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SCOTTISH STATUTORY INSTRUMENTS

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**2005 No. 199**

**COURT OF SESSION  
SHERIFF COURT**

**Act of Sederunt (Messengers-at-Arms and Sheriff Officers  
Rules Amendment) (Caution and Insurance) 2005**

Made - - - - 24th March 2005  
Coming into force - - 14th April 2005

The Lords of Council and Session, under and by virtue of the powers conferred on them by section 75 of the Debtors (Scotland) Act 1987(1) and of all other powers enabling them in that behalf, do hereby enact and declare:

**Citation and commencement**

1.—(1) This Act of Sederunt may be cited as the Act of Sederunt (Messengers-at-Arms and Sheriff Officers Rules Amendment) (Caution and Insurance) 2005 and shall come into force on 14th April 2005.

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

**Commencement Information**

**II** Rule 1 in force at 14.4.2005, see [rule 1\(1\)](#)

**Amendment of 1991 Rules**

2.—(1) The Act of Sederunt (Messengers-at-Arms and Sheriff Officers Rules) 1991(2) shall be amended in accordance with the following sub-paragraphs.

(2) For rule 9(2)(b) (caution and professional indemnity insurance) there shall be substituted the following:—

“(b) obtained from a person who may give a bond of caution or other security under rule 33.5 of the Rules of the Court of Session(3);”.

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(1) 1987 c. 18.

(2) S.I.1991/1397, amended by S.I. 1998/2636 and S.S.I. 2000/30.

(3) S.I. 1994/1443; rule 33.5 was amended by S.S.I. 2004/331.

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**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to Act of Sederunt (Messengers-at-Arms and Sheriff Officers Rules Amendment) (Caution and Insurance) 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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(3) In rule 10(1)(renewals of policy) for “a company approved under” there shall be substituted “a person referred to in”.

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**Commencement Information**

**I2** Rule 2 in force at 14.4.2005, see [rule 1\(1\)](#)

Edinburgh  
24th March 2005

*Cullen of Whitekirk*  
Lord President I.P.D.

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## EXPLANATORY NOTE

*(This note is not part of the Act of Sederunt)*

This Act of Sederunt amends the provisions of the Act of Sederunt (Rules of Messengers-at-Arms and Sheriff Officers) 1991 which prescribe the persons from whom bonds of caution and policies of professional indemnity insurance are to be obtained by messengers-at-arms and sheriff officers.

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Act of Sederunt (Messengers-at-Arms and Sheriff Officers Rules Amendment) (Caution and Insurance) 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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

- Act revoked by [S.S.I. 2022/355 rule 3](#)