SCOTTISH STATUTORY INSTRUMENTS

2026 No. 74

SHERIFF COURT

The Sheriff Court Fees Order 2026

Made - - - -	*11th February 2026*
Laid before the Scottish Parliament	*13th February 2026*
Coming into force - -	*1st April 2026*

The Scottish Ministers make the following Order in exercise of the powers conferred by section 107(1) and (2) of the Courts Reform (Scotland) Act 2014(**a**) and all other powers enabling them to do so.

Citation, commencement and effect

1.—(1) This Order may be cited as the Sheriff Court Fees Order 2026 and, subject to paragraph (2), comes into force on 1 April 2026.

(2) Article 3(1)(b) and schedule 2 take effect, and article 3(1)(a) and schedule 1 cease to have effect, on 1 April 2027.

Interpretation

2. In this Order—

"extract decree" includes any duly authenticated extract of an order made by the sheriff in respect of any licence, appointment, discharge or like matter,

"minute" means a minute in terms of rule 14.2 of the Ordinary Cause Rules,

"motion" means any written motion lodged with the sheriff clerk in any proceedings in the sheriff court,

"Ordinary Cause Rules" means the Ordinary Cause Rules 1993(**b**),

"partner" means a person to whom a person is married or with whom the person is in a civil partnership,

"pursuer" includes a defender or other party to any proceedings in the sheriff court where the pursuer is no longer a party to the proceedings,

"sheriff clerk" includes the Sheriff Clerk of Chancery, the Commissary Clerk of Edinburgh and sheriff clerk depute,

(**a**) 2014 asp 18. The definition of "relevant officer" in section 107(3) was relevantly amended by S.S.I. 2016/387.
(**b**) The Ordinary Cause Rules 1993 are in schedule 1 of the Sheriff Courts (Scotland) Act 1907 (c. 51). Schedule 1 was substituted by S.I. 1993/1956 and was last amended by S.S.I. 2025/302.

"summary cause" has the meaning assigned to it by section 35(1) of the Sheriff Courts (Scotland) Act 1971(**a**),

"writ" means any document containing written pleadings relating to proceedings in the sheriff court and includes an inventory of estate, a precept of arrestment on a liquid document of debt, a notice of intention to defend and a notice of appearance lodged in an action of multiplepoinding under rule 35.8 of the Ordinary Cause Rules.

Fees payable in sheriff courts

3.—(1) Subject to paragraph (3) and articles 4 to 14—

(a) the fees payable in a sheriff court in respect of the matters specified in column 1 of the Table of Fees in schedule 1 (table of fees payable from 1 April 2026) are the fees specified in relation to those matters in column 2 of that table, and

(b) the fees payable in a sheriff court in respect of the matters specified in column 1 of the Table of Fees in schedule 2 (table of fees payable from 1 April 2027) are the fees specified in relation to those matters in column 2 of that table.

(2) The fees payable under this Order are to be paid to the sheriff clerk or the auditor of court.

(3) The fees provided for by this Order are not payable by the Crown in the enforcement of the criminal law or in the exercise of powers or the performance of duties arising out of or relating to that enforcement.

(4) No act is required of the sheriff clerk or the auditor of court in connection with a matter specified in relation to any fee prior to—

(a) the payment of that fee, or

(b) an arrangement being entered into for payment of that fee.

Certain fees payable only once

4. The fees payable in respect of the following matters are payable on one occasion only in respect of a cause—

(a) the matters specified in paragraphs 5, 24, 25 and 28 of the Table of Fees in Part 1 of schedule 1 or 2, and

(b) the matters specified in paragraphs 4 and 5 of the Table of Fees in Part 2 of schedule 1 or 2.

Matters included in certain fees

5. The following matters include, where appropriate, issue of an extract decree—

(a) the matters specified in paragraphs 1, 5 to 8, 16 and 23 of the Table of Fees in Part 1 of schedule 1 or 2, and

(b) the matters specified in paragraphs 5 and 6 of the Table of Fees in Part 2 of schedule 1 or 2.

(**a**) 1971 c. 58. Section 35(1) was amended by S.S.I. 2007/507 and schedule 6 of the Bankruptcy and Diligence etc. (Scotland) Act 2007 (asp 3).

Fees payable in the Sheriff Personal Injury Court

6.—(1) The fees specified in the Table of Fees in Part 2 of schedule 1 or 2 apply only in relation to proceedings in the Sheriff Personal Injury Court(**a**).

(2) Paragraph (3) applies where a matter is specified both in the Table of Fees in Part 1 of schedule 1 or 2 (sheriff court) and in the Table of Fees in Part 2 of that schedule (sheriff personal injury court).

(3) The fee specified in the Table of Fees in Part 2 applies, and the corresponding fee in Part 1 is not payable in relation to proceedings in the Sheriff Personal Injury Court.

