
 STATUTORY INSTRUMENTS

1979 No. 1631 (S.136)

COURT OF SESSION, SCOTLAND

**Act of Sederunt (Rules of Court Amendment No. 7)
 (Solicitors' Fees No. 2) 1979**

Made - - - - 6th December 1979

Coming into Operation 7th January 1980

The Lords of Council and Session, under and by virtue of the powers conferred upon them by section 16 of the Administration of Justice (Scotland) Act 1933(a) and of all other powers competent to 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 (Rules of Court Amendment No. 7) (Solicitors' Fees No. 2) 1979 and shall come into operation on 7th January 1980.

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

Increase in solicitors' fees

2. In rule 347 of the Rules of Court (b), (Fees of solicitors in the Court of Session), in Chapter I and III, each fee (other than the session fee) specified therein on 7th January 1980 shall be increased by 30 per cent.; and that increased fee shall apply to work in respect of which that fee is chargeable done on or after that date.

Outlays where inclusive fee charged

3. In the said rule 347, in Chapter III, in Part III(c) (inclusive fees), there shall be added the following paragraph:—

“ 5. Where an inclusive fee is charged by a solicitor under this Part, he shall endorse on the principal summons, in addition to that fee, details of the outlays incurred by him in respect of the work to which that fee relates, and if the total amount of these outlays—

- (a) does not exceed the sum of £85, the Court may certify that sum for payment;
- (b) exceeds that sum, the Court shall remit those outlays to the Auditor for taxation.”

Edinburgh
6th December 1979

G. C. Emslie,
Lord President
I.P.D.

EXPLANATORY NOTE

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

This Act of Sederunt amends the fees chargeable by solicitors in the Court of Session by enabling them to increase their fees by up to 30 per cent. and makes provision for outlays where an inclusive fee is charged.

(a) 1933 c. 41.

(b) S.I. 1965/321, as amended by S.I. 1978/947, S.I. 1979/1438.

(c) S.I. 1979/1438.

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