
SCOTTISH STATUTORY INSTRUMENTS

2009 No. 294

**Act of Sederunt (Sheriff Court Rules)
(Miscellaneous Amendments) 2009**

Other minor amendments – diligence

10.—(1) The Ordinary Cause Rules are amended in accordance with the following subparagraphs.

(2) In rule 19.2 (warrants for diligence on counterclaims)(1)—

- (a) in paragraph (1), for “arrestment on the dependence” substitute “interim diligence”; and
- (b) omit paragraphs (2) to (4).

(3) In rule 20.3 (warrants for diligence on third party notice)—

(a) for paragraph (1) substitute—

“(1) A defender who applies for an order for service of a third party notice may apply for—

- (a) a warrant for arrestment to found jurisdiction;
- (b) a warrant for interim diligence,

which would have been permitted had the warrant been sought in an initial writ in a separate action.”;

- (b) in paragraph (2), for “such a warrant” substitute “a warrant under paragraph (1)(a)”; and
- (c) in paragraph (3), for “paragraph (1)” substitute “paragraph (1)(a)”.