SCOTTISH STATUTORY INSTRUMENTS

2001 No. 438

SHERIFF COURT

Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment) 2001

Made - - - -	*27th November 2001*
Laid before the Scottish Parliament - - - -	*29th November 2001*
Coming into force - -	*1st January 2002*

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**) 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 Solicitors in the Sheriff Court) (Amendment) 2001 and shall come into force on 1st January 2002.

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

Amendment of General Regulations

2.—(1) Schedule 1 (general regulations) to the Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment and Further Provisions) 1993(**2**) shall be amended in accordance with the following sub-paragraph.

(2) In the Table of Fees—

(a) in paragraph 20 of Part II of Chapter II, after sub-paragraph (c) insert—

"(d) If consultation held to consider tender, extrajudicial settlement (not based on judicial tender) or with a view to settlement (whether or not settlement is in fact agreed), attendance at it, per quarter hour ... ... £23.50"; and

(**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; the Divorce Jurisdiction, Court Fees and Legal Aid (Scotland) Act 1983 c. 12, Schedule 1, paragraph 7 and Schedule 2; and the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 c. 40, Schedule 9.

(**2**) S.I.1993/3080, amended by S.I. 1994/1142, 1995/1395, 1996/236, 1998/2675, S.S.I. 1999/149 and 2000/420.

(b) in the provisions mentioned in column 1 of the Schedule to this Act of Sederunt, for the amounts respectively specified in column 2 of that Schedule substitute the amounts so specified in column 3.

Saving

3. Paragraph 2 of this Act of Sederunt does not affect the provisions of Schedule 1 in their application to work done, or outlays incurred, before 1st January 2002.

W. Douglas Cullen

Edinburgh
27th November 2001 Lord President I.P.D.

SCHEDULE Paragraph 2(2)(b)

(1) *(provision)*	*(2)* *(old fee) £*	*(3)* *(new fee) £*
Chapter I, Part I:		
1(a)	169.40	174.50
(b)	135.40	139.50
(bb)	38.00	39.10
2(a)	591.80	609.60
3(a)	528.50	544.40
Chapter I, Part II:		
Table A:		
1	416.30	428.80
2	295.90	304.80
3	90.90	93.60
4	803.20	827.30
Table B:		
1	342.50	352.80
2	164.90	169.80
3	90.90	93.60
4	598.20	616.10
Table C:		
1	164.90	169.80
2	96.50	99.40
3	261.40	269.20
Chapter II, Part II:		
1A	250.00	265.00
1(a)	465.20	479.20
(b)	84.70	87.20
2	42.40	43.70
3(a)	50.80	52.30
(b)	25.30	26.10
4(a)	211.80	218.20
(b)	127.10	130.90
(c)	50.80	52.30
(d)	67.80	69.80

(1) *(provision)*	*(2)* *(old fee) £*	*(3)* *(new fee) £*
5	16.90	17.40
6(a)	169.40	174.50
(b)	25.30	26.10
(c)	42.40	43.70
7 (where hearing does not exceed one half hour)	169.30	173.40
7 (for every extra quarter hour)	25.30	26.10
8(a)(i)	135.40	139.50
(ii)	25.30	26.10
(b)	22.80	23.50
(c)	22.80	23.50
9(a)	84.70	87.20
(b)	25.30	26.10
(c)	22.80	23.50
(d)	22.80	23.50
10(a)	93.20	96.00
(b) (fee per sheet)	11.80	12.20
(b) (maximum fee)	58.40	60.20
11(a)(i)	254.10	261.70
(ii)	169.40	174.50
(iii)	50.80	52.30
(b)(i)	169.40	174.50
(ii)	84.70	87.20
(iii)	25.30	26.10
(iv)	22.80	23.50
(v)	22.80	23.50
12(a)(i)	93.10	95.90
(ii)	22.80	23.50
(b)(i)	50.80	52.30
(ii)	22.80	23.50
(c)(i)	93.10	95.90
(ii)	25.30	26.10
(d)	22.80	23.50
(e)	22.80	23.50