Cases in which an extra fee is payable

7.—(1) When a summary cause or simple procedure case(**b**) is remitted to the ordinary cause roll, the fees payable in paragraphs 5 and 23 of the Table of Fees in Part 1 of schedule 1 or 2 become payable in respect of the cause by the persons who would have been required to pay them if the cause had been from its commencement an ordinary cause, less the amount of any fee previously paid by the person concerned in respect of the cause.

(2) When any commissary proceedings, bankruptcy proceedings or proceedings under section 4 of the Requirements of Writing (Scotland) Act 1995(**c**) are opposed, the fees specified in paragraphs 5 and 23 of the Table of Fees in Part 1 of schedule 1 or 2 become payable in respect of the proceedings by the persons who would have been required to pay them if the proceedings had been from their commencement proceedings to which those paragraphs applied, less the amount of any fee previously paid by the person concerned in respect of the proceedings.

Exemption of certain persons from fees: legal aid

8.—(1) A fee specified by this Order is not payable by a person if—

(a) the person is in receipt of civil legal aid within the meaning of section 13(2) of the 1986 Act(**d**) in respect of the matter in the Table of Fees in Part 1 or Part 2 of schedule 1 or 2 in connection with which the fee is payable,

(b) the fee is payable in connection with a simplified divorce or dissolution of a civil partnership application and the person is in receipt of advice and assistance from a solicitor under the 1986 Act in respect of that application, or

(c) the person's solicitor is undertaking work in relation to the matter in the Table of Fees in Part 1 or Part 2 of schedule 1 or 2 in connection with which the fee is payable on the basis of any regulations made under section 36(1) of the 1986 Act providing for legal aid in a matter of special urgency.

(2) In this article, "the 1986 Act" means the Legal Aid (Scotland) Act 1986(**e**).

Exemption of certain persons from fees: social security

9.—(1) A fee specified by this Order is not payable by a person if—

(**a**) See article 2 of the All-Scotland Sheriff Court (Sheriff Personal Injury Court) Order 2015 (S.S.I. 2015/213).
(**b**) "simple procedure case" is defined in section 72(9) of the Courts Reform (Scotland) Act 2014 (asp 18).
(**c**) 1995 c. 7. Section 4 was amended by paragraph 8 of schedule 3 of the Land Registration etc. (Scotland) Act 2012 (asp 5).
(**d**) 1986 c. 47. Section 13(2) was amended by paragraph 36 of schedule 8 and schedule 9 of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c. 40).
(**e**) 1986 c. 47.

(a) the person or the person's partner is in receipt of income support under the Social Security Contributions and Benefits Act 1992(**a**),

(b) the person is in receipt of an income-based jobseeker's allowance under the Jobseekers Act 1995(**b**),

(c) the person or the person's partner is in receipt of guarantee credit under the State Pension Credit Act 2002(**c**),

(d) the person or the person's partner is in receipt of income-related employment and support allowance under the Welfare Reform Act 2007(**d**),

(e) the person is in receipt of universal credit under Part 1 of the 2012 Act(**e**),

(f) the person is in receipt of either—

(i) personal independence payment under Part 4 of the 2012 Act(**f**), or

(ii) adult disability payment within the meaning given in regulation 2 of the Disability Assistance for Working Age People (Scotland) Regulations 2022(**g**),

provided that the person's gross annual income is £26,437 or less, or

(g) the person or the person's partner has, within the period of 3 months prior to the date the specified fee would be payable but for this exemption, received financial or other assistance under the Welfare Funds (Scotland) Act 2015(**h**).

(2) In this article, "the 2012 Act" means the Welfare Reform Act 2012(**i**).

Cases where articles 8 and 9 do not apply

10. Articles 8 and 9 do not apply as regards—

(a) the fees specified in paragraphs 1 to 4 (commissary proceedings) of the Table of Fees in Part 1 of schedule 1 or 2, or

(b) the fee specified in paragraph 18 (sheriff court proceedings: petition for removal of disqualification) of the Table of Fees in Part 1 of schedule 1 or 2.

Exemption in connection with estate exempt from inheritance tax

11. Where the estate of a deceased person is exempt from inheritance tax by virtue of section 153A (death of emergency service personnel etc.), 154 (death on active service etc.) or 155A (death of constables and service personnel targeted because of their status) of the Inheritance Tax

(**a**) 1992 c. 4. Section 124, which provides for income support, was amended by paragraph 30 of schedule 2 and schedule 3 of the Jobseekers Act 1995 (c. 18), paragraph 28 of schedule 8 of the Welfare Reform and Pensions Act 1999 (c. 30), paragraph 2 of schedule 2 and schedule 3 of the State Pension Credit Act 2002 (c. 16), paragraph 42 of schedule 24 of the Civil Partnership Act 2004 (c. 33), paragraph 9 of schedule 3 and schedule 8 of the Welfare Reform Act 2007 (c. 5), section 3 of the Welfare Reform Act 2009 (c. 24), and section 58 and schedule 14 of the Welfare Reform Act 2012 (c. 5).

