STATUTORY INSTRUMENTS

1969 No. 1702 (S.150)

COURT OF SESSION, SCOTLAND

Act of Sederunt (Rules of Court Amendment No. 3) 1969

Made - - - *25th November* 1969

Coming into Operation *26th November* 1969

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 section 16 of the Administration of Justice (Scotland) Act 1933(b) and of all other powers competent to them in that behalf, with the approval of the Treasury for the exercise of the said powers under section 2 of the Courts of Law Fees (Scotland) Act 1895(a), do hereby enact and declare as follows :—

1. The Act of Sederunt (Rules of Court Amendment No. 2) 1969(c) shall apply to procedure following upon summonses lodged prior to 1st April 1969, or upon petitions lodged prior to 1st April 1969, and to proceedings commenced prior to the said date by a Minute lodged in a process in which leave to apply to the Court has been reserved by the Court or by virtue of an Act of Parliament, and to actions commenced prior to the said date, but only in respect of anything done on or after 1st April 1969, as if such summonses, petitions, proceedings and actions had been lodged or commenced on or after 1st April 1969.

2. Section I of Rule 346 of the Rules of Court (d) shall continue to apply in respect of anything done on or after 1st April 1969 as if the Act of Sederunt (Rules of Court Amendment No. 2) 1969(c) had not been made.

3. This Act of Sederunt may be cited as the Act of Sederunt (Rules of Court Amendment No. 3) 1969, and shall come into operation on 26th November 1969.

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

J. L. Clyde,
I. P. D.

Edinburgh,
25th November 1969.

(a) 1895 c. 14.
(b) 1933 c. 41.
(c) S.I. 1969/475 (1969 I, p. 1362).
(d) S.I. 1965/321 (1965 I, p. 803).

EXPLANATORY NOTE

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

This Act of Sederunt applies the table of Fee-fund dues in the Court of Session to actions in court before 1st April 1969. It also makes provision for Fee-fund dues in the Accountant of Court's Department in respect of proceedings on or after 1st April 1969.