
SCOTTISH STATUTORY INSTRUMENTS

2004 No. 291

**Act of Sederunt (Rules of the Court of Session
Amendment No. 4) (Personal Injuries Actions) 2004**

Citation and commencement

1.—(1) This Act of Sederunt may be cited as the Act of Sederunt (Rules of the Court of Session Amendment No. 4) (Personal Injuries Actions) 2004 and shall come into force on 29th June 2004.

(2) This Act of Sederunt shall be inserted in the Books of Sederunt.

Amendment of the Rules of the Court of Session

2.—(1) The Rules of the Court of Session 1994⁽¹⁾ shall be amended in accordance with the following sub-paragraphs.

(2) For rule 43.1(3) (disapplication of certain rules to personal injuries actions), there shall be substituted the following:—

“(3) The following rules shall not apply to an action to which this Chapter applies—
rule 4.9(2) (prorogation of time for lodging document),
rule 6.2 (fixing and allocation of diets in Outer House),
rule 13.2 (form of summonses),
rule 13.6A(1)(a) (arrestment to found jurisdiction),
rule 13.7 (service and intimation of summonses),
rule 13.13(6) (falling of instance),
rule 18.1(1)(b) (defences to include pleas-in-law),
rule 22.1 (making up open record),
rule 22.2 (adjustment),
rule 22.3 (closing record),
rule 36.3 (lodging productions).”

(3) In the appendix for Form 43.2–A (form of summons and backing in personal injuries action) and Form 43.2–B (form of order of court in personal injury action for recovery of documents) there shall be substituted respectively the forms set out in the Schedule to this Act of Sederunt.

Edinburgh
8th June 2004

Cullen of Whitekirk
Lord President I.P.D.