Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Act of Sederunt (Summary Applications, Statutory Applications and Appeals etc. Rules) 1999. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULE 1

Rule 1.2(3)

FORMS

FORM 1

Rule 2.4(1)

Form of initial writ

SUMMARY APPLICATION UNDER (title & section of statute or statutory instrument)

INITIAL WRIT

SHERIFFDOM OF (insert name of sheriffdom)

AT (insert place of sheriff court)

[A.B.] (design and state any special capacity in which the pursuer is suing) Pursuer

against

[C.D.] (design and state any special capacity in which the defender is being sued) Defender

The Pursuer craves the court (here state the specific decree, warrant or order sought)

CONDESCENDENCE

(State in numbered paragraphs the facts which form the ground of action)

PLEAS-IN-LAW

(State in numbered sentences)

Signed
[A.B.], Pursuer
or [X.Y.], solicitor for the Pursuer
(state designation and business address)

FORM 2

Rule 2.7(4)(a)

Form of warrant of citation

(Insert place and date). Grants warrant to cite the defender (insert name and address) by serving upon him [or her] a copy of the writ and warrant [on a period of notice of (insert period of notice) days], [and ordains him [or her] to answer within the Sheriff Court House (insert place of sheriff court) [in Room No. , or in Chambers, or otherwise, as the case may be], on the day of at o'clock noon] [or otherwise, as the case may be] [and grants warrant to arrest on the dependence].

Signed

Sheriff [or sheriff clerk]

FORM 3

Rule 2.7(4)(b)

Form of citation for summary application

CITATION FOR SUMMARY APPLICATION

SHERIFFDOM OF (insert name of sheriffdom)

AT (insert place of sheriff court)

[A.B.], (insert designation and address) Pursuer

against

[C.D.], (insert designation and address) Defender

Court ref. no.

(Insert place and date). You [C.D.] are hereby served with this copy writ and warrant, and are required to answer it.

IF YOU ARE UNCERTAIN AS TO WHAT ACTION TO TAKE you should consult a solicitor. You may be eligible for legal aid depending on your income, and you can get information about legal aid from a solicitor. You may also obtain advice from any Citizens' Advice Bureau or other advice agency.

PLEASE NOTE THAT IF YOU DO NOTHING IN ANSWER TO THIS DOCUMENT the court may regard you as admitting the claim made against you and the pursuer may obtain decree against you in your absence.

Signed

[P.Q.], Sheriff Officer,

or [X.Y.] (add designation and business address)

Solicitor for the Pursuer

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FORM 4

Rule 2.7(5)

Form of warrant of citation where time to pay direction may be applied for

(Insert place and date). Grants warrant to cite the defender (insert name and address) by serving a copy of the writ and warrant, together with Form 5, [on a period of notice of (insert period of notice) days] and ordains him [or her] if he [or she]—

- (a) intends to defend the action or make any claim [to answer within the Sheriff Court House (insert place and address of sheriff court) [in Room No., or in Chambers, or otherwise, as the case may be], on the day of at o'clock noon] [or otherwise, as the case may be]; or
- (b) admits the claim and intends to apply for a time to pay direction (and where appropriate apply for recall or restriction of an arrestment) [either to appear at that diet and make such application or] to lodge the appropriate part of Form 5 duly completed with the sheriff clerk at (insert place of sheriff court) at least seven days before [the diet or the expiry of the period of notice or otherwise, as the case may be] [and grants warrant to arrest on the dependence].

Signed Sheriff [or sheriff clerk]

[DATE OF FIRST HEARING]

FEXPIRY OF PERIOD OF

NOTICE]

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	FOR	M 5	Rule 2.7(6) and 2.22(2)(b)
Form of notice to be so where time to		nder in summa n may be applie	
ACTION IN	SUMMARY	APPLICATION	NBY
	-		
PU	RSUER	DEF	ENDER
A	ΛT	SHERIFF C	COURT
	(including ad	dress)	

THIS SECTION MUST BE COMPLETED BY THE PURSUER BEFORE SERVICE

The Debtors (Scotland) Act 1987 gives you the right to apply to the court for a "time to pay direction" which is an order permitting you to pay any sum of money you are ordered to pay to the pursuer (which may include interest and court expenses) either by way of instalments or deferred lump sum. A deferred lump sum means that you must pay all the amount at one time within a period specified by the court.

