by shorthand writers in the Court of Session contained in part E of Rule 357 of the Rules of Court(a) shall be subject to an increase of 25 per cent. as from 5th May, 1952.

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

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

Edinburgh.
1st May, 1952.

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## 1952 No. 1980 (S. 105)

## Act of Sederunt (Rules of Court Amendment), 1952

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|---|---|
| *Made* - - - - | *28th October,* 1952 |
| *Coming into Operation* | *28th October,* 1952 |

The Lords of Council and Session, under and by virtue of the powers conferred upon them by section 16 of the Administration of Justice (Scotland) Act, 1933(b), and of all other powers competent to them in that behalf do hereby enact as follows :—

**1.** The Rules of the Court of Session(a) shall be amended by the insertion after Rule 147 of the following :—

" 147A. *Acceleration of diet.* When a diet for trial by jury has been fixed for a date more than two calendar months after the end of the next ensuing vacation of the Court or Christmas recess as the case may be, any party to the cause may enrol a motion before the Lord Ordinary to have the diet accelerated. Such motion must be enrolled on or before a date to be announced in the Rolls of Court, being a date not later than 1st November, 1st February or 1st June in each term. The Lord Ordinary, after hearing parties if the motion is opposed, shall determine whether the motion should be granted or not, and his decision shall be final. Where such motion is granted, the party making the motion shall apply forthwith to the Keeper of the Rolls to have a new diet of trial assigned, and, subject to the exigencies of business, such diet shall be fixed for a day or days in the three weeks immediately preceding the next ensuing vacation or recess. In the event of its proving impossible to assign a new diet within this period, the diet originally fixed shall stand, the parties being at liberty to renew the motion for an accelerated diet in the following term."

**2.** This Act of Sederunt may be cited as the Act of Sederunt (Rules of Court Amendment), 1952.

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

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

Edinburgh, 28th October, 1952.

### EXPLANATORY NOTE

*(This note is not part of the Act of Sederunt but is intended to indicate the general purport thereof.)*

This Act of Sederunt amends the Rules of the Court of Session by making provision for the acceleration of the diet for trial by jury in certain cases.

(a) S.I. 1948/1691; 1948 I, p. 3778. (b) 23 & 24 Geo. 5. c. 41.