STATUTORY INSTRUMENTS

1970 No. 1764 (S.146)

SCOTTISH LAND COURT

The Scottish Land Court (Fees) Amendment Rules 1970

Made - - - 23*rd November* 1970

Coming into Operation 15*th December* 1970

The Scottish Land Court in exercise of the powers conferred upon them by section 3(12) of the Small Landholders (Scotland) Act 1911(**a**) and all other powers enabling them in that behalf with the approval of the Treasury hereby make the following rules:—

1. For the Table of Exchequer Fees contained in Schedule 3 to the Rules of the Scottish Land Court (**b**) as amended (**c**) there shall be substituted the Table set out in the Schedule hereto.

2. These rules may be cited as the Scottish Land Court (Fees) Amendment Rules 1970 and shall come into operation on 15th December 1970.

Harald R. Leslie,
C. M. S. Grant,
A. M. McClymont,
G. F. Ross,
John McVicar.

Scottish Land Court,
1 Grosvenor Crescent,
Edinburgh.
6th November 1970.

We approve,

Bernard Weatherill,
W. Clegg,
Two of the Lords Commissioners of Her Majesty's Treasury.

23rd November 1970.

SCHEDULE

TABLE OF FEES

(1) SMALL LANDHOLDERS (SCOTLAND) ACTS 1886–1931 AND CROFTERS (SCOTLAND) ACTS 1955 AND 1961

	£. s. d.
(*a*) Application for a Record of a holding or a croft:—	
Principal Application (each Applicant)	— 15 — (75p)
For each Respondent	— 3 — (15p)

(**a**) 1 & 2 Geo 5. c. 49. (**b**) S.R. & O. 1912/1750 (Rev. XII, p. 235: 1912, p.269).
(**c**) S.R. & O. 1932/439 (Rev. XII, p. 235: 1932, p. 714); S.I. 1949/144, 1957/1955 (1949 I, p. 2418; 1957 II, p. 2260); S.I. 1963/1518 (1963 III, p. 2799).

	£ s. d.
(*b*) Recording Agreements for loan by the Department of Agriculture and Fisheries for Scotland to landholders or crofters:—	
Each Agreement	— 10 — (50p)
(*c*) Other Applications:—	
Principal Application (each crave)	— 7 — (35p)
When more than one Applicant (each Applicant)	— 7 — (35p)
For each Respondent	— 3 — (15p)

(2) SHEEP STOCKS VALUATION (SCOTLAND) ACT 1937 AND HILL FARMING ACT 1946

(*a*) Valuations of sheep stocks	
Awards not exceeding £100	2 — —(£2·00)
Awards exceeding £100, £2 for the first £100 and for every additional £100 or fractional part thereof awarded ...	— 10 — (50p)
Where Application dismissed or withdrawn before valuation	3 — —(£3·00)
(*b*) Determination of questions under section 5 and section 39(*b*) Hill Farming Act 1946	
Principal Application	2 10 —(£2·50)
For each Respondent	— 10 — (50p)

(3) AGRICULTURE (SCOTLAND) ACT 1948, AGRICULTURAL HOLDINGS (SCOTLANDS) ACT 1949 AND AGRICULTURE ACT 1958

(*a*) Arbitrations as to rents	
Rental, as fixed by Court, not exceeding £50	2 10 —(£2·50)
Rental, as fixed by Court, exceeding £50 but not exceeding £100	5 — —(£5·00)
Rental, as fixed by Court, exceeding £100, £5 for first £100 and for every additional £100 or fractional part thereof ...	2 — —(£2·00)
Where Application dismissed or withdrawn before rent fixed	3 — —(£3·00)
(*b*) Claims for compensation	
Awards not exceeding £50	2 10 —(£2·50)
Awards exceeding £50 but not exceeding £100	5 — —(£5·00)
Awards exceeding £100, £5 for first £100 and for every additional £100 or fractional part thereof awarded ...	2 — —(£2·00)
Where Application dismissed or withdrawn before compensation fixed	3 — —(£3·00)
(*c*) Other Applications	
Principal Application (each crave)	2 10 —(£2·50)
When more than one Applicant (each Applicant)... ...	2 10 —(£2·50)
For each Respondent	— 10 —(50p)

(4) MISCELLANEOUS

(*a*) Appeals and Motions for Rehearing	
Each Appellant, or Motioner for Rehearing	— 10 — (50p)

	£ s. d.
(*b*) For making at the request of any party to an Application a certified copy or copies of the Principal Application, or any part of it, or any Order in it, or any original deed, writ, or document in process	
Per sheet of 250 typed or written words	— 4 — (20p)
(*c*) Applications not otherwise specified	
Principal Application (each crave)	2 10 —(£2·50)
When more than one Applicant (each Applicant) ...	2 10 —(£2·50)
For each Respondent	— 10 — (50p)

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These rules introduce a new table of fees payable in respect of applications to the Scottish Land Court.

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