FEES

1960 No. 2066 (S. 105)

Act of Sederunt (Alteration of Court of Session Fees) 1960

Made - - - -	*28th October*, 1960
Coming into Operation	*28th October*, 1960

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

1. The Table of Fees of Solicitors in the Court of Session annexed to the Rules of the Court of Session(b) shall be amended as follows:—

Sub-paragraph (18) of Paragraph 1 of Rule 357 under Heading C.—General Department (Outer House) shall be deleted and in place thereof shall be substituted the following:—

"(18) Undefended cases—

"In undefended cases where no proof is led, the pursuer's "solicitor may in his option elect to charge an inclusive "fee to cover all work from taking instructions up to and "including obtaining extract decree. Outlays, such as "Court dues and Counsel's fees, &c., shall also be "allowed to an amount not exceeding £8 8s. in all, with "in addition dues of extract. The option shall be exer- "cised by pursuer's solicitor endorsing a Minute to the "above effect on the principal Summons or Petition "before decree is taken which Minute shall be fee-funded "as an account, but taxation shall be unnecessary.

"Inclusive fee ... ... £7 : 7 : 0"

2. This Act of Sederunt may be cited as the Act of Sederunt (Alteration of Court of Session Fees) 1960, and shall come into operation on the 28th day of October 1960.

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

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

Edinburgh.
28th October 1960.

EXPLANATORY NOTE

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

This Act of Sederunt increases the outlays which shall be allowed to a solicitor in an undefended case where an inclusive fee is charged from £6 : 6 : – to £8 : 8 : –.

(a) 23 & 24 Geo. 5. c. 41. (b) S.I. 1948/1691 (1948 I, p. 3778).