

## SCHEDULE 1

Article 2(3)(a), as read with article 1

## TABLE OF FEES

**Fees payable from 1st August 2008**

<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(1) £</i>
<b>PART I – COMMISSARY PROCEEDINGS</b>		
<b>1. Petition for–</b>	<b>15</b>	<b>12</b>
(a) appointment of executor,		
(b) restriction of caution,		
(c) special warrant,		
(d) sealing up of repositories or the like, or		
(e) appointment of Commissary factor		
<b>2. Sealing up repositories or the like, per hour</b>	<b>25</b>	<b>18</b>
(a) (a) Receiving and examining inventory of estate, except where sub paragraph (b) or (c) of this paragraph applies–		
(i) where the amount of the estate vested in or belonging beneficially to the deceased, of which confirmation is required, or for which resealing under the Colonial Probates Act 1892(2) is required does not exceed–		
£5,000	No fee	No fee
£50,000	190	92

(1) Column 3 shows the fees which were payable under [S.S.I. 2007/318](#) immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

(2) [1892 c. 6](#).

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(1) £</i>
(ii) where the amount of the said estate exceeds £50,000	190	129
(b) (b) Receiving and examining additional or corrective inventory of estate or inventory of estate <i>ad non executata</i>	190	92
(c) (c) Receiving and examining inventory of estate where it is declared that confirmation is not required:	The fees payable shall be 50% of those specified in sub paragraph (a) or (b) of this paragraph. If confirmation is subsequently required the remaining 50% of the fees specified in sub paragraph (a) or (b) shall be payable	
<b>4. Commissary copying and extracting</b>		
(1) Issuing certificate of confirmation		
(a) (a) if ordered when lodging inventory each certificate	5	3
(b) (b) if ordered subsequent to lodging inventory–		
(i) first certificate including search fee	15	11
(ii) each subsequent certificate	5	3
(2) Copy or duplicate confirmation–		
(a) (a) if ordered when lodging inventory	10	6
(b) (b) if ordered subsequent to lodging inventory–		

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(1) £</i>
(i) first duplicate including search fee	20	14
(ii) each subsequent duplicate if ordered at the same time as the first duplicate	10	6
(3) Certified extract confirmation and will (if any)–		
(a) (a) if ordered when lodging inventory	20	14
(b) (b) if ordered subsequent to lodging inventory–		
(i) first certified extract including search fee	30	21
(ii) each subsequent certified extract if ordered at the time of the first certified extract	20	14
(4) Copy will–		
(a) (a) if ordered when lodging inventory	5	4
(b) (b) if ordered subsequent to lodging inventory–		
(i) first copy including search fee	15	11
(ii) each subsequent copy, if ordered at the same time as the first copy	5	4
<b>PART II – SHERIFF COURT PROCEEDINGS</b>		
<i>Initial Writ</i>	75	57
5. Initial writ in any proceedings not being proceedings for which any other paragraph of this Table prescribes a fee		

(1) Column 3 shows the fees which were payable under [S.S.I. 2007/318](#) immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(1) £</i>
<i>Divorce and dissolution of civil partners</i>	120	92
<b>6.</b> Initial writ in an action of divorce or dissolution of a civil partnership (other than a simplified divorce or dissolution of a civil partnership application)		
<i>Application for Simplified Divorce and simplified dissolution of civil partnership</i>	90	70
<b>7.</b> Any application (inclusive of all procedures other than those specified at paragraphs 8 and 9)		
<b>8.</b> Citation of, or intimation to, any person or persons by sheriff officer	10 plus sheriff officer's fee	10 plus sheriff officer's fee
<b>9.</b> Subsequent application upon change of circumstances by party	25	19
<i>Summary warrant</i>	55	44
<b>10.</b> Application for summary warrant		
<i>Bankruptcy</i>	90	71
<b>11.</b> Petition for sequestration of estates		
<b>12.</b> Petition for discharge of a bankrupt or application for approval of composition or deed of arrangement	25	21
<b>13.</b> Miscellaneous applications including appeals under the Bankruptcy (Scotland) Act 1985(3)	45	36
<b>14.</b> Act and warrant of trustee	35	29

(1) Column 3 shows the fees which were payable under S.S.I. 2007/318 immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

(3) 1985 c. 66, as amended by the Bankruptcy and Diligence etc. (Scotland) Act 2007 (asp 3).