(**b**) 1995 c. 18. Section 1, which provides for jobseeker's allowance, was amended by paragraph 2 of schedule 7 and schedule 13 of the Welfare Reform and Pensions Act 1999 (c. 30), paragraph 118 of schedule 24 of the Civil Partnership Act 2004 (c. 33), paragraph 12 of schedule 3 of the Welfare Reform Act 2007 (c. 5), and sections 44 and 49 and schedule 14 of the Welfare Reform Act 2012 (c. 5).

(**c**) 2002 c. 16.

(**d**) 2007 c. 5. Section 1, which provides for employment and support allowance, was amended by sections 50, 52 and 54, paragraph 23 of schedule 3 and schedule 14 of the Welfare Reform Act 2012 (c. 5), and S.I. 2025/1148.

(**e**) 2012 c. 5.

(**f**) Section 77, which provides for the personal independence payment, was amended by S.I. 2021/804, S.I. 2022/335, S.I. 2024/1048 and S.I. 2025/224.

(**g**) S.S.I. 2022/54.

(**h**) 2015 asp 5.

(**i**) 2012 c. 5.

Act 1984(**a**), there will be no fee payable in respect of the inventory of that estate under paragraph 3(a), (b) or (c) (commissary proceedings) of the Table of Fees in Part 1 of schedule 1 or 2.

Exemptions relating to particular proceedings

12.—(1) The fees provided for by this Order do not apply to—

(a) any application under—

(i) section 129 of the Consumer Credit Act 1974(**b**) (time orders),

(ii) the Mental Health (Care and Treatment) (Scotland) Act 2003(**c**),

(iii) any enactment relating to registration of births, marriages or civil partnerships, or

(b) any application or appeal under the Children's Hearings (Scotland) Act 2011(**d**).

(2) Except in relation to the fee specified in paragraph 34 of the Table of Fees in Part 1 of schedule 1 or 2, the fees otherwise payable by a debtor or creditor in terms of this Order do not apply to any proceedings under the Debtors (Scotland) Act 1987(**e**) or the Debt Arrangement and Attachment (Scotland) Act 2002(**f**).

Exemptions for applicants for certain interdicts and orders

13.—(1) The fees provided for by this Order are not payable by a person applying for a specified interdict or for an exclusion order.

(2) In this article—

(a) "specified interdict" means an interdict or interim interdict that is—

(i) a matrimonial interdict within the meaning of section 14(2) of the Matrimonial Homes (Family Protection) (Scotland) Act 1981(**g**) (interdict competent where spouses live together),

(ii) a domestic interdict within the meaning of section 18A of that Act(**h**) (meaning of "domestic interdict"),

(iii) a relevant interdict under section 113(2) of the Civil Partnership Act 2004(**i**) (civil partners: competency of interdict), or

(iv) otherwise an interdict in respect of which there is an application for a power of arrest to be attached under section 1 of the Protection from Abuse (Scotland) Act 2001(**j**) (attachment of power of arrest to interdict), and

(b) "exclusion order" means an exclusion order under—

(**a**) 1984 c. 51. Sections 153A and 155A were inserted by section 75 of the Finance Act 2015 (c. 11) ("the 2015 Act"). Section 154 was amended by paragraph 99 of schedule 16 of the Armed Forces Act 2006 (c. 52) and section 75 of the 2015 Act.

(**b**) 1974 c. 39. Section 129 was amended by the Debtors (Scotland) Act 1987 (c. 18), the Consumer Credit Act 2006 (c. 14) and S.I. 2025/859.

(**c**) 2003 asp 13.

(**d**) 2011 asp 1.

(**e**) 1987 c. 18.

(**f**) 2002 asp 17.

(**g**) 1981 c. 59. Section 14 was amended by schedule 3 of the Family Law (Scotland) Act 2006 (asp 2) and by S.S.I. 2006/384.

(**h**) Section 18A was inserted by section 31 of the Family Law (Scotland) Act 2006 (asp 2).

(**i**) 2004 c. 33. Section 113 was amended by paragraph 8 of schedule 1 and schedule 3 of the Family Law (Scotland) Act 2006 and by S.S.I. 2006/384.

(**j**) 2001 asp 14. Section 1 was amended by paragraph 1 of schedule 3 of the Family Law (Scotland) Act 2006.

(i) section 4 of the Matrimonial Homes (Family Protection) (Scotland) Act 1981(**a**) (exclusion orders),

(ii) section 76 of the Children (Scotland) Act 1995(**b**) (exclusion orders etc.), or

(iii) section 104 of the Civil Partnership Act 2004 (exclusion orders).

