STATUTORY INSTRUMENTS

1971 No. 904 (S.124)

SHERIFF COURT, SCOTLAND

Act of Sederunt (Alteration of Fees of Shorthand Writers in the Sheriff Court (No. 2) 1971

Made - - -	*25th May* 1971
Laid before Parliament	*8th June* 1971
Coming into Operation	*25th June* 1971

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) and of all other powers competent to them in that behalf, do hereby enact and declare as follows:—

1. Chapter II of the Schedule annexed to the Act of Sederunt of 7th May 1935(b), as amended by the Act of Sederunt (Alteration of Fees of Shorthand Writers in the Sheriff Court) 1971(c) shall be further amended by adding the following at the end of paragraph 1 thereof after the words "No fee will be paid where intimation of postponement or settlement is made by 4 p.m. on the previous day", namely:

"Provided that when a sum has been paid before the diet of trial, proof or commission to account of shorthand writer's fees, such sum or £5 thereof, whichever shall be the less, may be retained as a fee when intimation of postponement or settlement is made less than 21 days before the diet."

2. This Act of Sederunt may be cited as the Act of Sederunt (Alteration of Fees of Shorthand Writers in the Sheriff Court) 1971, and shall come into operation on 25th June 1971.

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

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

Edinburgh.
25th May 1971.

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt.)

This Act of Sederunt makes provision for the retention of £5 as a shorthand writer's fee out of moneys paid to account of shorthand writer's fees, when intimation of postponement or settlement of a diet for which a shorthand writer has been instructed is made less than 21 days before the diet.

(a) 1907 c. 51. (b) S.R. & O. 1935/488 (Rev. XX, p. 880: 1935 p. 1588).
(c) S.I. 1971/197 (1971 I, p. 583).