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S C O T T I S H S T A T U T O R Y I N S T R U M E N T S

2003 No. 162

SHERIFF COURT

Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment) 2003

Made	*7th March 2003*
Laid before the Scottish Parliament	*10th March 2003*
Coming into force	*1st April 2003*

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 (Fees of Solicitors in the Sheriff Court) (Amendment) 2003 and shall come into force on 1st April 2003.

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

Increase in fees

2.—(1) The Schedule to the Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment and Further Provisions) 1993(**b**) shall be amended in accordance with the following sub-paragraph.

(2) In the Table of Fees, in the provisions mentioned in column 1 of the Schedule to this Act of Sederunt, for the amounts specified in column 2 of that Schedule, there is substituted the amounts specified in column 3.

(a) 1907 c.51; section 40 was amended by the Sheriff Courts (Scotland) Act 1913 c.28, Schedule 1; the Secretaries of State Act 1926 c.18, section 1(3); the Administration of Justice (Scotland) Act 1933 c.41, Schedule; the Divorce Jurisdiction, Court Fees and Legal Aid (Scotland) Act 1983 c.12, Schedule 1, paragraph 7 and Schedule 2; and the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 c.40, Schedule 9.

(b) S.I. 1993/3080, amended by S.I. 1994/1142, 1995/1395, 1996/236, 1998/2675, S.S.I. 1999/149, S.S.I 2000/420, S.S.I. 2001/438, S.S.I. 2002/235 and S.S.I. 2002/274. S.S.I. 2002/328 substituted the table in the Schedule to that instrument, for the table in the Schedule to S.S.I. 2002/274.

Saving

3. Paragraph 2 does not affect fees chargeable for work done, or outlays incurred, before 1st April 2003.

W. DOUGLAS CULLEN
Lord President, I.P.D.

Edinburgh
7th March 2003

SCHEDULE

(1) Provision			*(2) Old Fee £*	*(3) New Fee £*
Chapter I, Part I:				
1.	(a)		182.00	204.30
	(b)		145.50	163.30
	(bb)		40.80	45.80
2.	(a)		635.80	713.70
3.	(a)		567.80	637.30
Chapter I, Part II				
TABLE A:		1.	447.20	502.00
		2.	317.90	356.80
		3.	97.60	109.80
		4.	862.90	970.30
TABLE B:		1.	368.00	413.10
		2.	177.10	198.80
		3.	97.60	109.80
		4.	642.60	722.60
TABLE C:		1.	177.10	198.80
		2.	103.70	116.40
		3.	280.80	315.80
Chapter II, Part II				
1A.			276.40	310.30
1.	(a)		499.80	561.00
	(b)		90.90	102.00
2.			45.60	51.20
3.	(a)		54.50	61.20
	(b)		27.20	30.50
4.	(a)		227.60	255.50
	(b)		136.50	153.20
	(c)		54.50	61.20
	(d)		72.80	81.70
5.			18.10	20.30
6.	(a)		182.00	204.30
	(b)		27.20	30.50

			(1) Provision	(2) Old Fee £	(3) New Fee £
	(c)			45.60	51.20
7.				180.90	203.10
				27.20	30.50
8.	(a)	(i)		145.50	163.30
		(ii)		27.20	30.50
	(b)			24.50	27.50
	(c)			24.50	27.50
9.	(a)			90.90	102.00
	(b)			27.20	30.50
	(c)			24.50	27.50
	(d)			24.50	27.50
10.	(a)			100.10	112.40
	(b)			12.70	14.30
11.	(a)	(i)		273.00	306.40
		(ii)		182.00	204.30
		(iii)		54.50	61.20
	(b)	(i)		182.00	204.30
		(ii)		90.90	102.00
		(iii)		27.20	30.50
		(iv)		24.50	27.50
		(v)		24.50	27.50
12.	(a)	(i)		100.00	112.30
		(ii)		24.50	27.50
	(b)	(i)		54.50	61.20
		(ii)		24.50	27.50
	(c)	(i)		100.00	112.30
		(ii)		27.20	30.50
	(d)			24.50	27.50
	(e)			24.50	27.50
13.	(a)	(i)		90.90	102.00
		(ii)		36.50	41.00
		(iii)		24.50	27.50
	(b)	(i)		72.80	81.70
		(ii)		36.50	41.00

