
STATUTORY INSTRUMENTS

1996 No. 2184 (S.176)

SHERIFF COURT, SCOTLAND

Act of Sederunt (Chancery Procedure Rules) 1996

Made - - - - 16th August 1996

Coming into force 1st November 1996

ACT OF SEDERUNT (CHANCERY PROCEDURE RULES) 1996

1. Citation and commencement
 2. Chancery Procedure Rules
 3. Repeals and revocation
- Signature

SCHEDULE 1 — CHANCERY PROCEDURE RULES

1. Citation
2. Interpretation
3. Form and subscription of petitions
4. Publication of petitions
5. Evidence

SCHEDULE 2 — ENACTMENTS REPEALED OR REVOKED

APPENDIX —

FORM 1 — **Form of petition by eldest son for general service**

The Petition of [AB] (design)

1. The late [CD] (design) died intestate at (place) on or...
2. The petitioner is the eldest son ever born to [CD]...

FORM 2 — **Form of petition by eldest son of eldest son for general service**

The Petition of [AB] (design)

1. The late [CD] (design) died intestate at (place) on or...
2. The eldest son ever born to [CD] was [EF] (design),...
3. The petitioner is the eldest son ever born to the...

FORM 3 — **Form of petition by eldest surviving son for general service**

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

The Petition of [AB] (design)

1. The late [CD] (design) died intestate at (place) on or...
2. The eldest son ever born to [CD] was [EF] (design),...
3. The next eldest son ever born to [CD] is the...

FORM 4 — **Form of petition by only child for general service**

The Petition of [AB] (design)

1. The late [CD] (design) died intestate at (place) on or...
2. The petitioner is the only child ever born to [CD]...

FORM 5 — **Form of petition by trustees of an individual for general service**

The Petition of [AB] (design) and [CD] (design)

1. The late [EF] (design) died at (place) on or about...
2. [GH] (design), [JK] (design) and [EF] were the trustees of...
3. [GH] died on (date). [JK] died on (date). [EF] was...
4. The petitioners are the only son and daughter ever born...

FORM 6 — **Form of petition by trustees of a firm for general service**

The Petition of [AB] (design) and [CD] (design)

1. The late [EF] (design) died at (place) on or about...
2. [GH] (design), [JK] (design) and [EF] were partners of and...
3. [GH] died on (date). [JK] died on (date). [EF] was...
4. The petitioners are the only son and daughter ever born...

FORM 7 — **Form of petition by eldest son for special service**

The Petition of [AB] (design)

1. The late [CD] (design) died intestate at (place) on or...
2. The petitioner is the eldest son ever born to [CD]...

FORM 8 — **Form of petition by eldest surviving son for special service**

The Petition of [AB] (design)

1. The late [CD] (design) died intestate at (place) on or...
2. The eldest son ever born to [CD] was [EF] (design),...
3. The petitioner is the next eldest son ever born to...

FORM 9 — **Form of petition by daughters as heirs portioners for special service**

The Petition of [AB] and [CD] (design)

1. The late [EF] (design) died intestate at (place) on or...
2. [EF] never had a son.
3. The petitioners are the only daughters ever born to [EF]...

FORM 10 — **Form of petition by heir of an heir for completion of title under section 10 of the Conveyancing (Scotland) Act 1874**

The Petition of [AB] (design)

1. The late [CD] (design) died intestate at (place) on or...
2. On [CD's] death he was succeeded by [EF] (design), the...
3. [EF] died on or about (date) unserved and uninfert and...

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

FORM 11 — Form of petition by the executor of an heir for completion of title under section 10 of the Conveyancing (Scotland) Act 1874

The Petition of [AB] (design) as executor of [EF]

1. The late [CD] (design) died intestate at (place) on or...
2. On [CD's] death he was succeeded by [EF] (design), the...
3. [EF] died intestate [or testate] on or about (date) unserved...

FORM 12 — Form of petition for special service combined with petition for completion of title under section 10 of the Conveyancing (Scotland) Act 1874

The Petition of [AB] (design)

1. The late [CD] (design) died intestate at (place) on or...
2. [CD] never had a son.
3. [EF] (design) and [GH] (design) were the only daughters ever...
4. [EF] predeceased [CD], having died on or about (date).
5. The petitioner is the eldest son ever born to [EF],...
6. On [CD's] death he was succeeded by [GH] as his...
7. [GH] died on or about (date) unserved and uninfert and...
8. [GH] conveyed her whole estate heritable and moveable to her...
9. [JK] survived [GH] but died on or about (date) never...
10. [JK] conveyed his whole estate heritable and moveable to the...

FORM 13 — Form of certificate

Explanatory Note