

## 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- 1 The Court of Session Act 1821 is repealed.

#### *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**”

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- 3 The following provisions of the Administration of Justice (Scotland) Act 1933 are repealed—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

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*Status: This is the original version (as it was originally enacted).*

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- (c) section 27(1),
- (d) section 28.

*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,”.

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

- 5 In the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990, section 36(4) is repealed.

*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,”.