				(1) Provision	(2) Old Fee £	(3) New Fee £
		(iii)			24.50	27.50
	(c)				90.90	102.00
14.	(a)	(i)			127.60	143.20
		(ii)			54.50	61.20
	(b)	(i)			127.60	143.20
		(ii)			54.50	61.20
14A.	(a)				90.90	102.00
	(b)				24.50	27.50
15.					454.40	510.00
16.	(a)	(i)			291.10	326.80
		(ii)			527.50	592.10
	(b)				118.40	132.90
	(c)				27.20	30.50
17.	(a)				27.20	30.50
	(b)				24.50	27.50
	(c)				24.50	27.50
18.	(a)				90.90	102.00
	(b)				27.20	30.50
	(c)				24.50	27.50
	(d)				24.50	27.50
19.	(a)	(i)			273.00	306.40
		(i)	(if counsel)		154.80	173.80
		(ii)			27.20	30.50
		(iii)			24.50	27.50
		(iv)			24.50	27.50
	(b)				90.90	102.00
20.	(a)	(i)			100.00	112.30
		(ii)			82.00	92.00
	(b)				181.90	204.20
	(c)				181.90	204.20
	(d)				23.50	26.40
21.	(a)				136.50	153.20
	(b)				118.40	132.90
24.	(a)				54.50	61.20

			(1) Provision	(2) Old Fee £	(3) New Fee £
	(b)			118.40	132.90
	(c)	(i)		118.40	132.90
		(ii)		24.50	27.50
Chapter III					
1.				26.90	30.20
2.	(a)			24.50	27.50
3.				12.30	13.80
4.				18.30	20.50
5.				5.10	5.70
7.				5.10	5.70
8.				24.50	27.50
9.				5.10	5.70
10.				5.10	5.70
11.				24.50	27.50
12.	(a)			1.80	2.00
	(b)			12.30	13.80
	(c)			5.10	5.70
13.				12.30	13.80
14.	(a)			5.10	5.70
	(b)			5.10	5.70
	(c)			12.30	13.80
	(d)			12.30	13.80
15.	(a)			12.30	13.80
	(b)			12.30	13.80
	(c)			12.30	13.80
	(d)			14.80	16.60
16.	(a)			12.30	13.80
	(b)			12.30	13.80
	(c)			12.30	13.80
	(d)			12.30	13.80
	(e)			12.30	13.80
	(f)			12.30	13.80

(1) *Provision*			*(2)* *Old Fee £*	*(3)* *New Fee £*
Chapter IV, Part I				
1.			150.00	168.40
2.	(a)		8.90	10.00
	(b)		26.40	29.60
3.			26.40	29.60
Chapter IV, Part II (actions commenced before 10th June 2002)				
1.			119.80	134.50
2.	(a)		9.90	11.10
			21.80	24.50
	(b)		9.90	11.10
	(c)		31.50	35.40
3.			31.50	35.40
4.			109.00	122.40
5.			52.30	58.70
6.	(a)		47.80	53.70
	(b)		21.90	24.60
7.	(a)		47.80	53.70
	(b)		21.90	24.60
8.	(a)		65.10	73.10
	(b)		40.20	45.10
9.	(a)		52.30	58.70
	(b)		31.50	35.40
10.	(a)		31.50	35.40
	(b)		16.50	18.50
11.	(a)		65.10	73.10
		(i)	47.80	53.70
		(ii)	47.80	53.70
	(b)		109.00	122.40
12.	(a)		54.30	61.00
	(b)		48.80	54.80
	(c)		31.50	35.40
	(d)		21.90	24.60
13.	(a)	(i)	65.10	73.10
		(ii)	40.20	45.10

			(1) Provision	(2) Old Fee £	(3) New Fee £
	(b)	(i)		52.30	58.70
		(ii)		31.50	35.40
	(c)			31.50	35.40
	(d)			21.90	24.60
	(e)			30.50	34.20
	(f)			21.90	24.60
14.				21.90	24.60
15.	(a)			147.10	165.10
	(b)			31.50	35.40
16.	(a)			65.10	73.10
	(b)			65.10	73.10
	(c)			31.50	35.40
Chapter IV, Part III					
1.				100.00	112.30
2.	(a)			150.00	168.40
	(b)			150.00	168.40
	(c)			100.00	112.30
3.	(a)			10.30	11.60
				22.75	25.50
	(b)			10.30	11.60
	(c)			32.90	36.90
4.	(a)			150.00	168.40
	(b)			25.00	28.10
5.				25.00	28.10
6.				36.40	40.90
7.	(a)			80.00	89.80
	(b)			19.55	21.90
8.	(a)			43.60	48.90
	(b)			21.70	24.40
9.				14.50	16.30
10.	(a)			101.85	114.30
	(b)			43.60	48.90
	(c)			19.55	21.90
11.	(a)			101.85	114.30