When making a time to pay direction the court may recall or restrict an arrestment made on your property by the pursuer in connection with the action or debt (for example your bank account may have been frozen).

HOW TO APPLY FOR A TIME TO PAY DIRECTION WHERE YOU ADMIT THE CLAIM AND YOU DO NOT WANT TO DEFEND THE ACTION.

What must I do?

COURT REF. NO

You must complete box 1 of Section A below giving details of the offer you are making to pay the claim and details of your income and outgoings. You must sign your name against the word "signature" in box 1 below. If you wish to apply to have an arrestment recalled or restricted you should also sign box 2 below.

After completing the form it should be returned to the Sheriff Court at least seven days before the date of the first hearing or expiry of the period of notice or otherwise, as the case may be, in the warrant of citation. The address of the court is shown in Section B below.

You should retain the copy initial writ and any other pages that have been served on you as you may need them at a later stage.

For further information or in the event of any difficulty you may contact the local sheriff clerk's office, any solicitor, Citizen's Advice Bureau or other advice agency.

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What happens if my offer to pay is accepted?

If your application for time to pay is accepted by the pursuer, the court will make an order for payment against you. A copy of the order (called an extract decree) will be served on you by the pursuer's solicitor telling you when instalment payments should start or deferred payment is to be made.

What happens if my offer to pay is rejected?

If your application for time to pay is objected to by the pursuer, the Sheriff Clerk will advise you in writing.

You may attend the first hearing and give reasons to the sheriff why your application for time to pay should be granted. You will be expected to address the Sheriff directly, giving reasons why your application should be granted. Before coming to court you should prepare what you are going to say. You should bring any papers that you will be referring to with you.

If you do not attend, your application will still be considered by the Sheriff.

You will find the first hearing date in the warrant of citation attached to the initial writ.

SECTION A						
		ADMIT	THE CLAIM AND APP	LY FOR	TIME TO PAY	
BOX 1	APP	LICATI(ON IN WRITING FOR A	TIME 1	TO PAY DIREC	TION
		UNI	DER THE DEBTORS (SC	OTLAN	D) ACT 1987	
		(payment by instalments or	deferred	lump sum)	
Му		fort-	Му		fort-	My capital assets
outgoings	weekly	nightly	monthly income	weekly	nightly monthly	are:-
are			is			
Rent/Mortgage	£		Wage/Pensions	£		Value of house -
Heating	£		Social Security	£		(minus mortgage)
Food	£		Other (specify)	£		Amount in Bank
HP	£			£		Amount in Building
Other (specify)	£			£		Society
	£			£		Shares
	£			£		Other (specify)
Total	£		Total	£		
			if necessary attach a	separate	sheet	
DEPENDEN	VTS -	CHILD	REN - How Many	Oth	ners - How Many	
I am a defer	nder in th	e action b	y the pursuer named in Se	ction B.	I admit the claim	and make applicatio
(1) To	pay by it	nstalment	s of £each week	c/fortnigh	t/month*	
or						
(2) To	pay the s	um order	red in one payment within		we	eks/months*
SIGNA	TURE				 DELETE AS 	APPROPRIATE

I wish to apply for the recall/restriction of the arrestment being served on was made) of which the details are as follows:-		(insert the date the arrestmen	
SIGNATURE			
SECTION B	SHERIFF COURT		
This section must be completed before service	(including address)		Court Ref No:
			First Hearing Date
na diberan Sangres Si		COURT STAMP	
		(OFFICIAL USE ONLY)	1 1
PURSUER'S FULL NAME	AND ADDRESS	ONLY)	ER'S FULL NAME AND ADDRI

FORM 6

Rule 2.7(7)

Form of citation where time to pay direction may be applied for in summary application

SHERIFFDOM OF (insert name of sheriffdom)

AT (insert place of sheriff court)

[A.B.], (insert designation and address) Pursuer

against

[C.D.], (insert designation and address) Defender

Court ref. no.

(*Insert place and date*). You [C.D.], are hereby served with this copy writ and warrant, together with Form 5 (application for time to pay direction in summary application).

