



# Court of Session Act 1850

1850 CHAPTER 36 13 and 14 Vict

**47 Lord Ordinary's findings in fact shall be final unless reclaimed against. Proviso as to appeals on questions of law.**

Unless it shall appear that such findings in point of fact by such Lord Ordinary proceeded on some erroneous view of the law, as to competency of evidence or otherwise, such findings in fact shall be final; but it shall be competent to either of the parties to raise, on a reclaiming note to the inner house, any question of law which may be relevantly raised upon the evidence as appearing in the notes of such Lord Ordinary taken as aforesaid; and no objection to any finding in point of law by such Lord Ordinary during the proceedings at the trial shall be competent, unless such objection was stated, and noted by the Lord Ordinary, at the time of such finding; and the notes of the Lord Ordinary shall be referred to for no other purpose than to decide such questions of law: Provided always, that any appeal which may be entered to the House of Lords against any interlocutor which may be pronounced by the inner house on any such question of law shall be subject to the same regulations and entitled to the same privileges in all respects as appeals against interlocutors or judgments upon bills of exceptions are at present subject and entitled to.

**Changes to legislation:**

There are currently no known outstanding effects for the Court of Session Act 1850, Section 47.