			(1) Provision	(2) Old Fee £	(3) New Fee £
	(b)			43.60	48.90
	(c)			19.55	21.90
12.				100.00	112.30
13.	(a)	(i)		250.00	280.60
		(ii)		300.00	336.70
	(b)			94.60	106.20
	(c)			21.70	24.40
14.	(a)			21.75	24.40
	(b)			19.55	21.90
15.	(a)			72.70	81.60
	(b)			21.75	24.40
16.	(a)	(i)		79.90	89.70
		(ii)		65.50	73.50
	(b)			145.30	163.10
	(c)			145.30	163.10
17.	(a)	(i)		79.90	89.70
		(ii)		19.55	21.90
	(b)	(i)		43.60	48.90
		(ii)		19.55	21.90
	(c)	(i)		79.90	89.70
		(ii)		21.70	24.40
	(d)			19.55	21.90
	(e)			19.55	21.90
18.	(a)			145.40	163.20
	(b)			72.70	81.60
	(c)			21.70	24.40
19.	(a)			218.10	244.80
	(b)			21.70	24.40
	(c)			21.70	24.40
20.	(a)			109.10	122.50
	(b)			94.60	106.20
	(c)			19.55	21.90

			(1) *Provision*	(2) *Old Fee £*	(3) *New Fee £*
Chapter IV, Part III (personal injury claims only)					
1.				284.60	319.50
2.	(a)			300.00	336.70
	(b)			150.00	168.40
	(c)			150.00	168.40
3.	(a)			12.35	13.90
				27.25	30.60
	(b)			12.35	13.90
	(c)			32.85	36.90
4.	(a)			195.60	219.60
	(b)			27.15	30.50
5.				54.50	61.20
6.				45.50	51.10
7.	(a)			100.00	112.30
	(b)			12.65	14.20
8.	(a)			54.50	61.20
	(b)			27.15	30.50
9.				18.15	20.40
10.	(a)			127.35	142.90
	(b)			54.50	61.20
	(c)			27.15	30.50
11.	(a)			127.35	142.90
	(b)			54.50	61.20
	(c)			27.15	30.50
12.	(a)	(i)		400.00	449.00
		(ii)		526.95	591.50
	(b)			118.25	132.70
13.				400.00	449.00
14.	(a)			27.15	30.50
	(b)			24.45	27.40
15.	(a)			90.85	102.00
	(b)			27.15	30.50
16.	(a)	(i)		99.90	112.10
		(ii)		81.85	91.90

	(1) *Provision*		*(2)* *Old Fee £*	*(3)* *New Fee £*
	(b)		181.65	203.90
	(c)		136.40	153.10
17.	(a)	(i)	99.90	112.10
		(ii)	24.45	27.40
	(b)	(i)	99.90	112.10
		(ii)	24.45	27.40
	(c)	(i)	99.90	112.10
		(ii)	27.15	30.50
	(d)		24.45	27.40
	(e)		24.45	27.40
18.	(a)		181.75	204.00
	(b)		90.85	102.00
	(c)		27.15	30.50
19.	(a)		272.65	306.00
	(b)		154.60	173.50
	(c)		27.15	30.50
	(d)		27.15	30.50
20.	(a)		136.40	153.10
	(b)		118.25	132.70
	(c)		24.45	27.40
21.	(a)		118.25	132.70
	(b)	(i)	118.25	132.70
		(ii)	24.45	27.40

EXPLANATORY NOTE

(This note is not part of the Act of Sederunt)

This Act of Sederunt amends the Table of Fees in the Schedule to the Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment and Further Provisions) 1993 (S.I. 1993/30080) by increasing the fees payable to solicitors by about 12%. The last increase to the fees mentioned in this Act of Sederunt was in the Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment) 2002 (S.S.I. 2002/274). The Act of Sederunt (Fees of Solicitors in the Sheriff Court) (Amendment No. 3) 2002 (S.S.I. 2002/328) substituted the Table of Fees in the Schedule to that instrument for the Table of Fees in the Schedule to S.S.I. 2002/274.

This Act of Sederunt does not apply as respects fees chargeable for work done, or outlays incurred, before it comes into force.

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