STATUTORY INSTRUMENTS

# 1963 No. 2124 (S. 119)

# SHERIFF COURT, SCOTLAND

## Act of Sederunt (Alteration of Sheriff Court Fees No. 2) 1963

| | |
|---|---|
| *Made* - - - - | *20th December* 1963 |
| *Laid before Parliament* | *31st December* 1963 |
| *Coming into Operation* | *2nd January* 1964 |

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(a), as amended(b), and of all other powers competent in that behalf do hereby enact as follows:—

**1.** Notwithstanding the provisions of paragraph 5 of the Act of Sederunt (Alteration of Sheriff Court Fees) 1963(c), the amendments made by paragraph 1(ii) of that Act of Sederunt shall not apply in relation to any proceedings commenced before 1st October 1963.

**2.** The Table of Fees annexed to the Act of Sederunt of 7th May 1935(d), as amended by the Act of Sederunt (Alteration of Sheriff Court Fees) 1963, shall be further amended as follows:—

(i) by adding the word "(Scotland)" between the word "Courts" and the word "Act" where they occur together in paragraphs 5 and 6 of Chapter IX thereof.

(ii) by deleting the word "Sherriff" where it occurs in paragraph 6 of Chapter IX thereof and substituting therefor the word "Sheriff".

(iii) by deleting the figure £50 wherever it occurs in Chapter X thereof and substituting therefor the figure £250.

**3.** This Act of Sederunt may be cited as the Act of Sederunt (Alteration of Sheriff Court Fees No. 2) 1963 and shall come into operation on 2nd January 1964.

**4.** The amendments made by paragraph 2(iii) of this Act of Sederunt shall not apply in relation to any proceedings commenced before 1st October 1963.

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

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

Edinburgh,
20th December 1963.

(a) 7 Edw. 7. c. 51. (b) 23 & 24 Geo. 5. c. 41. (c) S.I. 1963/1829 (1963 III, p. 3415).
(d) S.R. & O. 1935/488 (Rev. XX, p. 880: 1935, p. 1588).

## 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 that the scale of fees applicable to actions raised in the Sheriff Court before 1st October 1963 should not be affected by the Act of Sederunt (Alteration of Sheriff Court Fees) 1963. It also makes certain formal amendments to the Act of Sederunt (Alteration of Sheriff Court Fees) 1963, and amends the headings of the Scales of fees applicable to accounts of expenses in the Sheriff Court to accord with the provisions of the Sheriff Court (Civil Jurisdiction and Procedure) (Scotland) Act 1963 (1963 c. 22).