicitors, Shorthand Writers and Witnesses) 2002

Made - - - -	*18th June 2002*
Coming into force - -	*1st July 2002*

The Lords of Council and Session, under and by virtue of the powers conferred upon them by section 5 of the Court of Session Act 1988(**1**) 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 (Rules of the Court of Session Amendment) (Fees of Solicitors, Shorthand Writers and Witnesses) 2002 and shall come into force on 1st July 2002.

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

Increase in fees of solicitors and shorthand writers

2.—(1) The Table of Fees in rule 42.16(3) of the Rules of the Court of Session(**2**) shall be amended in accordance with the following sub-paragraph.

(2) In the provisions mentioned in column 1 of Schedule 1 to this Act of Sederunt, for the amounts specified in column 2 of that Schedule, there shall be substituted the amounts specified in column 3.

Fees of witnesses

3. Schedule 2 to this Act of Sederunt shall have effect to regulate the fees charged and outlays incurred, by a witness in civil proceedings in the Court of Session.

Saving and revocation

4.—(1) Paragraphs 2 and 3 shall not affect fees chargeable for work done, or outlays incurred before 1 July 2002.

(**1**) 1988 c. 36. Section 5 was amended by section 2(3) of the Civil Evidence (Scotland) Act 1988 (c. 32) and by paragraph 45 of Schedule 4 to the Children (Scotland) Act 1995 (c. 36).
(**2**) S.I.1994/1443, last amended by S.I. 2001/441.

(2) Chapter II of the Table of Fees set out in rule 42.16(3) of the Act of Sederunt (Rules of the Court of Session) 1994(**3**) is revoked, but shall continue to have effect in respect of fees chargeable and outlays incurred before the date on which this Act of Sederunt comes into force.

Edinburgh
18th June 2002

W DOUGLAS CULLEN
Lord President, I.P.D.

(**3**) S.I. 1994/1443; chapter II last amended by S.I. 1999/187.

SCHEDULE 1

(1) *(provision)*	*(2)* *(old fee) £*	*(3)* *(new fee) £*
Chapter I:		
1(a)	11.80	12.30
(b)	4.90	5.10
(c)	17.40	18.10
3	4.90	5.10
4(a)	11.80	12.30
(b)	11.80	12.30
(c)	11.80	12.30
5(a)	23.50	24.50
(b)	23.50	24.50
(c)	23.50	24.50
(e)(i)	11.80	12.30
(ii)	11.80	12.30
(iii)	4.90	5.10
6(a)	11.80	12.30
(b)	2.40	2.50
(c)	4.90	5.10
Chapter III Part I:		
1(a)	211.30	220.40
Chapter III Part II:		
1	296.70	309.50
2	169.70	177.00
3(a)	43.50	45.40
(b)	62.90	65.60
(c)	78.10	81.50
4(a)	76.30	79.60
(b)	23.50	24.50
(c)	13.00	13.60
5(a)	70.60	73.60
(b)	23.50	24.50
7	211.30	220.40
8	65.10	67.90

(1) *(provision)*	*(2)* *(old fee) £*	*(3)* *(new fee) £*
Chapter III Part III:		
Table A:		
1	428.80	447.20
	489.60	510.70
2	304.80	317.90
	370.10	386.00
3	93.60	97.60
	137.40	143.30
4	827.10	862.70
	997.00	1,039.90
Table B:		
1	352.70	367.90
	413.60	431.40
2	169.70	177.00
	215.50	224.80
3	93.60	97.60
	137.40	143.30
4	615.90	642.40
	766.30	799.30
Table C:		
1	87.10	90.80
2	97.70	101.90
3	184.70	192.60
Chapter III Part IV:		
1(a)	439.80	458.70
(b)	609.30	635.50
2(a)	298.10	310.90
3(a)	53.30	55.60
4	50.30	52.50
Chapter III Part V:		
1(a)	413.60	431.40
(b)	44.60	46.50
(c)	87.10	90.80
1A	265.00	276.40