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(1) £</i>
<b>15.</b> Application (written or oral) for discharge of trustee	25	21
<i>Declarator and Petitions for completion of title for the Sheriff of Chancery</i>	180	142
<b>16.</b> Applications for Declarator and Petitions for completion of title to the Sheriff of Chancery		
<b>17.</b> Issue of chancery extract	85	68
<i>Summary cause</i>		
<b>18.</b> Summons summary cause (including small claim)–		
(a) (a) actions for payment of money less than £200	15	8 (action for payment up to £50)
(b) (b) other actions	60	44
(c) (c) in relation to a small claim summons, citation of, or intimation to, any party by sheriff officer	10 plus sheriff officer's fee	29
(d) (d) on the marking of an appeal	45	36
<i>Criminal procedure</i>	25	21
<b>19.</b> Complaint		
<i>Road Traffic Offenders Act 1988(4)</i>	75	57
<b>20.</b> Petition for removal of disqualification		
<i>Miscellaneous</i>	15	12
<b>21.</b> Application under section 4 of the Requirements of Writing (Scotland) Act 1995 (5)		
<b>22.</b> Caveat	25	21

(1) Column 3 shows the fees which were payable under [S.S.I. 2007/318](#) immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

(4) [1988 c. 53](#).

(5) [1995 c. 7](#).

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(1) £</i>
<b>23.</b> Any proceedings under section 12 or 18 of the Civil Jurisdiction and Judgments Act 1982(6)	20	15
<b>24.</b> Note in a liquidation or judicial factory	25	21
<i>Defender's responses</i>		
<b>25.</b> First writ, reponing note or attendance to state a defence, or oppose an interim order (fee payable by each defender or compeerer)		
(a) (a) in proceedings to which paragraph 5 of this Table applies	75	57
(b) (b) in an action of divorce or dissolution of a civil partnership (other than a simplified divorce or dissolution of civil partnership)	120	92
<b>Civil court procedure</b>		
<i>Payable by pursuer</i>		
<b>26.</b> Lodging of a certified copy record under the standard procedure of the Ordinary Cause Rules 1993(7)	90	71
<b>27.</b> Lodging of a certified closed record under the additional procedure of the said Rules	90	71
<b>28.</b> Fixing of a proof, a debate or a hearing in a summary or miscellaneous	40	32

- (1) Column 3 shows the fees which were payable under S.S.I. 2007/318 immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.
- (6) 1982 c. 27; section 12 was amended by the Civil Jurisdiction and Judgments Act 1991 (c. 12), Schedule 2, paragraph 7 and section 18 was amended by the Insolvency Act 1985 (c. 65), Schedule 8, paragraph 36, the Insolvency Act 1986 (c. 45), Schedule 14, the Courts and Legal Services Act 1990 (c. 41), Schedule 16, paragraph 41, the Criminal Justice Act 1993 (c. 36), section 24, the Drug Trafficking Act 1994 (c. 37), Schedule 1, paragraph 6, the Criminal Justice (Scotland) Act 1995 (c. 20), Schedule 6, paragraph 183 and the Criminal Procedure (Consequential Provisions) (Scotland) Act 1995 (c. 40), Schedule 4, paragraph 42.
- (7) See Schedule 1 to the Sheriff Courts (Scotland) Act 1907 (c. 51).

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(1) £</i>
application on the merits of the cause		
<b>29.</b> For each day or part thereof of proof, debate or hearing in a summary or miscellaneous application on the merits of the cause (not payable if the proof, debate or hearing does not proceed on that day)	90	71
<b>30.</b> Endorsing of a minute in Form F27 in terms of rule 33.29(1)(b) of the said Rules	55	42
<i>Payable by any party(including pursuer)</i>		
<b>31.</b> Lodging of a written motion or minute; and the lodging of any written opposition to any such motion or minute	35	29
<b>32.</b> Marking an appeal to the Sheriff Principal in any proceedings (other than as provided for in paragraph 18(d) of this Table)	90	71
<i>Sheriff court books</i>	20	15
<b>33.</b> Recording protest of a bill or promissory note (NOTE: Extract to be charged as in paragraph 38 of this Table.)		
<b>34.</b> Preservation of deeds, each deed (NOTE: Recording and extracting to be charged as in paragraph 38 of this Table)	10	6
<i>Miscellaneous office procedures</i>	55	44
<b>35.</b> Lodging each set of plans or other Parliamentary deposit		

