3. JURY TRIALS

Act of Sederunt (Sheriff Court Jury Trials) 1949

1949 No. 1897 (S. 128)

Made - - - -	11*th October*, 1949
Laid before Parliament	12*th October*, 1949
Coming into Operation	13*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**), section 40 of the Sheriff Courts (Scotland) Act 1907(**b**), as amended by the Sheriff Courts (Scotland) Act 1913(**c**), and section 34 of the Administration of Justice (Scotland) Act 1933(**d**), as read along with the Juries Act 1949(**e**), and all other powers competent to them in that behalf, do hereby, with the consent of the Treasury, enact as follows :—

1.—(1) Where jury trial has been ordered in the Sheriff Court the party moving for it shall deposit with the Sheriff Clerk not later than ten days previous to the day fixed for the trial a fee of £1.

(2) In the event of the said fee falling to be repaid by virtue of section 26 (2) of the Juries Act 1949 application for such repayment shall be made to the Sheriff Clerk.

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. Paragraph 24 of Part 2 of the Act of Sederunt dated 16th July 1929(**f**) is hereby repealed.

4. This Act of Sederunt may be cited as the Act of Sederunt (Sheriff Court Jury Trials) 1949, and shall come into operation on the 13th 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 Sheriff Court.

(**a**) 58 & 59 Vict. c. 14. (**b**) 7 Edw. 7. c. 51. (**c**) 2 & 3 Geo. 5. c. 28.
(**d**) 23 & 24 Geo. 5. c. 41. (**e**) 12 & 13 Geo. 6. c. 27.
(**f**) S.R. & O. 1929 (No. 585) p. 1308.