Form 5 is served on you because it is considered that you may be entitled to apply for a time to pay direction [and for the recall or restriction of an arrestment used on the dependence of the action or in security of the debt referred to in the copy writ]. See Form 5 for further details.

IF YOU ADMIT THE CLAIM AND WISH TO APPLY FOR A TIME TO PAY DIRECTION, you must complete Form 5 and return it to the sheriff clerk at the above address at least 7 days before the hearing or the expiry of the period of notice or otherwise, as the case may be, in the warrant of citation.

IF YOU ADMIT THE CLAIM AND WISH TO AVOID A COURT ORDER BEING MADE AGAINST YOU, the whole sum claimed including interest and any expenses due should be paid to the pursuer or his solicitor by the court date.

IF YOU ARE UNCERTAIN AS TO WHAT ACTION TO TAKE you should consult a solicitor. You may be eligible for legal aid depending on your income, and you can get information about legal aid from a solicitor. You may also obtain advice from any Citizens' Advice Bureau, or other advice agency.

PLEASE NOTE THAT IF YOU DO NOTHING IN ANSWER TO THIS DOCUMENT the court may regard you as admitting the claim made against you and the pursuer may obtain decree against you in your absence.

Signed

[P.Q.], Sheriff Officer, or [X.Y.] (add designation and business address) Solicitor for the Pursuer

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FORM 7

Rule 2.7(8)

Form of certificate of citation

CERTIFICATE OF CITATION

(Insert place and date). I, hereby certify that upon the day of I duly cited [C.D.], Defender, to answer to the foregoing writ. This I did by (state method of service; [if by officer and not by post, add: in presence of [L.M.], (insert designation), witness hereto with me subscribing;] and where service executed by post state whether by registered post or the first class recorded delivery service).

(In actions in which a time to pay direction may be applied for, state whether Form 4 and Form 5 were sent in accordance with rule 2.7(5) and (6).)

Signed

[P.Q.], Sheriff Officer

[L.M.], witness

or [X.Y.] (add designation and business address)

Solicitor for the Pursuer

FORM 8

Rule 2.9(1)

Form of caveat

SHERIFFDOM OF (insert name of sheriffdom)

AT (insert place of sheriff court)

CAVEAT for [A.B.] (insert designation and address*)

Should any application be made for (here specify the nature of the application(s) to which this caveat is to apply) prior to service of the initial writ, it is requested that intimation be made to the caveator before any order is pronounced.

Date (insert date)

Signed

[A.B.]

or [X.Y.] Solicitor for [A.B.] (add designation and business address)

Caveator's telephone and fax number (insert where caveat is not lodged by solicitor)

Solicitor (insert name and address, telephone and fax number and reference)

Out of hours contacts:

- 1. (insert name and telephone number)
- 2. (insert name and telephone number)

^{*}State whether the caveat is lodged in an individual capacity, or a specified representative capacity (eg as trustee of a named trust) or both. Where appropriate, state also the nature of the caveator's interest (eg shareholder, debenture holder).

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FORM 9

Rule 2.13(1)(a)

Form of advertisement

NOTICE TO [C.D.]

Court ref. no.

An action has been raised in Sheriff Court by [A.B.], Pursuer calling as a Defender [C.D.], whose last known address was (insert last known address of defender).

If [C.D.] wishes to defend the action he [or she] should immediately contact the sheriff clerk (insert address) from whom the service copy initial writ may be obtained. If he [or she] fails to do so decree may pass against him [or her] [when the case calls in court on (date) or on the expiry of the period of notice or otherwise, as the case may be in the warrant of citation].

Signed

[X.Y.], (add designation and business address)

Solicitor for the Pursuer

or [P.Q.] (add business address)

FORM 10

Rule 2.13(1)(b)

Form of notice for walls of court

NOTICE TO [C.D.]

Court ref. no.

An action has been raised in Sheriff Court by [A.B.], Pursuer calling as a Defender [C.D.], whose last known address was (insert last known address of defender).

If [C.D.] wishes to defend the action he [or] she] should immediately contact the sheriff clerk at $(insert \ address)$ from whom the service copy initial writ may be obtained. If he [or] she] fails to do so decree may pass against him [or] her] [when the case calls in court on (date) or on the expiry of the period of notice or otherwise, as the case may be in the warrant of citation].

