STATUTORY INSTRUMENTS

1983 No. 1428 (S. 128)

LANDS TRIBUNAL

The Lands Tribunal for Scotland (Amendment) (Fees) Rules 1983

Made - - - -	16*th September* 1983
Coming into Operation	10*th October* 1983

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 1983 and shall come into operation on 10th October 1983.

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 of Fees set out in the Schedule to these Rules.

3.—(1) Rule 14 of, and the Schedule to, the Lands Tribunal for Scotland (Amendment) Rules 1977 (**d**) are hereby revoked.

(2) The Lands Tribunal for Scotland (Amendment) (Fees) Rules 1981 (**e**) are hereby revoked.

Mackay of Clashfern,
Lord Advocate.

Lord Advocate's Chambers,
30th August 1983.

We approve.

N. Lawson,
D. J. F. Hunt,
Two of the Lords Commissioners of
Her Majesty's Treasury.

16th September 1983.

(**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, 1981/632.
(**d**) S.I. 1977/432.
(**e**) S.I. 1981/632.

Rule 2

SCHEDULE
FEES

Item	Fee payable	Fee which was previously payable (a)
Applications, etc.		
1. On an application under section 1 or 4 of the Conveyancing and Feudal Reform (Scotland) Act 1970 (b)	£15.00	*(£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 (c) or where the Tribunal is acting under a reference by consent	£8.00	*(£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)	£8.00	*(£6.00)*
Hearing Fees		
4. On the hearing of an application under section 1 of the Conveyancing and Feudal Reform (Scotland) Act 1970	£40.00	*(£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.	£15.00	*(£10.00)*
(ii) exceeds £250.00 but does not exceed £500.00.	£20.00	*(£15.00)*
(iii) exceeds £500.00 but does not exceed £1,000.00.	£25.00	*(£20.00)*
(iv) exceeds £1,000.00	£25.00 with an addition of £15.00 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 £1,500.00	*(£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)*

(a) This column shows the fees which were previously payable under S.I. 1971/218 as amended by S.I. 1981/632. (b) 1970 c.35. (c) 1967 c.1.

FEES

Item	Fee payable	Fee which was previously payable(a)
(b) where the amount determined (in terms of rent or other annual payment)—		
(i) does not exceed £10.00 per annum	£15.00	*(£10.00)*
(ii) exceeds £10.00 per annum but does not exceed £25.00 per annum	£20.00	*(£15.00)*
(iii) exceeds £25.00 per annum	£20.00 with an addition of £3.00 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 £1,500.00	*(£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, for each day the tribunal sits	£40.00	*(£30.00)*
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	£40.00	*(£30.00)*
Miscellaneous Fees		
7. On supplying and certifying a copy of an order or determination of the Tribunal	£1.50	*(£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	£0.66	*(£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)	£10.00	*(£5.00)*

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules amend the Lands Tribunal for Scotland Rules 1971 to increase the fees payable to the Tribunal.

(a) This column shows the fees which were previously payable under S.I. 1971/218 as amended by S.I. 1981/632.

SI 1983/1428
ISBN 0-11-037428-2

