2. This Act of Sederunt may be cited as the Act of Sederunt (Rules of Court Amendment) 1957, and shall come into operation on 18th May, 1957.

And the Lords appoint this Act of Sederunt to be inserted in the Books of Sederunt.

J. L. Clyde,
I.P.D.

Edinburgh,
3rd May, 1957.

EXPLANATORY NOTE

(*This Note is not part of the Act of Sederunt, but is intended to indicate its general purport.*)

This Act of Sederunt provides for a further increase in attendance fees payable to shorthand writers in the Court of Session from the present 25 per cent. of the basic charge to 66⅔ per cent.

PROCEDURE

1957 No. 147 (S. 6)

Act of Sederunt (Applications to the Court of Session under Part I of the Restrictive Trade Practices Act 1956 Rules) 1957

Made - - - -	*17th January*, 1957
Coming into Operation	*17th January*, 1957

The Lords of Council and Session, under and by virtue of the powers conferred on them by the Restrictive Trade Practices Act, 1956(a), by section 16 of the Administration of Justice (Scotland) Act 1933(b), and of all other powers competent in that behalf, do hereby enact as follows :—

1.—(1) In this Act of Sederunt the following expressions shall, unless the context otherwise requires, have the meaning hereby respectively assigned to them :—

" the Act " means the Restrictive Trade Practices Act, 1956 ;

" the Court " means the Court of Session ;

" the Registrar " means the Registrar of Restrictive Trading Agreements.

(2) The Interpretation Act, 1889(c) shall apply to the interpretation of this Act of Sederunt as it applies to the interpretation of an Act of Parliament.

2. All applications to the Court of Session under Part I of the Act shall be made by Petition to the Inner House and shall be lodged in the Petition Department. Such Petitions shall be, so far as possible, in conformity with Form 18 in the Appendix to the Rules of Court. The narrative shall expressly refer to the relevant section or sections of the Restrictive Trade Practices Act under which the Petition is brought. The Prayer shall contain a crave for service on the Respondent or Respondents on a 7 days induciae.

(a) 4 & 5 Eliz. 2. c. 68. (b) 23 & 24 Geo. 5. c. 41. (c) 52 & 53 Vict. c. 63.

Neither intimation nor advertisement shall be necessary. The provisions of Rule 214 of the Rules of Court shall apply to the lodging of Answers by the Respondent or Respondents. The subsequent procedure in the action shall be wholly within the discretion of the Court.

3.—(1) A Petition under subsection (1) of section 13 of the Act shall specify particulars of the rectification sought and a Petition under subsection (2) of section 13 shall specify the declaration or declarations claimed by the Petitioner.

(2) (*a*) In the case of an application under Section 13 by a person other than the Registrar, the Registrar shall be called as Respondent, and (*b*), in the case of an application by the Registrar, such party or parties to the agreement under consideration as are known to the Registrar shall be called as Respondents.

(3) The court may, on cause shown, dispense with service on any party to the agreement and in such case the party or parties to the agreement who are called as respondents shall, except as the Court may otherwise direct, be treated as representing all the other parties to the agreement.

4.—(1) In a Petition for an order under section 15 of the Act where it is sought to examine a person in the capacity of director, manager, secretary or other officer of a body corporate to which notice has been given under section 14 of the Act, the body corporate shall be called as a respondent to the Petition as well as that person.

(2) Any order made under section 15 for the attendance and examination of any person shall be an order for his attendance and examination before the court or a judge thereof.

(3) When the examination of a person under an order made in terms of the immediately preceding paragraph has been concluded, the notes of the examination shall be lodged in the process.

5.—(1) In a Petition for an authorisation under paragraph (*a*) of subsection (1) of section 18 of the Act, one or more of the persons alleged to be parties to the agreement shall be called as respondents and paragraph (3) of Rule 3 shall apply as it applies to a Petition under that Rule.

(2) In the case of a Petition for any other relief under section 18 all persons against whom an order is sought shall be called as respondents.

6. Any party who desires to appeal against any decision of the Restrictive Practices Court by way of stated case under the Act may within six weeks of the date of the decision serve notice on the officer of the Restrictive Practices Court in Scotland, requiring that Court to state a case on a question of law which shall be sufficiently specified in the notice. Such notice shall be in the form of a Minute, and Rules 286 (*b*) to 289 of the Rules of Court shall so far as practicable apply to such Appeals.

7. Any part of the Proceedings in applications under this Act of Sederunt may in the discretion of the Court be held in chambers.

8. This Act of Sederunt may be cited as the Act of Sederunt (Applications to the Court of Session under Part I of the Restrictive Trade Practices Act 1956 Rules) 1957.

And the Lords appoint this Act of Sederunt to be inserted in the Books of Sederunt.

J. L. Clyde, I.P.D.

Edinburgh,
17th January, 1957.

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt, but is intended to indicate its general purport.)

This Act of Sederunt regulates procedure in applications to the Court of Session under the Restrictive Trade Practices Act 1956.

1957 No. 1016 (S. 51)

Act of Sederunt (Valuation Appeal Rules Amendment) 1957

Made - - - -	31*st May*, 1957
Coming into Operation	31*st May*, 1957

The Lords of Council and Session, under and by virtue of the powers conferred on them by section 6 of the Rating and Valuation (Scotland) Act, 1952(**a**) and of all other powers competent to them in that behalf do hereby enact as follows:—

1. At the end of paragraph 3 of the Act of Sederunt (Valuation Appeal Rules) 1952(**b**), there shall be added the words "excepting in the case of appeals with reference to lands and heritages occupied by a Gas Board when the 'prescribed date' shall be the 5th day of October", and the said Act of Sederunt is hereby amended to this effect.

2. This Act of Sederunt may be cited as the Act of Sederunt (Valuation Appeal Rules Amendment) 1957 and shall come into operation on the 31st day of May, 1957.

And the Lords appoint this Act of Sederunt to be inserted in the Books of Sederunt.

J. L. Clyde,
I.P.D.

Edinburgh,
31st May, 1957.

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt, but is intended to indicate its general purport.)

This Act of Sederunt prescribes the date by which Appeals to the Lands Valuation Appeal Court in regard to lands and heritages occupied by a Gas Board shall be lodged.

(a) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 47. (b) S.I. 1952/1906 (1952 III, p. 2967).