(1) Column 3 shows the fees which were payable under [S.S.I. 2007/318](#) immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(1) £</i>
<b>36.</b> Inspection of report of sale and the auditor of court's report	10	10
<b>37.</b> Search and report service as instructed by a trade protection society, licensed credit reference agency or trade publication of protests, of relevant court records as allowed by appropriate said Rules as amended, with the fees below payable in advance–		
(a) (a) weekly for twelve months	275	215
(b) (b) twice weekly for twelve months	545	427
(c) (c) four times weekly for twelve months	1,095	858
<b>38.</b> Recording, engrossing, extracting or copying of all documents except as provided for at paragraph 4 of this Table (if a search is required an additional fee will be charged as per paragraph 39 of this Table)		
(a) (a) by photocopying–		
(i) Up to 10 pages	5	
(ii) Each page or part thereof (in excess of 10 pages)	50.50	0.20
(b) (b) for a copy of a document on a computer disc or in other electronic form	5	3

NOTE: Recording in Sheriff Court Register of Deeds to be charged as in paragraph 38(a)

**39.** Searches: for each search of records or archives,

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except as provided for at paragraph 4 of this Table—		
(a) (a) up to 30 15 minutes		8
(b) (b) for more than 35 30 minutes up to 2 hours		15
(c) (c) for each 10 additional 30 minutes (in excess of 2 hours)		8
(d) (d) In addition, 10 correspondence fee where applicable		8
<b>PART III – AUDITOR OF COURT</b>		
<b>40.</b> For taxing accounts of expenses incurred in judicial proceedings remitted to the auditor of court for taxation—		
(1) auditor’s fee on lodging 34 account for taxation		34
(2) auditor’s fee for taxing accounts of expenses etc.—		
(a) (a) up to £400 18		18
(b) (b) for every 5 additional £100 or part thereof		5
NOTE: Fee to be determined by auditor of court on amount of account as submitted.		
(3) fee for cancellation of diet of taxation—		
(a) (a) where written 50% of fee that would have notice of cancellation been payable under sub- received by receiving paragraph (2) of this paragraph party within three working days of diet		50% of fee that would have been payable under sub- paragraph (2) of this paragraph
(b) (b) where written 75% of fee that would have notice of cancellation been payable under sub received by receiving paragraph (2) of this paragraph		75% of fee that would have been payable under sub paragraph (2) of this paragraph

(1) Column 3 shows the fees which were payable under [S.S.I. 2007/318](#) immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(1) £</i>
party on the working day before or the day of the diet		

## SCHEDULE 2

Article 2(3)(b), as read with article 1

## TABLE OF FEES

**Fees payable from 1st April 2009**

<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(8) £</i>
<b>PART I – COMMISSARY PROCEEDINGS</b>		
<b>1. Petition for–</b>	15	15
(a) appointment of executor,		
(b) restriction of caution,		
(c) special warrant,		
(d) sealing up of repositories or the like, or		
(e) appointment of Commissary factor		
<b>2. Sealing up repositories or the like, per hour</b>	25	25
(a) (a) Receiving and examining inventory of estate, except where sub paragraph (b) or (c) of this paragraph applies–		
(i) where the amount of the estate vested in or belonging beneficially to		

(1) Column 3 shows the fees which were payable under [S.S.I. 2007/318](#) immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

(8) Column 3 shows the fees which were payable in Schedule 1 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

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the deceased, of which confirmation is required, or for which resealing under the Colonial Probates Act 1892(9) is required does not exceed—		
£5,000	No fee	No fee
£50,000	195	190
(ii) where the amount of the said estate exceeds £50,000	195	190
(b) (b) Receiving and examining additional or corrective inventory of estate or inventory of estate <i>ad non executa</i>	195	190
(c) (c) Receiving and examining inventory of estate where it is declared that confirmation is not required:	The fees payable shall be 50% of those specified in sub paragraph (a) or (b) of this paragraph. If confirmation is subsequently required the remaining 50% of the fees specified in sub paragraph (a) or (b) shall be payable	The fees payable shall be 50% of those specified in sub paragraph (a) or (b) of this paragraph. If confirmation is subsequently required the remaining 50% of the fees specified in sub paragraph (a) or (b) shall be payable
<b>4. Commissary copying and extracting</b>		
(1) Issuing certificate of confirmation		
(a) (a) if ordered when lodging inventory each certificate	5	5
(b) (b) If ordered subsequent to lodging inventory—		
(i) first certificate including search fee	15	15

(8) Column 3 shows the fees which were payable in Schedule 1 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

(9) 1892 c. 6.

