1962 No. 1057 (S. 43)

COURT OF SESSION, SCOTLAND

Act of Sederunt (Alteration of Court of Session Fees No. 2) 1962

Made - - - - 18*th May* 1962
Coming into Operation 2*nd October* 1962

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 Rules of the Court of Session(b) shall be amended as follows:—

(1) In Rule 181(*c*), by deleting the words "five shillings", and by substituting therefor the words "seven shillings and six pence".

(2) In Forms 16 and 47 in the Appendix to the Rules of Court, by deleting the words "five shillings", and by substituting therefor the words "seven shillings and six pence".

(3) In Rule 357, in the Schedule of Witnesses' Fees contained in sub-paragraph (5) of Paragraph 2 of Section C of the Table of Fees appended thereto,

(i) In paragraph (*a*) of the Schedule, by deleting the fee "£5 5s.", and by substituting therefor "£10 10s."

(ii) In proviso (ii) to Note 1 of the Notes appended to the Schedule, by adding, after the words "five shillings" in sub-head (*a*), the words "and six pence";

by deleting the word "ten" in sub-head (*b*), and by substituting therefor the word "twelve"; and by deleting the words "thirty shillings" in the last line of the Proviso, and by substituting therefor the words "fifty-three shillings and six pence".

2. This Act of Sederunt may be cited as the Act of Sederunt (Alteration of Court of Session Fees No. 2) 1962, and shall come into operation on 2nd October 1962.

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

J. L. Clyde
I.P.D.

Edinburgh,
18th May 1962.

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

EXPLANATORY NOTE

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

This Act of Sederunt (1) increases the fees payable for certificates of divorce or dissolution of marriage; (2) increases the maximum sums which may be allowed by the Auditor of Court as fees to witnesses who are professional persons, or persons in managerial or like executive positions, &c., and (3) increases the maximum subsistence and overnight allowances which may be allowed to all witnesses.