Sheriff Courts (Scotland) Act 1907 (c. 51)
first schedule – ORDINARY CAUSE RULES 1993
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S C H E D U L E S

^{F1}FIRST SCHEDULE

ORDINARY CAUSE RULES 1993

Textual Amendments

F1   Sch. 1 (with appendices 1 and 2) substituted (1.1.1994) for Sch. 1 (with appendix) by S.I. 1993/1956, para. 2, **Sch.1**.
Sch. 1 (except rule 29.10) excluded (1.4.1997) by S.I. 1997/291, **rule 3.24**, Sch. 3
Sch. 1 extended (14.2.2000) by S.I. 2000/124, **reg. 30(5)**

[^{F1}SPECIAL PROVISIONS IN RELATION TO PARTICULAR CAUSES]

CHAPTER 33

FAMILY ACTIONS

PART XII

VARIATION OF COURT OF SESSION DECREES

Defended actions

33.85. (1) Where a notice of intention to defend has been lodged and no request is made under rule 33.87 (remit of applications to Court of Session), the pursuer shall within 14 days after the date of the lodging of a notice of intention to defend or within such other period as the sheriff may order, lodge in process the following documents (or copies) from the process in the cause in the Court of Session in which the original order was made:—

(a)   the pleadings;

(b)   the interlocutor sheets;

(c)   any opinion of the court; and

(d)   any productions on which he seeks to found.

(2) The sheriff may, on the joint motion of parties made at any time after the lodging of the documents mentioned in paragraph (1)—

(a)   dispense with proof;

(b)   whether defences have been lodged or not, hear the parties; and

(c)   thereafter, grant decree or otherwise dispose of the cause as he thinks fit.

Status:

Point in time view as at 02/10/2000.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Sheriff Courts (Scotland) Act 1907. Any changes that have already been made by the team appear in the content and are referenced with annotations.