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(8) £</i>
(ii) each subsequent certificate	5	5
(2) Copy or duplicate confirmation–		
(a) (a) if ordered when lodging inventory	10	10
(b) (b) if ordered subsequent to lodging inventory–		
(i) first duplicate including search fee	20	20
(ii) each subsequent duplicate if ordered at the same time as the first duplicate	10	10
(3) Certified extract confirmation and will (if any)–		
(a) (a) if ordered when lodging inventory	20	20
(b) (b) if ordered subsequent to lodging inventory–		
(i) first certified extract including search fee	30	30
(ii) each subsequent certified extract if ordered at the time of the first certified extract	20	20
(4) Copy will–		
(a) (a) if ordered when lodging inventory	5	5
(b) (b) if ordered subsequent to lodging inventory–		
(i) first copy including search fee	15	15

(8) Column 3 shows the fees which were payable in Schedule 1 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

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(ii) each subsequent copy, if ordered at the same time as the first copy	5	5
<b>PART II – SHERIFF COURT PROCEEDINGS</b>		
<i>Initial Writ</i>	80	75
<b>5.</b> Initial writ in any proceedings not being proceedings for which any other paragraph of this Table prescribes a fee		
<i>Divorce and dissolution of civil partners</i>	120	120
<b>6.</b> Initial writ in an action of divorce or dissolution of a civil partnership (other than a simplified divorce or dissolution of a civil partnership application)		
<i>Application for Simplified Divorce and simplified dissolution of civil partnership</i>	90	90
<b>7.</b> Any application (inclusive of all procedures other than those specified at paragraphs 8 and 9)		
<b>8.</b> Citation of, or intimation to, any person or persons by sheriff officer	10plus sheriff officer's fee	10plus sheriff officer's fee
<b>9.</b> Subsequent application upon change of circumstances by party	25	25
<i>Summary warrant</i>	60	55
<b>10.</b> Application for summary warrant		
<i>Bankruptcy</i>	95	90
<b>11.</b> Petition for sequestration of estates		
<b>12.</b> Petition for discharge of a bankrupt or application	30	25

(8) Column 3 shows the fees which were payable in Schedule 1 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

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for approval of composition or deed of arrangement		
<b>13.</b> Miscellaneous applications including appeals under the Bankruptcy (Scotland) Act 1985 <b>(10)</b>	45	45
<b>14.</b> Act and warrant of trustee	40	35
<b>15.</b> Application (written or oral) for discharge of trustee	30	25
<i>Declarator and Petitions for completion of title for the Sheriff of Chancery</i>	185	180
<b>16.</b> Applications for Declarator and Petitions for completion of title to the Sheriff of Chancery		
<b>17.</b> Issue of chancery extract	90	85
<i>Summary cause</i>		
<b>18.</b> Summons summary cause (including small claim)–		
(a) (a) actions for payment of money less than £200	15	15
(b) (b) other actions	65	60
(c) (c) in relation to a small claim summons, citation of, or intimation to, any party by sheriff officer	10 plus sheriff officer’s fee	10 plus sheriff officer’s fee
(d) (d) on the marking of an appeal	45	45
<i>Criminal procedure</i>	30	25
<b>19.</b> Complaint		

(8) Column 3 shows the fees which were payable in Schedule 1 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

(10) 1985 c. 66, as amended by the Bankruptcy and Diligence etc. (Scotland) Act 2007 (asp 3).