(3) The exemption in paragraph (1) does not apply to a person applying for a principal remedy other than a specified interdict or exclusion order.

Exemption of certain motions from fees: jury trials in the Sheriff Personal Injury Court

14. The fees specified in paragraph 29 of the Table of Fees in Part 1 of schedule 1 or 2 and in paragraph 1 of the Table of Fees in Part 2 of schedule 1 or 2 are not payable in respect of motions under the following rules of the Ordinary Cause Rules—

(a) rule 36B.2(2)(b) (motion for a proof),

(b) rule 36B.2(6) (motion for approval of proposed issue),

(c) rule 36B.2(7) (motion for approval of proposed counter-issue), and

(d) rule 36B.10 (motion for application of verdict).

Revocation

15. The Sheriff Court Fees Order 2024(**c**) is revoked.

SIOBHIAN BROWN
Authorised to sign by the Scottish Ministers

St Andrew's House
Edinburgh
11th February 2026

(**a**) Section 4 was amended by section 13(5) of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1985 (c. 73). By virtue of section 18 of the Matrimonial Homes (Family Protection) (Scotland) Act 1981, section 4 applies in certain cases to cohabiting couples.

(**b**) 1995 c. 36. Section 76 was amended by S.S.I. 2003/583 and paragraph 2 of schedule 5 of the Children's Hearings (Scotland) Act 2011 (asp 1).

(**c**) S.S.I. 2024/235.

SCHEDULE 1

Article 3(1)(a)

Tables of Fees

PART 1

Sheriff Court

Payable from 1 April 2026

Column 1 *(Matters)*	*Column 2* *(Fee Payable)* *£*	*Column 3* *(Fee Formerly Payable)*(**a**) *£*
PART 1 - COMMISSARY PROCEEDINGS		
1. Petition for commissary proceedings. (Note: The fee includes issue of extract decree).	23	22
2. Sealing up repositories or the like, per hour.	40	39
3. (a) Receiving and examining inventory of estate, except where sub-paragraph (b) or (c) of this paragraph applies– (i) where the amount of the estate vested in or belonging beneficially to the deceased, of which confirmation is required, or for which resealing under the Colonial Probates Act 1892 is required does not exceed— £50,000 £250,000 (ii) where the amount of the estate exceeds £250,000, (b) receiving and examining additional or corrective inventory of estate or inventory of estate ad non executa— (i) where the amount of the estate vested in or belonging beneficially to the deceased, of which confirmation is required, or for which resealing under the Colonial Probates Act 1892 is required does not exceed— £50,000 £250,000 (ii) where the amount of the estate exceeds £250,000,	 No fee 351 705 No fee 351 705	 No fee 341 684 No fee 341 684

(**a**) Column 3 shows the fees payable by virtue of Part 1 of the schedule of S.S.I. 2024/235 immediately before the coming into force of this schedule.

(c) Receiving and examining inventory of estate where it is declared that confirmation is not required.	The fees payable are 50% of those specified in sub-paragraph (a) or (b) of this paragraph. If confirmation is subsequently required the remaining 50% of the fees specified in sub-paragraph (a) or (b) are payable	The fees payable are 50% of those specified in sub-paragraph (a) or (b) of this paragraph. If confirmation is subsequently required the remaining 50% of the fees specified in sub-paragraph (a) or (b) are payable
4. Commissary copying and extracting. (1) Issuing certificate of confirmation– (a) if ordered when lodging inventory, each certificate, (b) if ordered subsequent to lodging inventory– (i) first certificate, including search fee, (ii) each subsequent certificate. (2) Copy or duplicate information– (a) if ordered when lodging inventory, (b) if ordered subsequent to lodging inventory– (i) duplicate confirmation, including search fee, (ii) each subsequent duplicate confirmation if ordered at the same time as the duplicate confirmation in head (i). (3) Certified extract confirmation and will (if any)– (a) if ordered when lodging inventory, (b) if ordered subsequent to lodging inventory– (i) certified extract, including search fee, (ii) each subsequent certified extract if ordered at the same time as the certified extract in head (i). (4) Copy will– (a) if ordered when lodging inventory, (b) if ordered subsequent to lodging inventory– (i) copy will, including search fee, (ii) each subsequent copy will if ordered at the same time as the copy will in head (i).	 10 23 10 15 33 15 33 46 33 10 23 10	 9 22 9 14 32 14 32 45 32 9 22 9
PART II - SHERIFF COURT PROCEEDINGS		
Initial writ 5. Initial writ in any proceedings not being proceedings for which any other paragraph of this table specifies a fee. Note: Fee covers issue of extract decree.	176	171

