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SCOTTISH STATUTORY INSTRUMENTS

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**2008 No. 123**

**Act of Sederunt (Rules of the Court of Session  
Amendment No. 4) (Miscellaneous) 2008**

**Lodging of account of expenses**

2.—(1) In rule 42.1 of the Rules (remit to the auditor), for paragraph (2)(1) substitute—

“(2) Any party found entitled to expenses shall—

- (a) lodge an account of expenses in process not later than four months after the final interlocutor in which a finding in respect of expenses is made;
- (b) if he has failed to comply with sub paragraph (a), lodge such account at any time with leave of the court but subject to such conditions (if any) as the court thinks fit to impose; and
- (c) on lodging an account under sub paragraph (a) or (b), intimate a copy of it forthwith to the party found liable to pay those expenses.”.

(2) But rule 42.1(2)(b) of the Rules as it applied immediately before 1st April 2008 continues to have effect in relation to any account lodged before that date.