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(8) £</i>
<i>Road Traffic Offenders Act 1988(11)</i>	75	75
<b>20.</b> Petition for removal of disqualification		
<i>Miscellaneous</i>	15	15
<b>21.</b> Application under section 4 of the Requirements of Writing (Scotland) Act 1995(12)		
<b>22.</b> Caveat	30	25
<b>23.</b> Any proceedings under section 12 or 18 of the Civil Jurisdiction and Judgments Act 1982(13)	20	20
<b>24.</b> Note in a liquidation or judicial factory	30	25
<i>Defender's responses</i>		
<b>25.</b> First writ, reponing note or attendance to state a defence, or oppose an interim order (fee payable by each defender or compeerer)		
(a) (a) in proceedings to which paragraph 5 of this Table applies	75	75
(b) (b) in an action of divorce or dissolution of a civil partnership (other than a simplified divorce or dissolution of civil partnership)	120	120

### **Civil court procedure**

#### *Payable by pursuer*

- (8) Column 3 shows the fees which were payable in Schedule 1 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.
- (11) **1988 c. 53.**
- (12) **1995 c. 7.**
- (13) **1982 c. 27;** section 12 was amended by the Civil Jurisdiction and Judgments Act 1991 (c. 12), Schedule 2, paragraph 7 and section 18 was amended by the Insolvency Act 1985 (c. 65), Schedule 8, paragraph 36, the Insolvency Act 1986 (c. 45), Schedule 14, the Courts and Legal Services Act 1990 (c. 41), Schedule 16, paragraph 41, the Criminal Justice Act 1993 (c. 36), section 24, the Drug Trafficking Act 1994 (c. 37), Schedule 1, paragraph 6, the Criminal Justice (Scotland) Act 1995 (c. 20), Schedule 6, paragraph 183 and the Criminal Procedure (Consequential Provisions) (Scotland) Act 1995 (c. 40), Schedule 4, paragraph 42.

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(8) £</i>
<b>26.</b> Lodging of a certified copy record under the standard procedure of the Ordinary Cause Rules 1993(14)	95	90
<b>27.</b> Lodging of a certified closed record under the additional procedure of the said Rules	95	90
<b>28.</b> Fixing of a proof, a debate or a hearing in a summary or miscellaneous application on the merits of the cause	40	40
<b>29.</b> For each day or part thereof of proof, debate or hearing in a summary or miscellaneous application on the merits of the cause (not payable if the proof, debate or hearing does not proceed on that day)	95	90
<b>30.</b> Endorsing of a minute in Form F27 in terms of rule 33.29(1)(b) of the said Rules	55	55
<i>Payable by any party(including pursuer)</i>		
<b>31.</b> Lodging of a written motion or minute; and the lodging of any written opposition to any such motion or minute	40	35
<b>32.</b> Marking an appeal to the Sheriff Principal in any proceedings (other than as provided for in paragraph 18(d) of this Table)	95	90
<i>Sheriff court books</i>	20	20
<b>33.</b> Recording protest of a bill or promissory note (NOTE:		

(8) Column 3 shows the fees which were payable in Schedule 1 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

(14) See Schedule 1 to the Sheriff Courts (Scotland) Act 1907 (c. 51).



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Extract to be charged as in paragraph 38 of this Table.)		
<b>34.</b> Preservation of deeds, each deed (NOTE: Recording and extracting to be charged as in paragraph 38 of this Table)	10	10
<i>Miscellaneous office procedures</i>	60	55
<b>35.</b> Lodging each set of plans or other Parliamentary deposit		
<b>36.</b> Inspection of report of sale and the auditor of court's report	15	10
<b>37.</b> Search and report service as instructed by a trade protection society, licensed credit reference agency or trade publication of protests, of relevant court records as allowed by appropriate said Rules as amended, with the fees below payable in advance–		
(a) (a) weekly for twelve months	280	275
(b) (b) twice weekly for twelve months	560	545
(c) (c) four times weekly for twelve months	1,125	1,095
<b>38.</b> Recording, engrossing, extracting or copying of all documents except as provided for at paragraph 4 of this Table (if a search is required an additional fee will be charged as per paragraph 39 of this Table)		
(a) (a) by photocopying–		
(i) Up to 10 pages	5	5