6. European Order for payment in terms of EU Regulation 1896/2006 – application for European Order for payment.	160	155
Divorce and dissolution of civil partners 7. Initial writ in an action of divorce or dissolution of a civil partnership (other than a simplified divorce or dissolution of a civil partnership application). Note: Fee covers issue of extract decree.	191	185
Application for simplified divorce and simplified dissolution of civil partnership 8. Any application (inclusive of all procedures other than those specified at paragraph 9 and 38). Note: Fee covers issue of extract decree.	156	151
9. Subsequent application upon change of circumstances by party.	40	39
Summary warrant 10. Application for summary warrant.	93	90
Bankruptcy and insolvency 11. Petition for sequestration of estates or petition for recall of award of sequestration.	143	139
12. Miscellaneous applications, including appeals under the Bankruptcy (Scotland) Act 1985 or the Bankruptcy (Scotland) Act 2016.	74	72
13. Lodging of notice of appointment or intention to appoint an administrator out of court under the Insolvency Act 1986 or filing documents with the court to obtain a moratorium under section A3 of Part A1 of that Act.	176	171
Declarator and petitions for completion of title for the Sheriff of Chancery 14. Application for declarator and petition for completion of title to the Sheriff of Chancery.	292	283
15. Issue of chancery extract.	135	131
Summary cause/simple procedure 16. Summons for summary cause or claim form for simple procedure case. (Note: includes European small claim procedure and fee covers issue of extract decree or issue of decision)— (a) actions for payment of money of £300 or less (or 250 euros for European small claims), (b) other actions, (c) on the marking of an appeal or the sending of an appeal form to the sheriff court.	 23 127 74	 22 123 72
Criminal procedure 17. Summary complaint raising a private prosecution.	47	46

Road Traffic Offenders Act 1988 18. Petition for removal of disqualification.	114	111
Miscellaneous 19. Applications under section 4 of the Requirements of Writing (Scotland) Act 1995.	23	22
20. Caveat.	60	58
21. Any proceedings under section 12 or 18 of the Civil Jurisdiction and Judgments Act 1982.	33	32
22. Note in a liquidation or judicial factory.	47	46
Defender's responses 23. First writ, reponing note, application for recall of decree or attendance to state a defence or oppose an interim order (fee payable by each defender or compearer) (Note: fee covers issue of extract decree)— (a) in proceedings to which paragraph 5 of this table applies, (b) in an action of divorce or dissolution of a civil partnership (other than a simplified divorce or dissolution of civil partnership).	 160 191	 155 185
Civil court procedure ***Payable by pursuer*** 24. Lodging of a certified copy record under the Ordinary Cause Rules. (Note: Fee payable only once in respect of a cause).	158	153
25. Lodging of a certified closed record under the additional procedure of the Ordinary Cause Rules.	158	153
26. Fixing, allocating or assigning of a proof, a debate or a hearing in a summary or miscellaneous application on the merits of the cause.	68	66
27. For each day or part thereof of proof, debate or hearing in a summary or miscellaneous application on the merits of the cause. (Note: Not payable if the proof, debate or hearing does not proceed on that day).	291	282
28. Initial lodging of affidavits in a family action where proof by affidavit evidence has been allowed.	82	80
Payable by any party (including pursuer)		
29. Lodging of a written motion or minute and the lodging of any written opposition to any such motion or minute. (Note: Where a minute is accompanied by a relevant written motion no fee is payable in respect of lodging the motion).	67	65

30. Marking an appeal to the sheriff principal in any proceedings (other than as provided for in paragraph 16(c) of this table).	143	139
Sheriff court books 31. Recording protest of a bill or promissory note. (Note: Extracts to be charged as in paragraph 36 of this table).	33	32
32. Preservation of deeds, each deed. (Note: This includes recording and engrossing. If extracts are required, a separate fee is to be charged as in paragraph 36 of this table).	15	14
Miscellaneous office procedures 33. Lodging each set of plans or other Parliamentary deposit.	92	89
34. Inspection of report of auction and the auditor of court's report.	23	22
35. Search and report service as instructed by a trade protection society, licensed credit reference agency or trade publication of protests of relevant court records as appropriately included in the Ordinary Cause Rules, with the fees payable in advance weekly for 12 months.	442	429
36. Recording, engrossing, extracting, printing or copying of all documents, except as provided for at paragraph 4 of this table (exclusive of search fee)— (a) by photocopying or otherwise producing a printed or typed copy— (i) up to 10 pages, (ii) each page or part thereof in excess of 10 pages, (iii) for a copy of each document in electronic form. (Note: Recording in Sheriff Court Register of Deeds to be charged as in paragraph 31).	 9 0.5 9	 8 0.5 8
37. Any search of records or archives, except as provided for at paragraph 4 of this table, per 30 minutes or part thereof. In addition, correspondence fee where applicable.	15 15	14 14
38. Citation of, or intimation to, any person or persons by sheriff officer as instructed by the sheriff clerk.	15 plus sheriff officer's fee	14 plus sheriff officer's fee
PART III — AUDITOR OF COURT 39. Taxing accounts of expenses incurred in judicial proceedings remitted to the auditor of court for taxation— (a) lodging account for taxation, (b) taxing accounts of expenses etc.— (i) up to £400,	 61 26	 59 25

