SCOTTISH STATUTORY INSTRUMENTS

# 1999 No. 149

# SHERIFF COURT, SCOTLAND

## Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment) 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 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) 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 General Regulations

**2.**—(1) The Table of Fees in 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 paragraphs.

(2) 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.

(3) In Part II of Chapter II–

(a) paragraph 6 shall be titled "*Options Hearing or Child Welfare Hearing*"; and in that paragraph, for the words "Options Hearing (or First Hearing in defended family actions)" substitute "(each of) an Options Hearing or a Child Welfare Hearing";

(b) paragraph 9 shall be titled "*Interim Interdict Hearings and other Interim Hearings*"; and

(**1**) 1907 c. 51; section 40 was amended by Schedule 1 to 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**) S.I. 1993/3080, amended by S.I. 1994/1142, 1995/1395, 1996/236 and 1998/2675

(c) after paragraph 14 insert the following–

| | |
|---|---|
| **14A.** Withdrawal of solicitors– | £82.20 |
| (a) Fee to cover all work in preparation for any diet (or any diets) fixed under rule 24.2(1) and attendance at first such diet | |
| (b) (b) Fee for attendance at each additional such diet, per quarter hour | £22.10 |

**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 2000.

Edinburgh,
19th November 1999

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

SCHEDULE Paragraph 2(2)

| *(1)* (provision) | *(2)* (old fee) £ | *(3)* (new fee) £ |
|---|---|---|
| Chapter I, Part I: | | |
| 1(a) | 159.70 | 164.50 |
| (b) | 127.70 | 131.50 |
| (bb) | 35.80 | 36.90 |
| 2(a) | 557.90 | 574.60 |
| 3(a) | 498.20 | 513.10 |
| Chapter I, Part II: | | |
| Table A: 1 | 392.40 | 404.20 |
| 2 | 278.90 | 287.30 |
| 3 | 85.70 | 88.30 |
| 4 | 757.10 | 779.80 |
| Table B: 1 | 322.80 | 332.50 |
| 2 | 155.40 | 160.10 |
| 3 | 85.70 | 88.30 |
| 4 | 563.90 | 580.80 |
| Table C: 1 | 155.40 | 160.10 |
| 2 | 91.00 | 93.70 |
| 3 | 246.40 | 253.80 |
| Chapter II, Part I: | | |
| 1(a) | 259.00 | 266.80 |
| (b) | 89.60 | 92.30 |
| 2(a) | 384.40 | 395.90 |
| (b) | 259.00 | 266.80 |
| (c) | 43.90 | 45.20 |
| (d) | 70.40 | 72.50 |
| 3 | 15.90 | 16.40 |
| 4(a)(i) | 193.30 | 199.10 |
| (ii) | 23.70 | 24.40 |
| (iii) | 21.50 | 22.10 |
| (b) (ii) | 113.50 | 116.90 |
| (iii) | 21.50 | 22.10 |
| 5 | 38.70 | 39.90 |

| *(1)* (provision) | *(2)* (old fee) £ | *(3)* (new fee) £ |
|---|---|---|
| 6(a) | 85.70 | 88.30 |
| (b) | 11.80 | 12.20 |
| (b) (maximum fee) | 58.90 | 60.70 |
| 7(a)(i) | 239.20 | 246.40 |
| (ii) | 161.40 | 166.20 |
| (iii) | 47.90 | 49.30 |
| (b)(i) | 144.30 | 148.60 |
| (ii) | 79.70 | 82.10 |
| (iii) | 23.70 | 24.40 |
| (iv) | 21.50 | 22.10 |
| 8(a) | 99.80 | 102.80 |
| (b) | 64.70 | 66.60 |
| (c)(i) | 89.60 | 92.30 |
| (ii) | 23.70 | 24.40 |
| (d) | 21.80 | 22.50 |
| 9(a)(i) | 109.60 | 112.90 |
| (ii) | 71.50 | 73.60 |
| (b)(i) | 89.60 | 92.30 |
| (ii) | 59.60 | 61.40 |
| (c) | 79.70 | 82.10 |
| 10(a)(i) | 113.50 | 116.90 |
| (ii) | 79.70 | 82.10 |
| (b)(i) | 64.60 | 66.50 |
| (ii) | 47.90 | 49.30 |
| 11(a)(i) | 278.90 | 287.30 |
| (ii) | 468.30 | 482.30 |
| (b) | 97.60 | 100.50 |
| (c) | 47.90 | 49.30 |
| (d) | 23.70 | 24.40 |
| 12(a) | 23.70 | 24.40 |
| (b) | 21.50 | 22.10 |
| (c) | 21.50 | 22.10 |
| 13(a) | 79.70 | 82.10 |
| (b) | 23.70 | 24.40 |

| *(1)* (provision) | *(2)* (old fee) £ | *(3)* (new fee) £ |
|---|---|---|
| (c) | 21.50 | 22.10 |
| (d) | 21.50 | 22.10 |
| 14(a)(i) | 149.50 | 154.00 |
| (ii) | 23.70 | 24.40 |
| (iii) | 21.50 | 22.10 |
| (iv) | 21.50 | 22.10 |
| (b) | 74.80 | 77.00 |
| 15(a)(i) | 89.60 | 92.30 |
| (ii) | 66.80 | 68.80 |
| (b) | 149.50 | 154.00 |
| 16(a) | 119.40 | 123.00 |
| (b) | 97.60 | 100.50 |
| (c) | 34.80 | 35.80 |
| 19(a) | 47.90 | 49.30 |
| (b) | 99.80 | 102.80 |
| (c) | 99.80 | 102.80 |
| Chapter II, Part II: | | |
| 1(a) | 438.50 | 451.70 |
| (b) | 79.80 | 82.20 |
| 2 | 40.00 | 41.20 |
| 3(a) | 47.90 | 49.30 |
| (b) | 23.90 | 24.60 |
| 4(a) | 199.60 | 205.60 |
| (b) | 119.80 | 123.40 |
| (c) | 47.90 | 49.30 |
| (d) | 63.90 | 65.80 |
| 5 | 15.90 | 16.40 |
| 6(a) | 159.70 | 164.50 |
| (b) | 23.90 | 24.60 |
| (c) | 40.00 | 41.20 |
| 7 | 159.60 | 164.40 |
| 23.90 | 24.60 | |
| 8(a)(i) | 127.70 | 131.50 |
| (ii) | 23.90 | 24.60 |