

**Changes to legislation:** There are currently no known outstanding effects for the Civil Litigation (Expenses and Group Proceedings) (Scotland) Act 2018, Cross Heading: Courts of Law Fees (Scotland) Act 1895. (See end of Document for details)

## SCHEDULE AUDITORS OF COURT: MODIFICATION OF ENACTMENTS

### *Courts of Law Fees (Scotland) Act 1895*

2 (1) The Courts of Law Fees (Scotland) Act 1895 is amended in accordance with this paragraph.

(2) In section 3 (taxation of accounts in High Court of Justiciary)—

- (a) the existing text becomes subsection (1),
- (b) in that subsection—
  - (i) for “High Court of Justiciary”, in both places where it occurs, substitute “relevant court”,
  - (ii) for “said High Court” substitute “relevant court”,
  - (iii) for “auditor of the Court of Session” substitute “relevant auditor of court”,
  - (iv) for “regulations” substitute “rules of court”,
  - (v) for “actions in the Court of Session” substitute “relevant civil proceedings”,
- (c) after that subsection insert—

“(2) In subsection (1)—

“relevant court” means—

- (a) the High Court of Justiciary, or
- (b) the Sheriff Appeal Court, when exercising its jurisdiction in criminal proceedings,

“relevant auditor of court” means—

- (a) where the relevant court is the High Court of Justiciary, the Auditor of the Court of Session,
- (b) where the relevant court is the Sheriff Appeal Court, the auditor of the Sheriff Appeal Court,

“relevant civil proceedings” means—

- (a) where the relevant court is the High Court of Justiciary, proceedings in the Court of Session,
- (b) where the relevant court is the Sheriff Appeal Court, civil proceedings in that Court.”.

(3) The title of section 3 becomes “**Taxation of accounts in criminal proceedings**”

#### Commencement Information

**II** Sch. para. 2 in force at 30.1.2019 by S.S.I. 2018/368, reg. 2(o)

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