

POLICY NOTE

THE SHERIFF COURT FEES AMENDMENT ORDER 2022

SSI 2022/214

The above instrument is made in exercise of the powers conferred by section 107(1) and (2) of the Courts Reform (Scotland) Act 2014. The instrument is subject to the negative procedure.

The Sheriff Court Fees Amendment Order 2022 corrects errors in the Sheriff Court Fees Order 2022 (SSI 2022/181).

Policy Objectives

A small number of errors were discovered in the Sheriff Court Fees Order 2022. In particular, an error was found in one of the fee narratives which would result in some court users bringing a low value claim being charged a fee considerably higher than it should be. The policy objective is to correct this error.

The opportunity has been taken to correct other minor errors in fee values.

Consultation

Discussions have taken place with the Scottish Courts and Tribunals Service concerning these errors.

Impact Assessments

An Equality Impact Assessment has been undertaken for the Sheriff Court Fees Order 2022. This has been published at <https://www.gov.scot/publications/scottish-court-fees-2022-2025-court-session-high-court-justiciary-sheriff-appeal-court-sheriff-courts-including-sheriff-personal-injury-court-justice-peace-courts-office-public-guardian-equality-impact-assessment/>. It is not considered necessary to undertake a separate EQIA for this instrument.

Financial Effects

A Business and Regulatory Impact Assessment (BRIA) has been completed for the Sheriff Court Fees Order 2022. This has been published at: <https://www.gov.scot/publications/scottish-court-fees-2022-2025-court-session-high-court-justiciary-sheriff-appeal-court-sheriff-courts-including-sheriff-personal-injury-court-justice-peace-courts-office-public-guardian-business-regulatory-impact-assessment/>. It is not considered necessary to undertake a separate BRIA for this instrument.

Scottish Government
Justice Directorate

21 June 2022