

2012 No. 7

SHERIFF COURT

Act of Sederunt (Fees of Sheriff Officers) (Amendment) 2012

Made - - - - *17th January 2012*

Laid before the Scottish Parliament *19th January 2012*

Coming into force - - *22nd January 2012*

The Lords of Council and Session, under and by virtue of the powers conferred upon them by section 40(1) of the Sheriff Courts (Scotland) Act 1907(a), section 6 of the Execution of Diligence (Scotland) Act 1926(b) and of all other powers enabling them in that behalf, do hereby enact and declare:

Citation and commencement

1.—(1) This Act of Sederunt may be cited as the Act of Sederunt (Fees of Sheriff Officers) (Amendment) 2012 and comes into force on 22nd January 2012.

(2) A certified copy of this Act of Sederunt is to be inserted in the Books of Sederunt.

Amendment of fees

2.—(1) The Act of Sederunt (Fees of Sheriff Officers (No. 2) 2011(c) is amended in accordance with the following subparagraphs.

(2) For paragraph 2(2) substitute —

“(2) For General Regulation 3 substitute—

“**3.** Where the service or intimation of a document or inhibition is executed in a remote rural area the fees specified in the Table of Fees at Item 1(a)(i), 2(a)(i) and 2(b)(i) shall be surcharged by the levying of an additional fee of 30 per cent of the fee specified in the Table of Fees.””.

(3) After paragraph 2(3) insert—

“(3A) In General Regulation 9 for “2, 4A(b), 5(c), 6(b)(i) and (ii), 7(b), 8(b), 9(b), 10(b), 11(b)” substitute “3, 6(b), 7(c) and (d), 8(b), 9(b), 10(b), 11(b), 12(b)””.

(a) 1907 c.51. Section 40 was amended by the Sheriff Courts (Scotland) Act 1913 c.28, Schedule 1; the Secretaries of State Act 1926 c.18, section 1(3); the Administration of Justice (Scotland) Act 1933 c.41, Schedule; the Divorce Jurisdiction, Court Fees and Legal Aid (Scotland) Act 1983 c.12, Schedule 1, paragraph 7 and Schedule 2; and by S.S.I. 2011/396, article 3.

(b) 1926 c.16.

(c) S.S.I. 2011/432.

(4) For paragraph 2(4) substitute —

“(4) In General Regulation 15, after the definition of “postal service” insert—

““remote rural area” means an area classified as such in the Scottish Government’s Urban/Rural Classification 2009-2010.”.”(a)

A.C. HAMILTON
Lord President
I.P.D.

Edinburgh
17th January 2012

(a) The Scottish Government Urban/Rural Classification 2009/2010 was published by the Office of the Chief Statistician, August 2010.

EXPLANATORY NOTE

(This note is not part of the Act of Sederunt)

This Act of Sederunt amends Act of Sederunt (Fees of Sheriff Officers) (No. 2) 2011 as it contained some errors.

© Crown Copyright 2012

Printed in the UK by The Stationery Office Limited under the authority and superintendence of Carol Tullo, the Queen's Printer for Scotland.

SCOTTISH STATUTORY INSTRUMENTS

2012 No. 7

SHERIFF COURT

Act of Sederunt (Fees of Sheriff Officers) (Amendment) 2012

£4.00

S5371 01/2012 315371T 19585

ISBN 978-0-11-101585-8



9 780111 015858