



# Courts Reform (Scotland) Act 2014

## 2014 asp 18

### PART 4

#### PROCEDURE AND FEES

##### *Court fees*

#### **107 Power to provide for fees for SCTS, court clerks and other officers**

- (1) The Scottish Ministers may by order make provision for the charging of fees in respect of the carrying out of the functions of the Scottish Courts and Tribunals Service (“the SCTS”) or a relevant officer in connection with—
  - (a) proceedings in the Scottish Courts, or
  - (b) any other matter dealt with by a relevant officer.
- (2) An order under subsection (1) may—
  - (a) in particular include provision—
    - (i) specifying, or for determining, the amount of fees,
    - (ii) specifying, or for determining, the persons or types of person who are to pay the fees,
    - (iii) specifying the times when, places where and persons to whom the fees are to be paid,
    - (iv) for exemptions from the requirement to pay fees,
    - (v) for the remission of fees,
    - (vi) for modification of fees,
  - (b) make different provision for different purposes or circumstances including, in particular, different provision for—
    - (i) different Scottish Courts,
    - (ii) different relevant officers,
    - (iii) different proceedings or types of proceedings.
- (3) In this section—

“relevant officer” means—

  - (a) a clerk, deputy clerk or assistant clerk of any of the Scottish Courts,

*Changes to legislation: Courts Reform (Scotland) Act 2014, Section 107 is up to date with all changes known to be in force on or before 24 January 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

- (b) the Accountant of Court,
  - (c) the Auditor of the Court of Session,
  - (ca) [<sup>F1</sup>the auditor of the Sheriff Appeal Court,]
  - (d) the auditor of a sheriff court,
  - (e) any other officer who is a member of the staff of the SCTS,
- “Scottish Courts” means—
- (a) the Court of Session,
  - (b) the High Court of Justiciary,
  - (c) the court for hearing appeals under section 57(1)(b) of the Representation of the People Act 1983,
  - (d) the election court in Scotland constituted under section 123 of that Act,
  - (e) the Scottish Land Court,
  - (f) the Lands Valuation Appeal Court,
  - (g) the Sheriff Appeal Court,
  - (h) sheriff courts,
  - (i) justice of the peace courts.
- (4) The Scottish Ministers may by order modify (either or both of) the definitions of “relevant officer” and “Scottish Courts” in subsection (3).

#### Textual Amendments

- F1** Words in s. 107(3) inserted (28.11.2016) by [The Courts Reform \(Scotland\) Act 2014 \(Relevant Officer and Consequential Provisions\) Order 2016 \(S.S.I. 2016/387\)](#), arts. 1, 2

#### Commencement Information

- I1** S. 107 in force at 1.4.2015 by [S.S.I. 2015/77](#), art. 2(2)(3), [Sch.](#)

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- sch. 1 para. 5A and cross-heading inserted by [2020 asp 9 s. 9](#)
- sch. 1 para. 2(g)(h) inserted by [2021 asp 16 s. 15\(8\)](#)