(ii) for every additional £100 or part thereof. (Note: Fee to be determined by auditor of court on amount of account as submitted.)	6	6
(c) cancellation of diet of taxation—		
(i) where written notice of cancellation received from receiving party after 4.00pm on the fourth working day before the day of diet of taxation,	50% of fee that would have been payable under sub-paragraph (b) of this paragraph	50% of fee that would have been payable under sub-paragraph (b) of this paragraph
(ii) where written notice of cancellation received from receiving party after 4.00pm on the second working day before the day of the diet of taxation.	75% of fee that would have been payable under sub-paragraph (b) of this paragraph	75% of fee that would have been payable under sub-paragraph (b) of this paragraph

PART 2

Sheriff Personal Injury Court

Payable from 1 April 2026

Column 1 *(Matters)*	*Column 2* *(Fee payable)* *£*	*Column 3* *(Fee Formerly Payable)*(**a**) *£*
1. Lodging of a written motion or minute and the lodging of any written opposition to any such motion or minute. (NOTE: Where a minute is accompanied by a relevant written motion no fee is payable in respect of lodging the motion.)	68	66
2. Fixing, allocating or assigning of a proof or trial, a debate or a hearing on the merits of the cause.	74	72
3. Hearing fee: per 30 minutes or part thereof.	101	98
4. Lodging a certified copy closed record. (Note: Fee payable only once in respect of a cause).	135	131
5. Initial writ. (Note: Fee covers issue of extract decree).	273	265
6. Lodging defences (fee payable by each defender or compearer). (Note: Fee covers issue of extract decree).	273	265
7. Citation of a civil jury. (Note: Includes outlays incurred in citing and countermanding, and is payable on the lodging of a proposed issue for jury trial.)	381	370

(**a**) Column 3 shows the fees payable by virtue of Part 2 of the schedule of S.S.I. 2024/235 immediately before the coming into force of this schedule.

8. Certified copy of a document.	23	22

SCHEDULE 2

Article 3(1)(b)

Tables of Fees

PART 1

Sheriff Court

Payable from 1 April 2027

Column 1 *(Matters)*	*Column 2* *(Fee Payable)* *£*	*Column 3* *(Fee Formerly Payable)*(**a**) *£*
PART 1 - COMMISSARY PROCEEDINGS		
1. Petition for commissary proceedings (Note: The fee includes issue of extract decree)	23	23
2. Sealing up repositories or the like, per hour.	42	40
3. (a) Receiving and examining inventory of estate, except where sub-paragraph (b) or (c) of this paragraph applies— (i) where the amount of the estate vested in or belonging beneficially to the deceased, of which confirmation is required, or for which resealing under the Colonial Probates Act 1892 is required does not exceed— £50,000 £250,000 (ii) where the amount of the estate exceeds £250,000. (b) receiving and examining additional or corrective inventory of estate ad non executa— (i) where the amount of the estate vested in or belonging beneficially to the deceased, of which confirmation is required, or for which resealing under the Colonial Probates Act 1892 is required does not exceed— £50,000 £250,000 (ii) where the amount of the estate exceeds £250,000,	 No fee 362 726 No fee 362 726	 No fee 351 705 No fee 351 705

(**a**) Column 3 shows the fees which were payable by virtue of Part 1 of schedule 1 of this Order immediately before the coming into force of this schedule.

(c) Receiving and examining inventory of estate where it is declared that confirmation is not required.	The fees payable are 50% of those specified in sub-paragraph (a) or (b) of this paragraph. If confirmation is subsequently required the remaining 50% of the fees specified in sub-paragraph (a) or (b) are payable	The fees payable are 50% of those specified in sub-paragraph (a) or (b) of this paragraph. If confirmation is subsequently required the remaining 50% of the fees specified in sub-paragraph (a) or (b) are payable
4. Commissary copying and extracting. (1) Issuing certificate of confirmation— (a) if ordered when lodging inventory, each certificate, (b) if ordered subsequent to lodging inventory— (i) first certificate, including search fee, (ii) each subsequent certificate. (2) Copy or duplicate information— (a) if ordered when lodging inventory, (b) if ordered subsequent to lodging inventory— (i) duplicate confirmation, including search fee, (ii) each subsequent duplicate confirmation if ordered at the same time as the duplicate confirmation in head (i). (3) Certified extract confirmation and will (if any)— (a) if ordered when lodging inventory, (b) if ordered subsequent to lodging inventory— (i) certified extract, including search fee, (ii) each subsequent certified extract if ordered at the same time as the certified extract in head (i). (4) Copy will— (a) if ordered when lodging inventory, (b) if ordered subsequent to lodging inventory— (i) copy will, including search fee, (ii) each subsequent copy will if ordered at the same time as the copy will in head (i).	 10 23 10 15 34 15 34 48 34 10 23 10	 10 23 10 15 33 15 33 46 33 10 23 10
PART II - SHERIFF COURT PROCEEDINGS		
Initial writ 5. Initial writ in any proceedings not being proceedings for which any other paragraph of this table specifies a fee. Note: Fee covers issue of extract decree.	182	176

