

CIVIL LITIGATION (EXPENSES AND GROUP PROCEEDINGS) (SCOTLAND) ACT 2018

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Schedule – Auditor of the Court of Session: Modification of Enactments

53. The schedule is introduced by section 14(7). Paragraphs 1 and 3 repeal the existing legislative provision for the office of the Auditor of Court of Session, namely the Court of Session Act 1821 and certain sections of the Administration of Justice (Scotland) Act 1933.
54. [Paragraph 2](#) amends section 3 of the Court of Law Fees (Scotland) Act 1895 so that provision for taxation of accounts in criminal proceedings includes appropriate provision for criminal proceedings in the Sheriff Appeal Court.
55. [Paragraphs 4 and 6](#) add the auditor of the Sheriff Appeal Court to lists of auditors and other legal figures authorised to make complaints to the Scottish Solicitors' Discipline Tribunal and Scottish Legal Complaints Commission respectively.
56. [Paragraph 5](#) repeals section 36(4) of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 which is a redundant amendment to the Legal Aid (Scotland) Act 1986 that has never been brought into force. The Scottish Government does not propose to commence section 36(4) referred to and therefore it should be repealed.