



# Court of Session Act 1868

1868 CHAPTER 100 31 and 32 Vict

## IV.—RECORD, MOTIONS, AND PROBATION

### 30 Pleadings in actions of multiplepounding.

In actions of multiplepounding it shall not be necessary to lodge answers to the original condescendences and claims, unless it is made to appear to the satisfaction of the Lord Ordinary that the claimants are at issue on matters of fact material to the action, and that answers are necessary; and in such actions it shall be competent for parties having opposing interests (where they are agreed upon the facts) to make their averments in the form of a joint case, appending thereto their respective claims and pleas in law: Provided always that where the competition involves the construction of written documents, such documents shall not be set out at length on the record, but shall be printed separately, and referred to in the pleadings as set forth in such separate print.

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**Modifications etc. (not altering text)**

C1 Ss. 15–44 repealed (S.) by [Court of Session Act 1988 \(c. 36, SIF 36:1\)](#), s. 52(2), [Sch. 2 Pt. I](#) (and re-enacted in part as referred to in [Sch. 2 Pt. II](#) of that Act)

**Changes to legislation:**

There are currently no known outstanding effects for the Court of Session Act 1868, Section 30.