6. European Order for payment in terms of EU Regulation 1896/2006 – application for European Order for payment.	165	160
Divorce and dissolution of civil partnership 7. Initial writ in an action of divorce or dissolution of a civil partnership (other than a simplified divorce or dissolution of a civil partnership application). Note: Fee covers issue of extract decree.	196	191
Application for simplified divorce and simplified dissolution of civil partnership 8. Any application (inclusive of all procedures other than those specified at paragraph 9 and 38). Note: Fee covers issue of extract decree.	160	156
9. Subsequent application upon change of circumstances by party.	42	40
Summary warrant 10. Application for summary warrant.	96	93
Bankruptcy and insolvency 11. Petition for sequestration of estates or petition for recall of award of sequestration.	148	143
12. Miscellaneous applications, including appeals under the Bankruptcy (Scotland) Act 1985 or the Bankruptcy (Scotland) Act 2016.	77	74
13. Lodging of notice of appointment or intention to appoint an administrator out of court under the Insolvency Act 1986 or filing documents with the court to obtain a moratorium under section A3 of Part A1 of that Act.	182	176
Declarator and petitions for completion of title for the Sheriff of Chancery 14. Application for declarator and petition for completion of title to the Sheriff of Chancery.	300	292
15. Issue of chancery extract.	139	135
Summary cause/simple procedure 16. Summons for summary cause or claim form for simple procedure case.(Note: includes European small claim procedure and fee covers issue of extract decree or issue of decision)— (a) actions for payment of money of £300 or less (or 250 euros for European small claims), (b) other actions, (c) on the marking of an appeal or the sending of an appeal form to the sheriff court.	 23 131 77	 23 127 74
Criminal procedure 17. Summary complaint raising a private prosecution.	49	47

Road Traffic Offenders Act 1988 18. Petition for removal of disqualification.	118	114
Miscellaneous 19. Applications under section 4 of the Requirements of Writing (Scotland) Act 1995.	23	23
20. Caveat.	62	60
21. Any proceedings under section 12 or 18 of the Civil Jurisdiction and Judgments Act 1982.	34	33
22. Note in a liquidation or judicial factory.	49	47
Defender's responses 23. First writ, reponing note, application for recall of decree or attendance to state a defence or oppose an interim order (fee payable by each defender or compearer) (Note: Fee covers issue of extract decree)— (a) in proceedings to which paragraph 5 of this table applies, (b) in an action of divorce or dissolution of a civil partnership (other than a simplified divorce or dissolution of civil partnership).	 165 196	 160 191
Civil court procedure ***Payable by pursuer*** 24. Lodging of a certified copy record under the Ordinary Cause Rules. (Note: Fee payable only once in respect of a cause).	162	158
25. Lodging of a certified closed record under the additional procedure of the Ordinary Cause Rules.	162	158
26. Fixing, allocating or assigning of a proof, a debate or a hearing in a summary or miscellaneous application on the merits of the cause.	70	68
27. For each day or part thereof of proof, debate or hearing in a summary or miscellaneous application on the merits of the cause. (Note: Not payable if the proof, debate or hearing does not proceed on that day).	299	291
28. Initial lodging of affidavits in a family action where proof by affidavit evidence has been allowed.	85	82
Payable by any party (including pursuer)		
29. Lodging of a written motion or minute and the lodging of any written opposition to any such motion or minute. (Note: Where a minute is accompanied by a relevant written motion no fee is payable in respect of lodging the motion).	69	67

