
SCOTTISH STATUTORY INSTRUMENTS

2011 No. 87

**Act of Sederunt (Rules of the Court of Session Amendment)
(Taxation of Accounts and Fees of Solicitors) 2011**

Table of fees

4.—(1) Subject to subparagraph (5), the table of fees in rule 42.16(1) is amended in accordance with subparagraphs (2) to (4).

(2) In Part V of Chapter III (defended actions)—

(a) after paragraph 1A (work before action commences), insert—

“1B. Lodging productions prior to approval
of issue or allowance of proof

£

(a) For lodging productions – each 77.70
inventory

(b) For considering opponent’s 38.85”
productions – each inventory

(b) in paragraph 2A (Notes of Argument)—

(i) after subparagraph (c) insert—

£

(d) (d) Instructing, perusing and 116.55
lodging (each) Statement of Facts
or Issues

(e) (e) Perusing opponent’s 77.70
Statement of Facts or Issues (each)

(f) (f) Instructing, revising and 116.55
lodging (each) Note of Proposals
for Further Procedure

(g) (g) Perusing opponent’s Note 77.70
of Proposals for Further Procedure
(each)

(ii) the heading becomes “Notes of Argument, Statements of Facts or Issues and Notes
of Proposals for Further Procedure”;

(c) the heading of paragraph 3 becomes “Procedure Roll, preliminary, procedural or other
hearing”;

(d) in paragraph 5 (precognitions)—

(1) The table of fees was last amended by [S.S.I. 2009/82](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (i) the existing entry (taking and drawing precognitions) becomes subparagraph (a);
- (ii) after subparagraph (a), insert—

£		
(b)	(b) All work in connection with preparation and lodging of witness summaries, witness statements and affidavits, per sheet	77.70
(c)	(c) Perusing opponent’s witness summaries, witness statements and affidavits, per sheet	38.85

- (iii) the heading becomes “Precognitions and (where ordered by the court) witness summaries, witness statements and affidavits”.

(3) In Part VA of Chapter III (defended personal injuries actions)—

- (a) after paragraph 2 (pre-litigation fee) insert—

“2A. Lodging productions prior to approval of issue or allowance of proof

£		
(a)	For lodging productions – each inventory	77.70
(b)	For considering opponent’s productions – each inventory	38.85”

- (b) substitute the following for paragraph 17(d) (joint minute of pre-trial meeting)—

“£		
(d)	Joint Minute of pre-trial meeting	38.85”

(4) In Part VI of Chapter III (Inner House business)—

- (a) substitute the following for paragraph 1(a) (reclaiming motions)—

£		
(a)	(a) Fee for reclaimer for all work (except as otherwise provided for in this Part) up to interlocutor sending cause to roll	233.10

- (b) after paragraph 2 (appeals from inferior courts), insert—

“2A. Note of objection

		£
(a)	Instructing, perusing and lodging note of objection	155.40
(b)	Perusing opponent’s note of objection	77.70

(c) Where attendance of counsel and/or solicitor required inclusive of instruction of counsel, not exceeding halfhour	116.55
(d) Thereafter attendance fee, per additional quarter hour	38.85
2B. Grounds of appeal or cross appeal	
	£
(a) Instructing, perusing and lodging grounds of appeal or cross appeal	155.40
(b) Perusing opponent's note of appeal or cross appeal	77.70
2C. Incidental Procedure	
	£
All work in connection with noting remittance of cause to Summar Roll and fixing of Summar Roll hearing	155.40"
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(c) substitute the following for paragraph 3(a) (preparing for Summar Roll)—	
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(a) (a) Preparing for hearing and instructing counsel including instructing and lodging lists of authorities and notes of argument	233.10
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(5) This paragraph does not affect fees chargeable for work done, or outlays incurred, before 1st April 2011.	