2. JURY TRIALS

Act of Sederunt (Court of Session Jury Trials), 1949

1949 No. 1896 (S. 127)

Made - - - -	11*th October*, 1949
Coming into Operation	11*th October*, 1949

The Lords of Council and Session under and by virtue of the powers conferred upon them by section 2 of the Courts of Law Fees (Scotland) Act, 1895(**a**), and by section 16 of the Administration of Justice (Scotland) Act, 1933(**b**), as read along with the Juries Act, 1949(**c**), and of all other powers competent to them in that behalf, do hereby, with the consent of the Treasury, enact as follows:—

1.—(1) The fee fund dues payable under Rule of Court 353 in respect of the citation of a jury in the Court of Session shall be reduced from £2 to £1, and shall be paid by affixing to the precept Law Court stamps not later than ten days previous to the day fixed for the trial.

(2) In the event of the said fee falling to be repaid by virtue of section 26 (2) of the Juries Act, 1949, the Clerk of Court shall so endorse the precept and repayment will be arranged on the precept so endorsed being lodged with the King's and Lord Treasurer's Remembrancer.

2. No further payment in addition to the said fee of £1 shall be due by any party to the cause in respect of the fees, allowances or subsistence of jurors.

3. Rule of Court 139 and sub-paragraphs A.I. 22 (3) and A.II 22 (2) of Rule of Court 353 enacted by Act of Sederunt (Rules of Court, consolidation and amendment) 1948(**d**), are hereby repealed.

4. This Act of Sederunt may be cited as the Act of Sederunt (Court of Session Jury Trials), 1949, and shall come into operation on the 11th day of October, 1949.

And the Lords appoint this Act to be inserted in the Books of Sederunt.

T. M. Cooper,
I.P.D.

Edinburgh.
11th October, 1949.

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt, but is intended to indicate its general purport.)

This Act of Sederunt fixes the fee payable under the Juries Act, 1949, by the applicant for a civil jury trial in the Court of Session, and repeals the Rule of Court dealing with special juries.

(**a**) 58 & 59 Vict. c. 14. (**b**) 23 & 24 Geo. 5. c. 41. (**c**) 12, 13 & 14 Geo. 6. c. 27.
(**d**) S.I. 1948 (No. 1691) I, p. 3778.