

1980 No. 390 (S. 39)

HIGH COURT OF JUSTICIARY, SCOTLAND

Act of Adjournal (Fees in the High Court of Justiciary)
(Amendment) 1980

Made - - - - 14th March 1980

Coming into Operation 28th April 1980

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:—

Citation and commencement

1.—(1) This Act of Adjournal may be cited as the Act of Adjournal (Fees in the High Court of Justiciary) (Amendment) 1980 and shall come into operation on 28th April 1980.

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

Revocation of court fees for stated cases and bills of suspension

2. No fee shall be payable in respect of the lodging of a Bill of Suspension or a Stated Case in any case where the conviction or as the case may be, the sentence against which these proceedings are brought was pronounced on or after the date on which this Act of Adjournal comes into operation; and accordingly in the Act of Adjournal (Fees in the High Court of Justiciary) 1970(b), in the Table of Fees—

- (a) in paragraph 1 of the Schedule, the words “Bill of Suspension, Appeals by stated case” are omitted;
- (b) paragraph 2 is omitted; and
- (c) paragraphs 3 to 6 are re-numbered 2 to 5 respectively.

Transitional

3. Notwithstanding the revocation of the fees specified in paragraph 2, these fees shall continue to have effect in relation to any Bill of Suspension or Stated Case lodged in the High Court after the date specified in that paragraph, being a Bill of Suspension or Stated Case brought against a conviction, or as the case may be, a sentence, pronounced before that date.

Edinburgh
14th March 1980.

Emslie,
Lord Justice General
I.P.D.

(a) 1895 c. 14.

(b) S.I. 1970/887, amended by S.I. 1977/72.

EXPLANATORY NOTE

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

This Act of Adjournal abolishes the payment of fees in respect of the lodging of a Bill of Suspension or Stated Case brought against a conviction or sentence pronounced after this Act of Adjournal comes into operation.