(8) Column 3 shows the fees which were payable in Schedule 1 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(8) £</i>
(ii) Each page or part thereof (in excess of 10 pages)	50.50	50.50
(b) (b) for a copy of a document on a computer disc or in other electronic form	5	5
NOTE: Recording in Sheriff Court Register of Deeds to be charged as in paragraph 38(a)		
39. Searches: for each search of records or archives, except as provided for at paragraph 4 of this Table—		
(a) (a) up to 30 minutes	15	15
(b) (b) for more than 30 minutes up to 2 hours	35	35
(c) (c) for each additional 30 minutes (in excess of 2 hours)	10	10
(d) (d) In addition, correspondence fee where applicable	10	10
PART III – AUDITOR OF COURT		
40. For taxing accounts of expenses incurred in judicial proceedings remitted to the auditor of court for taxation—		
(1) auditor’s fee on lodging account for taxation	35	34
(2) auditor’s fee for taxing accounts of expenses etc.—		
(a) (a) up to £400	19	18
(b) (b) for every additional £100 or part thereof	5	5

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(8) £</i>
NOTE: Fee to be determined by auditor of court on amount of account as submitted.		
(3) fee for cancellation of diet of taxation–		
(a) (a) where written notice of cancellation received by receiving party within three working days of diet	50% of fee that would have been payable under sub-paragraph (2) of this paragraph	50% of fee that would have been payable under sub-paragraph (2) of this paragraph
(b) (b) where written notice of cancellation received by receiving party on the working day before or the day of the diet	75% of fee that would have been payable under sub-paragraph (2) of this paragraph	75% of fee that would have been payable under sub-paragraph (2) of this paragraph

SCHEDULE 3

Article 2(3)(c), as read with article 1

TABLE OF FEES

**Fees payable from 1st April 2010**

<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(15) £</i>
PART I – COMMISSARY PROCEEDINGS		
<b>1.</b> Petition for–	15	15
(a) appointment of executor,		
(b) restriction of caution,		
(c) special warrant,		
(d) sealing up of repositories or the like, or		

(8) Column 3 shows the fees which were payable in Schedule 1 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

(15) Column 3 shows the fees which were payable in Schedule 2 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(15) £</i>
(e) appointment of Commissary factor		
2. Sealing up repositories or the like, per hour	25	25
(a) (a) Receiving and examining inventory of estate, except where sub paragraph (b) or (c) of this paragraph applies—		
(i) where the amount of the estate vested in or belonging beneficially to the deceased, of which confirmation is required, or for which resealing under the Colonial Probates Act 1892(16) is required does not exceed—		
£5,000	No fee	No fee
£50,000	200	195
(ii) where the amount of the said estate exceeds £50,000	200	195
(b) (b) Receiving and examining additional or corrective inventory of estate or inventory of estate <i>ad non executata</i>	200	195
(c) (c) Receiving and examining inventory of estate where it is declared that confirmation is not required:	The fees payable shall be 50% of those specified in sub paragraph (a) or (b) of this paragraph. If confirmation is subsequently required the remaining 50% of the fees specified in sub paragraph (a) or (b) shall be payable	The fees payable shall be 50% of those specified in sub paragraph (a) or (b) of this paragraph. If confirmation is subsequently required the remaining 50% of the fees specified in sub paragraph (a) or (b) shall be payable

(15) Column 3 shows the fees which were payable in Schedule 2 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

(16) 1892 c. 6.

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(15) £</i>
<b>4. Commissary copying and extracting</b>		
(1) Issuing certificate of confirmation		
(a) (a) if ordered when lodging inventory each certificate	5	5
(b) (b) If ordered subsequent to lodging inventory–		
(i) first certificate including search fee	15	15
(ii) each subsequent certificate	5	5
(2) Copy or duplicate confirmation–		
(a) (a) if ordered when lodging inventory	10	10
(b) (b) if ordered subsequent to lodging inventory–		
(i) first duplicate including search fee	20	20
(ii) each subsequent duplicate if ordered at the same time as the first duplicate	10	10
(3) Certified extract confirmation and will (if any)–		
(a) (a) if ordered when lodging inventory	20	20
(b) (b) if ordered subsequent to lodging inventory–		
(i) first certified extract including search fee	30	30

