SCOTTISH STATUTORY INSTRUMENTS

1999 No. 150

SHERIFF COURT, SCOTLAND

Act of Sederunt (Fees of Sheriff Officers) 1999

Made - - - -	*19th November 1999*
Laid before the Scottish Parliament - - - -	*26th November 1999*
Coming into force - -	*1st January 2000*

The Lords of Council and Session, under and by virtue of the powers conferred on 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) 1999 and shall come into force on 1st January 2000.

(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) 1994(**3**) and shall apply to work carried out by a sheriff officer on or after the date on which this Act of Sederunt comes into force.

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

Edinburgh
19th November 1999

Rodger of Earlsferry
Lord President, I.P.D.

(**1**) 1907 c. 51; section 40 as amended by section 1(3) of the Secretaries of State Act 1926 (c. 18), by the Schedule to the Administration of Justice (Scotland) Act 1933 (c. 41) and by paragraph 7 of Schedule 1 to and Schedule 2 to the Divorce Jurisdiction, Court Fees and Legal Aid (Scotland) Act 1983 (c. 12).
(**2**) 1926 c. 16.
(**3**) S.I. 1994/392, as amended by S.I. 1994/3267, S.I. 1995/3095, S.I. 1996/2858, S.I. 1997/2824 and S.I. 1998/2669

SCHEDULE Para.2(1)

TABLE OF FEES

	Summary Cause			*Ordinary Cause*		
Item	*Band 1*	*Band 2*	*Band 3*	*Band 1*	*Band 2*	*Band 3*
1. *Service or intimation of a document*	£21.20	£32.75	£42.35	£34.70	£51.00	£66.45
(a) Service						
(i) each person at a different address						
(ii) each additional person at the same address or additional copy required to be served or intimated under the Act of 1987	£7.10	£7.10	£7.10	£11.60	£11.60	£11.60
(b) Postal service	£10.25	£10.25	£10.25	£17.10	£17.10	£17.10
(c) Postal diligence	£15.65	£15.65	£15.65	£25.75	£25.75	£25.75
2. *Interdicts*				£95.40	£95.40	£95.40
(a) Interdict only						
(i) each person at a different address						

	Summary Cause			*Ordinary Cause*		
Item	*Band 1*	*Band 2*	*Band 3*	*Band 1*	*Band 2*	*Band 3*
(ii) each additional person at the same address				£20.95	£20.95	£20.95
Interdict(b) and service				£107.10	£107.10	£107.10
(i) each person at a different address						
(ii) each additional person at the same address				£32.65	£32.65	£32.65
3. *Poinding*—	£4.70	£4.70	£4.70	£7.20	£7.20	£7.20
(a) Serving notice of entry						
Arranging(b) poinding and endeavouring, but being unable, to execute it for whatever reason	£36.90	£36.90	£36.90	£54.05	£54.05	£54.05
Arranging(c) and executing poinding where appraised value	£63.25	£63.25	£63.25	£63.25	£63.25	£63.25

Item	Summary Cause Band 1	Summary Cause Band 2	Summary Cause Band 3	Ordinary Cause Band 1	Ordinary Cause Band 2	Ordinary Cause Band 3
is –						
(i) £445 or under						
(ii) Over £445 and up to £1,788	£98.00	£98.00	£98.00	£98.00	£98.00	£98.00
(iii) Over £1,788 and up to £18,008 – 10% of the appraised value						
(iv) Over £18,008 and up to £90,028 – 10% of the first £18,008, 5% thereafter						
(v) Over £90,028 – 10% of the first £18,008, 5% thereafter up to £90,028 and 1% thereafter						
(b) Reporting of poinding	£6.10	£6.10	£6.10	£6.10	£6.10	£6.10
4. *Poinding of motor*	£63.25	£63.25	£63.25	£63.25	£63.25	£63.25

	Summary Cause			*Ordinary Cause*		
Item	*Band 1*	*Band 2*	*Band 3*	*Band 1*	*Band 2*	*Band 3*
vehicles, heavy plant or machinery						
(a) Arranging and executing poinding where appraised value is –						
(i) £445 or under						
(ii) Over £445 and up to £1,978	£98.00	£98.00	£98.00	£98.00	£98.00	£98.00
(iii) Over £1,978 and up to £90,028 – 5% of the appraised value						
(iv) Over £90,028 – 5% of the first £90,028, and 1% thereafter						
(b) Reporting (c) poinding	£6.10	£6.10	£6.10	£6.10	£6.10	£6.10
5. *Sequestrations for rent, poinding of ground*	£34.40	£34.40	£34.40	£51.55	£51.55	£51.55
(a) Arranging for						