

**1981 No. 1408 (S. 138)**

**SHERIFF COURT, SCOTLAND**

**Act of Sederunt (Solicitors' Fees in Summary Causes Amendment) 1981**

<i>Made - - - -</i>	<i>29th September 1981</i>
<i>Laid before Parliament</i>	<i>12th October 1981</i>
<i>Coming into Operation</i>	<i>2nd November 1981</i>

The Lords of Council and Session, under and by virtue of the powers conferred upon them by section 40 of the Sheriff Courts (Scotland) Act 1907(a), and of all other powers enabling them in that behalf, do hereby enact and declare—

*Citation and commencement*

1.—(1) This Act of Sederunt may be cited as the Act of Sederunt (Solicitors' Fees in Summary Causes Amendment) 1981 and shall come into operation on 2nd November 1981.

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

*Amendments in relation to undefended summary causes*

2. In the Act of Sederunt (Alteration of Sheriff Court Fees) 1971(b), in the Table of Fees, in chapter IV (Summary Causes) for Part I (undefended actions) there is substituted a new Part I as set out in the Schedule to this Act of Sederunt; and the fees specified in the Schedule are the fees chargeable by solicitors on and after the date on which this Act of Sederunt comes into operation in respect of the matters specified in that Schedule opposite those fees, being matters relating to work done or expenses incurred on and after that date.

*Amendments to General Regulations*

3. In the said Act of Sederunt of 1971, in schedule 2 (General Regulations), in regulation 18—

- (a) in sub-paragraph (i) of paragraph (a), insert after "(i)" the words "in relation to Part II only,";
- (b) in paragraph (b), omit the words "in respect of item 2 (service),";
- (c) in paragraph (c), for the words "Part II" substitute the words "Parts I and II"

Edinburgh.  
29th September 1981.

*Emslie,*  
Lord President  
I.P.D.

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(a) 1907 c.51.

(b) S.I. 1971/90, as amended by S.I. 1976/1119, 1978/1107, 1979/1633, 1980/1678.

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SCHEDULE

## Chapter IV – Summary Cause – Part I – Undefended Actions

- |  |       |
|--|-------|
| 1. To include – taking instructions, framing summons and statement of claim, obtaining warrant for service, serving, instructing service or reservice by sheriff officer (where appropriate), attendance endorsing minute for and obtaining decree in absence and extract decree and including posts and sundries— | 23.00 |
| 2. Service   |       |
| (a) citation by post wheresoever after the first citation for each party—  | 2.50  |
| (b) framing and instructing service by advertisement for each party—   | 7.25  |
| 3. Attendance at court—  | 7.25  |
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## EXPLANATORY NOTE

*(This Note is not part of the Act of Sederunt.)*

This Act of Sederunt makes new provision in respect of solicitors' fees in undefended summary causes in the sheriff court.

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