STATUTORY INSTRUMENTS

1981 No. 632 (S.67)

LANDS TRIBUNAL

The Lands Tribunal for Scotland (Amendment) (Fees) Rules 1981

Made - - - -	*6th April* 1981
Coming into Operation	*4th May* 1981

In exercise of the powers conferred by section 3 of the Lands Tribunal Act 1949(a) and now vested in me(b) and of all other powers enabling me in that behalf, and with the approval of the Treasury, I hereby make the following rules:—

1. These rules may be cited as the Lands Tribunal for Scotland (Amendment) (Fees) Rules 1981 and shall come into operation on 4th May 1981.

2. For the Table of Fees contained in Schedule 2 to the Lands Tribunal for Scotland Rules 1971(c) there shall be substituted the Table set out in the Schedule hereto.

Mackay of Clashfern,
Lord Advocate.

Lord Advocate's Chambers,
1st April 1981.

We approve.

John Wakeham,
Carol Mather,
Two of the Lords Commissioners of Her Majesty's Treasury.

6th April 1981.

(a) 1949 c. 42; section 3 was amended by the Conveyancing and Feudal Reform (Scotland) Act 1970 (c. 35), section 50(2), and by S.I. 1972/2002.
(b) S.I. 1972/2002. (c) S.I. 1971/218, amended by S.I. 1977/432.

SCHEDULE Rule 34

FEES

Item	Fee
Applications, etc.	
1. On an application under section 1 or 4 of the Conveyancing and Feudal Reform (Scotland) Act 1970	£10.00
2. On an application under Part III of these rules or in relation to any dispute relating to the assessment of betterment levy referred to the Tribunal under section 47 of the Land Commission Act 1967(a) or where the Tribunal is acting under a reference by consent	£6.00
3. On any other application (not being an appeal under Part IV or Part VA or a reference under Part V of these rules)	£6.00
Hearing Fees	
4. On the hearing of an application under section 1 of the Conveyancing and Feudal Reform (Scotland) Act 1970.	£30.00
5. On the hearing of an application under Part III of these rules or in relation to any dispute relating to the assessment of betterment levy referred to the Tribunal under section 47 of the Land Commission Act 1967 or where the Tribunal is acting under a reference by consent:	
(*a*) where the amount determined (in terms of a lump sum)	
(i) is nil or does not exceed £250.00	£10.00
(ii) exceeds £250.00 but does not exceed £500.00	£15.00
(iii) exceeds £500.00 but does not exceed £1,000.00	£20.00
(iv) exceeds £1,000.00	£20.00 with an addition of £10.00 in respect of every £1,000.00 or part of £1,000.00 by which the amount determined exceeds £1,000.00 but not exceeding in any case £1,000.00
(*b*) where the amount determined (in terms of rent or other annual payment)—	
(i) does not exceed £10.00 per annum	£10.00

(a) 1967 c. 1

FEES

Item	Fee
(ii) exceeds £10.00 per annum but does not exceed £25.00 per annum	£15.00
(iii) exceeds £25.00 per annum	£15.00 with an addition of £2.00 in respect of every £10.00 or part of £10.00 by which the rent etc. determined exceeds £25.00 per annum but not exceeding in any case £1,000.00
(*c*) where there is a settlement as to amount	£30.00 with an addition of £30.00 for each day the Tribunal sits beyond the first day
6. On the hearing of any other appeal or reference (not being an appeal under Part IV or Part VA or a reference under Part V of these rules) in which no fee is payable by reference to an amount determined	£30.00
Miscellaneous Fees	
7. On supplying and certifying a copy of an order or determination of the Tribunal	£1.00
8. For a copy of all or part of any document (other than a copy to which item 7 applies)—for each sheet	£0.50
9. On a case for the decision of the Court of Session – an application for appeal by way of stated case (to include drafting of case and any necessary copies)	£5.00

EXPLANATORY NOTE

(*This Note is not part of the Rules.*)

These Rules amend the Lands Tribunal for Scotland Rules 1971 by making new provision for the fees payable to the Tribunal, most of which are increased.

SI 1981/632
ISBN 0-11-016632-9

