
SCOTTISH STATUTORY INSTRUMENTS

2001 No. 305

**Act of Sederunt (Rules of the Court of Session
Amendment No.4) (Miscellaneous) 2001**

Commission and diligence

6. In rule 35.2(3), for sub-paragraph (c) there is substituted—

“(c) where necessary—

(i) the Advocate General for Scotland (in a case where the document or other property sought is in the possession of either a public authority exercising functions in relation to reserved matters within the meaning of Schedule 5 to the Scotland Act 1998, or a cross-border public authority within the meaning of section 88(5) of that Act); or

(ii) the Lord Advocate (in any other case),

and if there is any doubt, both.”.