
SCOTTISH STATUTORY INSTRUMENTS

2007 No. 87

SHERIFF COURT

**Act of Sederunt (Fees of Solicitors in
the Sheriff Court) (Amendment) 2007**

Made - - - - 16th February 2007
*Laid before the Scottish
Parliament* - - - - 20th February 2007
Coming into force - - - 1st April 2007

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(1) and of all other powers enabling them in that behalf, do hereby enact and declare:

Citation and commencement

1.—(1) This Act of Sederunt may be cited as the Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment) 2007 and shall come into force on 1st April 2007.

(2) This Act of Sederunt shall be inserted in the Books of Sederunt.

Amendment of Table of Fees

2.—(1) Schedule 1 to the Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment and Further Provisions) 1993(2) shall be amended in accordance with the following sub paragraphs.

(2) In the Table of Fees, in the provisions mentioned in column 1 of the Schedule to this Act of Sederunt, for the amounts specified in column 2 of that Schedule, there shall be substituted the amounts specified in column 3 of that Schedule.

(3) In Part II of Chapter II (defended ordinary actions, commercial actions and family actions commenced on or after 1st January 1994)—

(a) in paragraph 4(b), for “Options Hearing” there shall be substituted “expiry of adjustment period”; and

(1) 1907 c. 51; section 40 was amended by the Sheriff Courts (Scotland) Act 1913 c. 28, Schedule 1; the Secretaries of State Act 1926 c. 18, section 1(3); the Administration of Justice (Scotland) Act 1933 c. 41, Schedule; the Divorce Jurisdiction, Court Fees and Legal Aid (Scotland) Act 1983 c. 12, Schedule 1, paragraph 7 and Schedule 2; and the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 c. 40, Schedule 9.

(2) S.I. 1993/3080, amended by S.I. 1994/1142, 1995/1395, 1996/236, 1998/2675 and by, S.S.I. 1999/149, 2000/420, 2001/438, 2002/235, 274, 328 and 568, 2003/162, 2004/152 and 196, 2005/149 and 2006/295.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(b) in paragraph 20(b), at the end there shall be inserted “(not to include drawing, intimating and lodging any written motion)”.

Saving

3. Paragraph 2 shall not affect fees chargeable for work done, or outlays incurred, before 1st April 2007.

Edinburgh
16th February 2007

A C HAMILTON
Lord President, I.P.D.

SCHEDULE

<i>(1)</i> <i>Provision</i>	<i>(2)</i> <i>Old Fee £</i>	<i>(3)</i> <i>New Fee £</i>
Chapter I, Part I:		
1. (a)	228.65	237.80
(b)	182.80	190.10
(bb)	51.20	53.25
2. (a)	798.95	830.90
3. (a)	713.35	741.90
Chapter I, Part II		
TABLE A: 1.	561.95	584.45
2.	399.35	415.30
3.	122.95	127.85
4.	1086.10	1129.55
TABLE B: 1.	462.45	480.95
2.	222.55	231.45
3.	122.95	127.85
4.	808.80	841.15
TABLE C: 1.	222.55	231.45
2.	130.25	135.45
3.	353.45	367.60
Chapter II, Part II		
1A.	347.35	361.25
1B.	507.50	527.80
1. (a)	628.00	653.10
(b)	209.35	217.70
2.	57.30	59.60
3. (a)	68.55	71.30
(b)	34.10	35.45
4. (a)	286.00	297.45
(b)	171.45	178.30
(c)	68.55	71.30
(d)	91.45	95.10
5.	22.80	23.70
6. (a)	228.65	237.80

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<i>(1)</i> <i>Provision</i>	<i>(2)</i> <i>Old Fee £</i>	<i>(3)</i> <i>New Fee £</i>
(b)	34.10	35.45
(c)	114.45	119.05
(d)	34.10	35.45
(e)	57.30	59.60
7.	227.35	236.45
	34.10	35.45
7. (a)	182.80	190.10
(b)	91.45	95.10
(c)	34.10	35.45
(d)	30.75	32.00
7. (a)	160.30	166.70
(b)	57.30	59.60
8. (a) (i)	246.00	255.85
(ii)	34.10	35.45
(b)	30.75	32.00
(c)	30.75	32.00
9. (a)	114.25	118.80
(b)	34.10	35.45
(c)	30.75	32.00
(d)	30.75	32.00
10. (a)	125.85	130.90
(b)	16.00	16.65
11. (a) (i)	343.00	356.70
(ii)	228.65	237.80
(iii)	68.55	71.30
(b) (i)	228.70	237.85
(ii)	114.25	118.80
(iii)	34.10	35.45
(iv)	30.75	32.00
(v)	30.75	32.00
12. (a) (i)	125.70	130.75
(ii)	30.75	32.00
(b) (i)	68.55	71.30
(ii)	30.75	32.00

