



# Civil Litigation (Expenses and Group Proceedings) (Scotland) Act 2018

## 2018 asp 10

### CIVIL LITIGATION (EXPENSES AND GROUP PROCEEDINGS) (SCOTLAND) ACT 2018

#### **PART 1**

##### SUCCESS FEE AGREEMENTS

- 1 Success fee agreements
- 2 Enforceability
- 3 Expenses in the event of success
- 4 Power to cap success fees
- 5 Exclusion for certain matters
- 6 Personal injury claims
- 7 Form, content etc.

#### **PART 2**

##### EXPENSES IN CIVIL LITIGATION

- 8 Restriction on pursuer's liability for expenses in personal injury claims
- 9 Representation free of charge
- 10 Third party funding of civil litigation
- 11 Awards of expenses against legal representatives
- 12 Minor and consequential modifications of the Courts Reform (Scotland) Act 2014
- 13 Meaning of "legal representative"

#### **PART 3**

##### AUDITORS OF COURT

- 14 Auditors of court
- 15 Temporary Auditor of the Court of Session
- 16 Auditors' functions

*Status: Point in time view as at 30/01/2019.**Changes to legislation: There are currently no known outstanding effects for the Civil Litigation (Expenses and Group Proceedings) (Scotland) Act 2018. (See end of Document for details)*

- 17 Auditors unable to tax account
- 18 Guidance
- 19 Reports

**PART 4**

## GROUP PROCEEDINGS

- 20 Group proceedings
- 21 Group procedure: rules
- 22 Group proceedings: further provision

**PART 5**

## REVIEW OF OPERATION OF ACT

- 23 Review of operation of Act

**PART 6**

## GENERAL PROVISION

- 24 Regulations
- 25 Ancillary provision
- 26 Meaning of “court”
- 27 Commencement
- 28 Short title

## SCHEDULE — AUDITORS OF COURT: MODIFICATION OF ENACTMENTS

*Court of Session Act 1821*

- 1 The Court of Session Act 1821 is repealed.

*Courts of Law Fees (Scotland) Act 1895*

- 2 (1) The Courts of Law Fees (Scotland) Act 1895 is...

*Administration of Justice (Scotland) Act 1933*

- 3 The following provisions of the Administration of Justice (Scotland) Act...

*Solicitors (Scotland) Act 1980*

- 4 In the Solicitors (Scotland) Act 1980, in section 51(3) (complaints...

*Law Reform (Miscellaneous Provisions) (Scotland) Act 1990*

- 5 In the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990, section...

*Legal Profession and Legal Aid (Scotland) Act 2007*

- 6 In the Legal Profession and Legal Aid (Scotland) Act 2007,...

**Status:**

Point in time view as at 30/01/2019.

**Changes to legislation:**

There are currently no known outstanding effects for the Civil Litigation (Expenses and Group Proceedings) (Scotland) Act 2018.