

**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)

## SCHEDULE

(introduced by section 14)

### AUDITORS OF COURT: MODIFICATION OF ENACTMENTS

#### *Court of Session Act 1821*

- 1 The Court of Session Act 1821 is repealed.

#### Commencement Information

- II** Sch. para. 1 in force at 30.1.2019 by S.S.I. 2018/368, reg. 2(o) (with reg. 3(1)(2))

#### *Courts of Law Fees (Scotland) Act 1895*

- 2 (1) The Courts of Law Fees (Scotland) Act 1895 is amended in accordance with this paragraph.
- (2) In section 3 (taxation of accounts in High Court of Justiciary)—
- (a) the existing text becomes subsection (1),
  - (b) in that subsection—
    - (i) for “High Court of Justiciary”, in both places where it occurs, substitute “relevant court”,
    - (ii) for “said High Court” substitute “relevant court”,
    - (iii) for “auditor of the Court of Session” substitute “relevant auditor of court”,
    - (iv) for “regulations” substitute “rules of court”,
    - (v) for “actions in the Court of Session” substitute “relevant civil proceedings”,
  - (c) after that subsection insert—
    - “(2) In subsection (1)—
      - “relevant court” means—
        - (a) the High Court of Justiciary, or
        - (b) the Sheriff Appeal Court, when exercising its jurisdiction in criminal proceedings,
      - “relevant auditor of court” means—
        - (a) where the relevant court is the High Court of Justiciary, the Auditor of the Court of Session,
        - (b) where the relevant court is the Sheriff Appeal Court, the auditor of the Sheriff Appeal Court,
      - “relevant civil proceedings” means—
        - (a) where the relevant court is the High Court of Justiciary, proceedings in the Court of Session,
        - (b) where the relevant court is the Sheriff Appeal Court, civil proceedings in that Court.”.
- (3) The title of section 3 becomes “**Taxation of accounts in criminal proceedings**”

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**Commencement Information**

**I2** Sch. para. 2 in force at 30.1.2019 by S.S.I. 2018/368, reg. 2(o)

*Administration of Justice (Scotland) Act 1933*

3 The following provisions of the Administration of Justice (Scotland) Act 1933 are repealed—

- (a) section 25(2),
- (b) section 26,
- (c) section 27(1),
- (d) section 28.

**Commencement Information**

**I3** Sch. para. 3 in force at 30.1.2019 by S.S.I. 2018/368, reg. 2(o) (with reg. 3(1)(2))

*Solicitors (Scotland) Act 1980*

4 In the Solicitors (Scotland) Act 1980, in section 51(3) (complaints to the Scottish Solicitors' Discipline Tribunal), after paragraph (c) insert—

“(ca) the auditor of the Sheriff Appeal Court,”.

**Commencement Information**

**I4** Sch. para. 4 in force at 30.1.2019 by S.S.I. 2018/368, reg. 2(o)

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

5 In the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990, section 36(4) is repealed.

**Commencement Information**

**I5** Sch. para. 5 in force at 30.1.2019 by S.S.I. 2018/368, reg. 2(o)

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

6 In the Legal Profession and Legal Aid (Scotland) Act 2007, in section 2(2)(b) (receipt of complaints by Scottish Legal Complaints Commission: preliminary steps), after sub-paragraph (v) insert—

“(va) the auditor of the Sheriff Appeal Court,”.

**Commencement Information**

**I6** Sch. para. 6 in force at 30.1.2019 by S.S.I. 2018/368, reg. 2(o)

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