Date (insert date)

Signed

Sheriff clerk (depute)

Telephone no. (insert telephone number of sheriff clerk's office)

FORM 11

Rule 2.26

Form of extract decree

EXTRACT DECREE

Sheriff Court Ref. No.

Date of decree * In absence

Pursuer(s) Defender(s)

The Sheriff

and granted decree against the

for payment of expenses of £

This extract is warrant for all lawful execution hereon.

Date (insert date) Sheriff clerk (depute)

^{*} Delete as appropriate

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FORM 12

Rule 3.8.3(1)

FORM OF NOTICE TO BE SERVED ON PERSON WHO IS SUBJECT OF HOSPITAL ORDER, GUARDIANSHIP ORDER OR COMMUNITY CARE ORDER PROCEEDINGS.

To [name and address of patient]

Attached to this notice is a copy of-

- * an application to the managers of [name of hospital] for your admission to that hospital in accordance with section 21 of the Mental Health (Scotland) Act 1984.
- * an application to the sheriff at [name of Sheriff Court] for a Community Care Order in accordance with section 35A of the Mental Health (Scotland) Act 1984.
- * an application to the [name of local authority] for your reception into guardianship in accordance with Section 40 of the Mental Health (Scotland) Act 1984.

The hearing will be held at [place]

on [date]

at [time].

You may appear personally at the hearing of this application unless the court decides otherwise on medical recommendations.

In any event, if you are unable or do not wish to appear personally you may request any person to appear on your behalf.

If you do not appear personally or by representative, the sheriff will consider the application in the absence of you or your representative.

[Signed]

Sheriff Clerk

[Place and date]

* delete as appropriate

FORM 13

Rule 3.8.3(3)

FORM OF NOTICE TO RESPONSIBLE MEDICAL OFFICER

To [name and address of responsible medical officer]

In accordance with the Mental Health (Scotland) Act 1984, a copy of the application and notice of hearing is sent with this notice.

- You are requested to deliver it personally to [name of patient] and to explain the contents of
 it to him.
- 2. You are also required to arrange if the patient so wishes, for the attendance of [name of patient] at the hearing at [place of hearing] on [date] so that he may appear and be heard in person.
- 3. You are further requested to complete and return to me in the enclosed envelope the certificate appended hereto before the date of the hearing.
- 4. If in your opinion it would be prejudicial to the patient's health or treatment for him to appear and be heard personally you may so recommend in writing, with reasons on the certificate.

[Signed]

Sheriff Clerk

[Place and date]

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FORM 14

Rule 3.8.4(1)(b) and 3.8.4(2)(a)

FORM OF CERTIFICATE OF DELIVERY BY RESPONSIBLE MEDICAL OFFICER

I, [name and designation], certify the
--

- 1. I have on the day of personally delivered to [name of patient] a copy of the application and the intimation of the hearing; and have explained the contents or purport to him [or her].
- 2. The patient does [not] wish to attend the hearing.
- 3. The patient does [not] wish to be represented at the hearing [and has nominated [name and address of representative] to represent him].
- 4. I shall arrange for the attendance of the patient at the hearing [or in my view it would be prejudicial to the patient's health or treatment for him [or her] to appear and be heard in person for the following reasons [give reasons]].

[Signature and designation]

[Address and date]

FORM 15

Rule 3.8.11

FORM OF APPEAL FOR REVOCATION OF A COMMUNITY CARE ORDER UNDER SECTION 35F OF THE MENTAL HEALTH (SCOTLAND) ACT 1984

SHERIFFDOM OF (insert name of sheriffdom)

AT (insert name of Sheriff Court)

I, [insert name and address of applicant],

appeal to the sheriff for revocation of a community care order made on [insert date of order] on the following grounds:-

[State grounds on which appeal is to proceed]

The community care order was renewed under section 35C(5) of the Mental Health (Scotland) Act 1984 on [insert date of renewal] and is still in force.

The special medical officer specified in the community care order is [insert name and address of special medical officer].