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<i>(1)</i> <i>Provision</i>	<i>(2)</i> <i>Old Fee £</i>	<i>(3)</i> <i>New Fee £</i>
(c) (i)	125.70	130.75
(ii)	34.10	35.45
(d)	30.75	32.00
(e)	30.75	32.00
13. (a) (i)	114.25	118.80
(ii)	45.85	47.70
(iii)	30.75	32.00
(b) (i)	91.45	95.10
(ii)	45.85	47.70
(iii)	30.75	32.00
(c)	114.25	118.80
14. (a) (i)	160.30	166.70
(ii)	68.55	71.30
(b) (i)	160.30	166.70
(ii)	68.55	71.30
14A. (a)	114.25	118.80
(b)	30.75	32.00
14. (a)	68.20	70.95
(b)	34.10	35.45
15.	570.90	593.75
16. (a) (i)	365.75	380.40
(ii)	662.80	689.30
(b)	148.75	154.70
(c)	34.10	35.45
17. (a)	34.10	35.45
(b)	30.75	32.00
(c)	30.75	32.00
18. (a)	114.25	118.80
(b)	34.10	35.45
(c)	30.75	32.00
(d)	30.75	32.00
19. (a) (i)	343.00	356.70
(i) (if counsel)	194.55	202.35
(ii)	34.10	35.45

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<i>(1)</i> <i>Provision</i>	<i>(2)</i> <i>Old Fee £</i>	<i>(3)</i> <i>New Fee £</i>
(iii)	30.75	32.00
(iv)	30.75	32.00
(b)	114.25	118.80
20. (a) (i)	125.70	130.75
(ii)	103.00	107.10
(b)	228.55	237.70
(c)	228.55	237.70
(d)	30.75	32.00
21. (a)	171.45	178.30
(b)	148.75	154.70
24. (a)	68.55	71.30
(b)	148.75	154.70
(c) (i)	148.75	154.70
(ii)	30.75	32.00
Chapter III		
1.	33.80	35.15
2. (a)	30.75	32.00
3.	15.50	16.10
4.	23.00	23.90
5.	6.45	6.70
7.	6.45	6.70
8.	30.75	32.00
9.	6.45	6.70
10.	6.45	6.70
11.	30.75	32.00
12. (a)	2.95	3.05
(b)	15.50	16.10
(c)	6.45	6.70
13.	15.50	16.10
14. (a)	6.45	6.70
(b)	6.45	6.70
(c)	15.50	16.10
(d)	15.50	16.10
15. (a)	15.50	16.10

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<i>(1)</i> Provision	<i>(2)</i> Old Fee £	<i>(3)</i> New Fee £
(b)	15.50	16.10
(c)	15.50	16.10
(d)	18.60	19.35
16. (a)	15.50	16.10
(b)	15.50	16.10
(c)	15.50	16.10
(d)	15.50	16.10
(e)	15.50	16.10
(f)	15.50	16.10
Chapter IV, Part I		
1.	188.55	196.10
2. (a)	11.25	11.70
(b)	33.10	34.40
3.	33.10	34.40
Chapter IV, Part II (actions commenced before 10th June 2002)		
1.	150.55	156.55
2. (a)	12.45	12.95
	27.45	28.55
(b)	12.45	12.95
(c)	39.70	41.30
3.	39.70	41.30
4.	137.00	142.50
5.	65.75	68.40
6. (a)	60.15	62.55
(b)	27.55	28.65
7. (a)	60.15	62.55
(b)	27.55	28.65
8. (a)	81.85	85.10
(b)	50.45	52.45
9. (a)	65.75	68.40
(b)	39.70	41.30
10. (a)	39.70	41.30

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<i>(1)</i> <i>Provision</i>	<i>(2)</i> <i>Old Fee £</i>	<i>(3)</i> <i>New Fee £</i>
(b)	20.70	21.55
11. (a)	81.85	85.10
(i)	60.15	62.55
(ii)	60.15	62.55
(b)	137.00	142.50
12. (a)	68.35	71.10
(b)	61.35	63.80
(c)	39.70	41.30
(d)	27.55	28.65
13. (a) (i)	81.85	85.10
(ii)	50.45	52.45
(b) (i)	65.75	68.40
(ii)	39.70	41.30
(c)	39.70	41.30
(d)	27.55	28.65
(e)	38.25	39.80
(f)	27.55	28.65
14.	27.55	28.65
15. (a)	184.85	192.25
(b)	39.70	41.30
16. (a)	81.85	85.10
(b)	81.85	85.10
(c)	39.70	41.30
Chapter IV, Part III		
1.	125.70	130.75
2. (a)	188.55	196.10
(b)	188.55	196.10
(c)	125.70	130.75
3. (a)	12.95	13.45
	28.55	29.70
(b)	12.95	13.45
(c)	41.30	42.95
4. (a)	188.55	196.10
(b)	31.50	32.75