30. Marking an appeal to the sheriff principal in any proceedings (other than as provided for in paragraph16(c) of this table).	148	143
Sheriff court books 31. Recording protest of a bill or promissory note. (Note: Extracts to be charged as in paragraph 36 of this table).	34	33
32. Preservation of deeds, each deed. (Note: This includes recording and engrossing. If extracts are required, a separate fee is to be charged as in paragraph 36 of this table).	15	15
Miscellaneous office procedures 33. Lodging each set of plans or other Parliamentary deposit.	95	92
34. Inspection of report of auction and the auditor of court's report.	23	23
35. Search and report service as instructed by a trade protection society, licensed credit reference agency or trade publication of protests of relevant court records as appropriately included in the Ordinary Cause Rules, with the fees payable in advance weekly for 12 months.	455	442
36. Recording, engrossing, extracting, printing or copying of all documents, except as provided for at paragraph 4 of this table (exclusive of search fee)— (a) by photocopying or otherwise producing a printed or typed copy— (i) up to 10 pages, (ii) each page or part thereof in excess of 10 pages, (iii) for a copy of each document in electronic form. (Note: Recording in Sheriff Court Register of Deeds to be charged as in paragraph 31).	 9 1 9	 9 0.5 9
37. Any search of records or archives, except as provided for at paragraph 4 of this table, per 30 minutes or part thereof. In addition, correspondence fee where applicable.	15 15	15 15
38. Citation of, or intimation to, any person or persons by sheriff officer as instructed by the sheriff clerk.	15 plus sheriff officer's fee	15 plus sheriff officer's fee
PART III - AUDITOR OF COURT		
39. Taxing accounts of expenses incurred in judicial proceedings remitted to the auditor of court for taxation— (a) lodging account for taxation, (b) taxing accounts of expenses etc.— (i) up to £400,	 63 27	 61 26

(ii) for every additional £100 or part thereof. (Note: Fee to be determined by auditor of court on amount of account as submitted). (c) cancellation of diet of taxation— (i) where written notice of cancellation received from receiving party after 4.00pm on the fourth working day before the day of diet of taxation, (ii) where written notice of cancellation received from receiving party after 4.00pm on the second working day before the day of the diet of taxation.	6 50% of fee that would have been payable under sub-paragraph (b) of this paragraph 75% of fee that would have been payable under sub-paragraph (b) of this paragraph	6 50% of fee that would have been payable under sub-paragraph (b) of this paragraph 75% of fee that would have been payable under sub-paragraph (b) of this paragraph

PART 2

Sheriff Personal Injury Court

Payable from 1 April 2027

Column 1 *(Matters)*	*Column 2* *(Fee Payable)* *£*	*Column 3* *(Fee Formerly Payable)*(**a**) *£*
1. Lodging of a written motion or minute and the lodging of any written opposition to any such motion or minute. (NOTE: Where a minute is accompanied by a relevant written motion no fee is payable in respect of lodging the motion.)	70	68
2. Fixing, allocating or assigning of a proof or trial, a debate or a hearing on the merits of the cause.	77	74
3. Hearing fee: per 30 minutes or part thereof.	104	101
4. Lodging a certified copy closed record. (Note: Fee payable only once in respect of a cause).	139	135
5. Initial writ. (Note: Fee covers issue of extract decree).	281	273
6. Lodging defences (fee payable by each defender or compearer). (Note: Fee covers issue of extract decree).	281	273
7. Citation of a civil jury. (Note: Includes outlays incurred in citing and countermanding, and is payable on the lodging of a proposed issue for jury trial).	393	381

(**a**) Column 3 shows the fees which were payable by virtue of Part 2 of schedule 1 of this Order immediately before the coming into force of this schedule.

8. Certified copy of a document.	23	23

EXPLANATORY NOTE

(This note is not part of the Order)

This Order makes provision for the fees payable in the sheriff court, to the sheriff clerk or the auditor of court (as appropriate).

Article 3 and schedules 1 and 2 specify fee levels payable in a sheriff court in respect of certain matters—

- the fee levels for the period from 1 April 2026 until 31 March 2027 are given effect by the Tables of Fees in schedule 1,
- the fee levels from 1 April 2027 onwards are given effect by the Tables of Fees in schedule 2.

Article 3(3) provides that fees are not to be payable by the Crown in the enforcement of the criminal law or in the exercise of powers or the performance of duties arising out of or relating to that enforcement.

Article 3(4) provides that the relevant office holders are not required to do any act in connection with the matter specified in relation to that fee without either prior payment of the fee or entering into an arrangement for payment of the fee.

Article 4 provides that certain fees are payable only once.

Article 5 provides for matters (extract decrees or registration or renewals of registration) included in certain fees.

Article 6 provides for fees payable in the Sheriff Personal Injury Court.

Article 7 provides for cases in which an extra fee is payable.

Articles 8 and 9 provide exemptions concerned with legal aid and social security for certain persons.

Article 10 provides that these fee exemptions do not apply in certain cases.

Article 11 provides for exemption in connection with estates exempt from inheritance tax.

Articles 12 and 13 provide for exemptions relating to particular proceedings.

Article 14 provides for certain motions in the Sheriff Personal Injury Court to be exempted from fees.

Article 15 revokes the Sheriff Court Fees Order 2024.

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