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 S T A T U T O R Y I N S T R U M E N T S
 

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1980 No. 892 (S.65)

## COURT OF SESSION, SCOTLAND

**Act of Sederunt (Rules of Court Amendment No. 4)  
 (Applications under section 85 of Fair Trading Act 1973) 1980**

*Made* - - - - - 26th June 1980

*Coming into Operation* 17th July 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<sup>(a)</sup> 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. 4) (Applications under section 85 of Fair Trading Act 1973) 1980 and shall come into operation on 17th July 1980.

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

*Amendment to Rule of Court*

**2.** In Chapter III (Special Actions) of the Rules of Court<sup>(b)</sup>, after section 8 add the following section—

“Section 9 Applications under section 85 of the Fair Trading Act 1973 188C. Any application by the Secretary of State to the Court for an order under section 85(7) of the Fair Trading Act 1973, or under any enactment by which the provisions of that section are applied, shall be by way of minute specifying the circumstances in which the order is sought; and the Court may on a motion in that behalf make such order as it thinks fit.”

*Emslie,*  
 Lord President  
 I.P.D.

Edinburgh.  
 26th June 1980.

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(a) 1933 c. 41.

(b) S.I. 1965/321.

## EXPLANATORY NOTE

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

This Act of Sederunt amends the Rules of the Court of Session to make provision in respect of the procedure for applications under section 85(7) of the Fair Trading Act 1973, or under any other provision to which that section applies, by the Secretary of State for an order requiring a default by any person under that section to be made good.