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<i>(1)</i> <i>Provision</i>	<i>(2)</i> <i>Old Fee £</i>	<i>(3)</i> <i>New Fee £</i>
5.	31.50	32.75
6.	45.75	47.60
7. (a)	100.50	104.50
(b)	24.55	25.55
8. (a)	54.70	56.90
(b)	27.35	28.45
9.	18.20	18.95
10. (a)	127.95	133.05
(b)	54.70	56.90
(c)	24.55	25.55
11. (a)	127.95	133.05
(b)	54.70	56.90
(c)	24.55	25.55
12.	125.70	130.75
13. (a) (i)	314.15	326.70
(ii)	376.90	392.00
(b)	118.90	123.65
(c)	27.35	28.45
14. (a)	27.35	28.45
(b)	24.55	25.55
15. (a)	91.30	94.95
(b)	27.35	28.45
16. (a) (i)	100.35	104.35
(ii)	82.25	85.55
(b)	182.55	189.85
(c)	182.55	189.85
17. (a) (i)	100.35	104.35
(ii)	24.55	25.55
(b) (i)	54.70	56.90
(ii)	24.55	25.55
(c) (i)	100.35	104.35
(ii)	27.35	28.45
(d)	24.55	25.55
(e)	24.55	25.55

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<i>(1)</i> <i>Provision</i>	<i>(2)</i> <i>Old Fee £</i>	<i>(3)</i> <i>New Fee £</i>
18. (a)	182.55	189.85
(b)	91.30	94.95
(c)	27.35	28.45
19. (a)	274.00	284.95
(b)	27.35	28.45
(c)	27.35	28.45
20. (a)	137.10	142.60
(b)	118.90	123.65
(c)	24.55	25.55
Chapter IV, Part III (personal injury claims only)		
1.	357.60	371.90
2. (a)	376.90	392.00
(b)	188.55	196.10
(c)	188.55	196.10
3. (a)	15.60	16.20
	34.20	35.55
(b)	15.60	16.20
(c)	41.30	42.95
4. (a)	245.75	255.60
(b)	34.10	35.45
5.	68.55	71.30
6.	57.20	59.50
7. (a)	125.70	130.75
(b)	15.90	16.55
8. (a)	68.55	71.30
(b)	34.10	35.45
9.	22.90	23.80
10. (a)	160.00	166.40
(b)	68.55	71.30
(c)	34.10	35.45
11. (a)	160.00	166.40
(b)	68.55	71.30
(c)	34.10	35.45

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<i>(1)</i> <i>Provision</i>	<i>(2)</i> <i>Old Fee £</i>	<i>(3)</i> <i>New Fee £</i>
12. (a) (i)	502.60	522.70
(ii)	662.10	688.60
(b)	148.55	154.50
13.	502.60	522.70
14. (a)	34.10	35.45
(b)	30.65	31.90
15. (a)	114.25	118.80
(b)	34.10	35.45
16. (a) (i)	125.40	130.40
(ii)	102.90	107.00
(b)	228.25	237.40
(c)	171.35	178.20
17. (a) (i)	125.40	130.40
(ii)	30.65	31.90
(b) (i)	125.40	130.40
(ii)	30.65	31.90
(c) (i)	125.40	130.40
(ii)	34.10	35.45
(d)	30.65	31.90
(e)	30.65	31.90
18. (a)	228.35	237.50
(b)	114.25	118.80
(c)	34.10	35.45
19. (a)	342.60	356.30
(b)	194.20	201.95
(c)	34.10	35.45
(d)	34.10	35.45
20. (a)	171.35	178.20
(b)	148.55	154.50
(c)	30.65	31.90
21. (a)	148.55	154.50
(b) (i)	148.55	154.50
(ii)	30.65	31.90

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EXPLANATORY NOTE

(This note is not part of the Act of Sederunt)

This Act of Sederunt makes amendments to the Table of Fees in Schedule 1 to the Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment and Further Provisions) 1993 (S.I. [1993/3080](#)) (“the Table of Fees”).

Paragraph 2(2) increases the fees recoverable under the Table of Fees by about 4%.

Paragraph 2(3) amends Part II of Chapter II (defended actions commenced on or after 1st January 1994) to provide for recovery of the restricted adjustment fee where an action settles prior to the end of the adjustment period and to clarify that the extra-judicial settlement fee does not include the drawing, intimating and lodging of a written motion.

This Act of Sederunt does not apply as respects fees chargeable for work done, or outlays incurred, before it comes into force.