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(15) £</i>
(ii) each subsequent certified extract if ordered at the time of the first certified extract	20	20
(4) Copy will–		
(a) (a) if ordered when lodging inventory	5	5
(b) (b) if ordered subsequent to lodging inventory–		
(i) first copy including search fee	15	15
(ii) each subsequent copy, if ordered at the same time as the first copy	5	5
<b>PART II – SHERIFF COURT PROCEEDINGS</b>		
<i>Initial Writ</i>	80	80
5. Initial writ in any proceedings not being proceedings for which any other paragraph of this Table prescribes a fee		
<i>Divorce and dissolution of civil partners</i>	125	120
6. Initial writ in an action of divorce or dissolution of a civil partnership (other than a simplified divorce or dissolution of a civil partnership application)		
<i>Application for Simplified Divorce and simplified dissolution of civil partnership</i>	95	90
7. Any application (inclusive of all procedures other than those specified at paragraphs 8 and 9)		

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(15) £</i>
<b>8.</b> Citation of, or intimation to, any person or persons by sheriff officer	10plus sheriff officer's fee	10plus sheriff officer's fee
<b>9.</b> Subsequent application upon change of circumstances by party	25	25
<i>Summary warrant</i>	60	60
<b>10.</b> Application for summary warrant		
<i>Bankruptcy</i>	95	95
<b>11.</b> Petition for sequestration of estates		
<b>12.</b> Petition for discharge of a bankrupt or application for approval of composition or deed of arrangement	30	30
<b>13.</b> Miscellaneous applications including appeals under the Bankruptcy (Scotland) Act 1985(17)	50	45
<b>14.</b> Act and warrant of trustee	40	40
<b>15.</b> Application (written or oral) for discharge of trustee	30	30
<i>Declarator and Petitions for completion of title for the Sheriff of Chancery</i>	190	185
<b>16.</b> Applications for Declarator and Petitions for completion of title to the Sheriff of Chancery		
<b>17.</b> Issue of chancery extract	90	90
<i>Summary cause</i>		
<b>18.</b> Summons summary cause (including small claim)–		

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(17) 1985 c. 66, as amended by the Bankruptcy and Diligence etc. (Scotland) Act 2007 (asp 3).

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(15) £</i>
(a) (a) actions for payment of money less than £200	15	15
(b) (b) other actions	65	65
(c) (c) in relation to a small claim summons, citation of, or intimation to, any party by sheriff officer	10 plus sheriff officer's fee	10 plus sheriff officer's fee
(d) (d) on the marking of an appeal	50	45
<i>Criminal procedure</i>	30	30
19. Complaint		
<i>Road Traffic Offenders Act 1988(18)</i>	75	75
20. Petition for removal of disqualification		
<i>Miscellaneous</i>	15	15
21. Application under section 4 of the Requirements of Writing (Scotland) Act 1995 (19)		
22. Caveat	30	30
23. Any proceedings under section 12 or 18 of the Civil Jurisdiction and Judgments Act 1982(20)	20	20
24. Note in a liquidation or judicial factory	30	30
<i>Defender's responses</i>		
25. First writ, reponing note or attendance to state a defence,		

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(18) 1988 c. 53.

(19) 1995 c. 7.

(20) 1982 c. 27; section 12 was amended by the Civil Jurisdiction and Judgments Act 1991 (c. 12), Schedule 2, paragraph 7 and section 18 was amended by the Insolvency Act 1985 (c. 65), Schedule 8, paragraph 36, the Insolvency Act 1986 (c. 45), Schedule 14, the Courts and Legal Services Act 1990 (c. 41), Schedule 16, paragraph 41, the Criminal Justice Act 1993 (c. 36), section 24, the Drug Trafficking Act 1994 (c. 37), Schedule 1, paragraph 6, the Criminal Justice (Scotland) Act 1995 (c. 20), Schedule 6, paragraph 183 and the Criminal Procedure (Consequential Provisions) (Scotland) Act 1995 (c. 40), Schedule 4, paragraph 42.



