

1969 No. 1807 (S.157)

## SHERIFF COURT, SCOTLAND

## Act of Sederunt (Sheriff Court Witnesses' Fees) 1969

Made	- - -	12th December 1969
------	-------	--------------------

Laid before Parliament		2nd January 1970
------------------------	--	------------------

Coming into Operation		6th January 1970
-----------------------	--	------------------

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<sup>(a)</sup> as amended by section 39 of, and the Schedule to, the Administration of Justice (Scotland) Act 1933<sup>(b)</sup> and of all other powers competent to them in that behalf, do hereby enact and declare as follows:—

1. The Table of Witnesses' Fees, contained in Chapter IV of the Act of Sederunt of 7th May 1935<sup>(c)</sup> as substituted by the Act of Sederunt (Sheriff Court Witnesses' Fees) 1953<sup>(d)</sup> shall be amended by the deletion of section (a) and the following words of section (b) namely "(b) Witnesses whose attendance entails loss of wages or payment of substitutes"; and by the substitution of the following:—

"(a) Professional persons, persons in managerial or like executive positions, and officers in H.M. Services or in the Mercantile Marine, per day  
Such sum not exceeding £15 15/- as the Auditor may determine, plus, in the case of a witness in the medical profession, such expenses (if any) as the Auditor may determine to have been necessarily incurred by the witness in employing a substitute or substitutes.

"(b) Witnesses whose attendance entails loss of wages or payment of substitutes (except the payment of a substitute to a witness to whom a fee is allowed under section (a) hereof)."

2. This Act of Sederunt may be cited as the Act of Sederunt (Sheriff Court Witnesses' Fees) 1969, and shall come into operation on 6th January 1970.

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

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

Edinburgh,  
12th December 1969.

## EXPLANATORY NOTE

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

This Act of Sederunt revises the Table of Witnesses' Fees in the Sheriff Court so far as it relates to professional and certain other persons.

(a) 1907 c. 51.

(c) S.R. & O. 1935/488 (Rev. XX, p. 880: 1935 p. 1588).

(d) S.I. 1953/1832 (1953 II, p. 1935).

(b) 1933 c. 41.