

1970 No. 887 (S. 67)

HIGH COURT OF JUSTICIARY, SCOTLAND

Act of Adjournal (Fees in the High Court of Justiciary) 1970

<i>Made</i>	- - -	29th May 1970
<i>Coming into Operation</i>		1st October 1970

The Lord Justice-General, the Lord Justice-Clerk, and the Lords Commissioners of Justiciary, under and by virtue of the powers conferred upon them by section 2 of the Courts of Law Fees (Scotland) Act 1895(a) and of all other powers competent to them in that behalf, do hereby with the approval of the Treasury enact and declare as follows:—

1. The Act of Adjournal regulating the Fees of the High Court of Justiciary dated 18th December 1896(b) is hereby repealed.

2.—(1) The fees chargeable in the High Court of Justiciary shall be those specified in the Schedule hereto, and shall be paid when the writ is lodged, or when the step of procedure is taken, or when the act is done (as the case may be) in respect of which the fee is chargeable.

(2) Such fees shall be paid by means of stamps, or in such other manner as may be prescribed from time to time, by the Treasury by order made under section 2 of the Public Office Fees Act 1879(c).

(3) Such fees shall be paid in the office of the Clerk of Justiciary to the Clerk of Justiciary or any officer acting for him, with the exception of fees for business performed on Circuit which shall be paid at the Circuit Town to the Circuit Clerk.

(4) The books of account to be kept in connection with such fees shall be in the form at present in use, or in such other form as the Clerk of Justiciary may consider expedient with a view to simplifying the form or to facilitate inspection of the books.

(5) In addition to the fees specified in the said Table there shall be payable to the Auditor of the Court of Session the like fees for taxing accounts of expenses as are prescribed from time to time by Act of Sederunt for the taxation of accounts of expenses in the Court of Session.

3. This Act of Adjournal may be cited as the Act of Adjournal (Fees in the High Court of Justiciary) 1970, and shall come into operation on 1st October 1970.

And the Lords appoint this Act of Adjournal to be recorded in the Books of Adjournal, and to be published in the *Edinburgh Gazette*.

J. L. Clyde,
I.P.D.

29th May 1970.

SCHEDULE
TABLE OF FEES
PAYABLE IN THE HIGH COURT OF JUSTICIARY

		£	s.	d.
1. Bills of Suspension or Advocation, Appeals, Summary and other Applications, Answers, and other Papers not being Inventories or Notes	1	0	0	
2. Inventories, Productions, or Notes	0	10	0	
3. Bond of Caution	1	0	0	
4. Certificate of Caution	0	10	0	
5. Borrowing, each receipt	0	4	0	
6. Returnings, each	0	2	0	
7. Extract Decree	2	0	0	
8. Lodging Account of Expenses	0	10	0	
9. Criminal Letters—not exceeding 4 sheets	4	0	0	
each additional sheet	0	10	0	
10. Extract Conviction and sentence per sheet	0	15	0	
11. Certified Copy Interlocutor	0	7	0	
12. Copy Interlocutor	0	4	0	
13. Certified copy of any paper in print or manuscript, per sheet	0	5	0	
14. Lodging Caveats	0	5	0	

EXPLANATORY NOTE

(This Note is not part of the Act of Adjournal.)

This Act of Adjournal prescribes a new Table of Fees payable in the High Court of Justiciary in substitution for the Table which has been continuously in force since 1897.

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