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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(15) £</i>
or oppose an interim order (fee payable by each defender or compeerer)		
(a) (a) in proceedings to which paragraph 5 of this Table applies	75	75
(b) (b) in an action of divorce or dissolution of a civil partnership (other than a simplified divorce or dissolution of civil partnership)	125	120
<b><i>Civil court procedure</i></b>		
<i>Payable by pursuer</i>		
<b>26.</b> Lodging of a certified copy record under the standard procedure of the Ordinary Cause Rules 1993(21)	95	95
<b>27.</b> Lodging of a certified closed record under the additional procedure of the said Rules	95	95
<b>28.</b> Fixing of a proof, a debate or a hearing in a summary or miscellaneous application on the merits of the cause	45	40
<b>29.</b> For each day or part thereof of proof, debate or hearing in a summary or miscellaneous application on the merits of the cause (not payable if the proof, debate or hearing does not proceed on that day)	95	95
<b>30.</b> Endorsing of a minute in Form F27 in terms of rule 33.29(1)(b) of the said Rules	55	55

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(21) See Schedule 1 to the Sheriff Courts (Scotland) Act 1907 (c. 51).

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(15) £</i>
<i>Payable by any party(including pursuer)</i>		
<b>31.</b> Lodging of a written motion or minute; and the lodging of any written opposition to any such motion or minute	40	40
<b>32.</b> Marking an appeal to the Sheriff Principal in any proceedings (other than as provided for in paragraph 18(d) of this Table)	95	95
<i>Sheriff court books</i>	20	20
<b>33.</b> Recording protest of a bill or promissory note (NOTE: Extract to be charged as in paragraph 37 of this Table.)		
<b>34.</b> Preservation of deeds, each deed (NOTE: Recording and extracting to be charged as in paragraph 38 of this Table)	10	10
<i>Miscellaneous office procedures</i>	60	60
<b>35.</b> Lodging each set of plans or other Parliamentary deposit		
<b>36.</b> Inspection of report of sale and the auditor of court's report	15	15
<b>37.</b> Search and report service as instructed by a trade protection society, licensed credit reference agency or trade publication of protests, of relevant court records as allowed by appropriate said Rules as amended, with the fees below payable in advance—		
(a) (a) weekly for twelve months	290	280

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(b) (b) twice weekly for twelve months	575	560
(c) (c) four times weekly for twelve months	1,160	1,125
<p><b>38.</b> Recording, engrossing, extracting or copying of all documents except as provided for at paragraph 4 of this Table (if a search is required an additional fee will be charged as per paragraph 39 of this Table)</p>		
(a) (a) by photocopying–		
(i) Up to 10 pages	5	5
(ii) Each page or part thereof (in excess of 10 pages)	0.50	0.50
(b) (b) for a copy of a document on a computer disc or in other electronic form	5	5
<p>NOTE: Recording in Sheriff Court Register of Deeds to be charged as in paragraph 38(a)</p>		
<p><b>39.</b> Searches: for each search of records or archives, except as provided for at paragraph 4 of this Table–</p>		
(a) (a) up to 30 minutes	15	15
(b) (b) for more than 30 minutes up to 2 hours	40	35
(c) (c) for each additional 30 minutes (in excess of 2 hours)	10	10
(d) (d) In addition, correspondence fee where applicable	10	10

(15) Column 3 shows the fees which were payable in Schedule 2 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.

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<i>Column 1 (Matters)</i>	<i>Column 2 (Fee Payable) £</i>	<i>Column 3 (Fee Formerly Payable)(15) £</i>
<b>PART III – AUDITOR OF COURT</b>		
<b>40.</b> For taxing accounts of expenses incurred in judicial proceedings remitted to the auditor of court for taxation—		
(1) auditor’s fee on lodging account for taxation	36	35
(2) auditor’s fee for taxing accounts of expenses etc.—		
(a) (a) up to £400	19	19
(b) (b) for every additional £100 or part thereof	5	5
NOTE: Fee to be determined by auditor of court on amount of account as submitted.		
(3) fee for cancellation of diet of taxation—		
(a) (a) where written notice of cancellation received by receiving party within three working days of diet	50% of fee that would have been payable under sub-paragraph (2) of this paragraph	50% of fee that would have been payable under sub-paragraph (2) of this paragraph
(b) (b) where written notice of cancellation received by receiving party on the working day before or the day of the diet	75% of fee that would have been payable under sub-paragraph (2) of this paragraph	75% of fee that would have been payable under sub-paragraph (2) of this paragraph

(15) Column 3 shows the fees which were payable in Schedule 2 to this Order immediately before the coming into force of this Schedule. Where there is no entry in column 3 but an entry in column 2, the matter is new or has been amended such that no direct comparison can be made with the fee formerly payable.