[Signed]
Applicant
[or Solicitor for Applicant]
[Insert designation and address]

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FORM 16

Rule 3.9.9(b)

FORM OF NOTICE TO PERSON WITH INTEREST IN PROPERTY SUBJECT TO AN APPLICATION FOR AN ORDER UNDER PARAGRAPH 12 OF SCHEDULE 1 TO THE PROCEEDS OF CRIME (SCOTLAND) ACT 1995

IN THE SHERIFF COURT

in the

PETITION [or NOTE]

of

[A.B.] (name and address)

for an order under paragraph 12 of Schedule 1 to the Proceeds of Crime (Scotland) Act 1995

in respect of the estates of [C.D.] (name and address)

Court Ref. No.

Date: (date of posting or other method of service)

To: (name and address of person on whom notice is to be served)

This Notice-

- gives you warning that an application has been made to the sheriff court for an order which may affect your interest in property; and
- (b) informs you that you have an opportunity to appear and make representations to the court before the application is determined.

TAKE NOTICE

- 1. That on (date) in the sheriff court at (place) a confiscation order was made under section 1 of the Proceeds of Crime (Scotland) Act 1995 in respect of [C.D.] (name and address).
- 2. That on (date) the administrator appointed under paragraph 1(1)(a) of Schedule 1 to the Proceeds of Crime (Scotland) Act 1995 on (date) was empowered to realise property belonging to [C.D.].

or

- 2. That on (*date*) the administrator was appointed under paragraph 1(1)(b) of Schedule 1 to the Proceeds of Crime (Scotland) Act 1995 on (*date*) to realise property belonging to [C.D.].
- 3. That application has been made by petition [or note] for an order under paragraph 12 of Schedule 1 to the Proceeds of Crime (Scotland) Act 1995 (here set out briefly the nature of the order sought). A copy of the petition [or note] is attached.
- 4. That you have the right to appear before the court in person or by counsel or other person having a right of audience and make such representations as you may have in respect of the order applied for. The court has fixed (insert day and date fixed for hearing the application), at (insert time and place fixed for hearing) as the time when you should appear to do this.
- 5. That if you do not appear or are not represented on the above date, the order applied for may be made in your absence.

IF YOU ARE UNCERTAIN ABOUT THE EFFECT OF THIS NOTICE, you should consult a Solicitor, Citizen's Advice Bureau or other local advice agency or adviser immediately.

(Signed)
Sheriff Officer
[or Solicitor [or Agent] for petitioner
[or noter]]
(Address)

FORM 17

Rule 3.11.14(1)

Representation of the People Act 1983

In the petition questioning the election for the is petitioner and is respondent.

The petitioner desires to withdraw his petition on the following grounds [state grounds], and craves that a diet may be appointed for hearing his application. He has, in compliance, with rule 3.11.14 of the Act of Sederunt (Summary Applications, Statutory Applications and Appeals etc. Rules) 1999, given the written notice of his intention to present this application to the respondent, to the Lord Advocate, and to the returning officer.

[To be signed by the petitioner or his solicitor.]

FORM 18

Rule 3.11.14(4)

Representation of the People Act 1983

In the petition questioning the election for the of , in which is the petitioner and is respondent.

Notice is hereby given that the above petitioner has applied for leave to withdraw his petition, and that the sheriff principal has, by interlocutor dated the day of at o'clock noon within the as a diet for hearing the application.

Notice is further given that under the Act any person who might have been a petitioner in respect of the said election may at the above diet apply to the sheriff principal to be substituted as a petitioner.

[To be signed by the petitioner or his solicitor.]

FORM 19

Rule 3.11.15(1)

Representation of the People Act 1983

In the petition questioning the election for the of , in which was the petitioner [or last surviving petitioner] and is the respondent.

Notice is hereby given that the above petition stands abated by the death of the petitioner [or last surviving petitioner], and that any person who might have been a petitioner in respect of the said election and who desires to be substituted as a petitioner must, within 21 days from this date, lodge with the undersigned sheriff clerk of [name sheriff court district], a minute craving to be so substituted.

Date (insert date)

[To be signed by the sheriff clerk.]

SCHEDULE 2

Rule 1.3

REVOCATIONS

<u>(1)</u>	(2)	(3)
Act of Sederunt	Reference	Extent of Revocation
Codifying Act of Sederunt 1913	SR & O 1913/638	Book L, Chapter X (proceedings under the Representation of the People Act 1983)
Codifying Act of Sederunt 1913	SR & O 1913/638	Book L, Chapter XI (appeals to the Court under the Pilotage Act 1913)
Act of Sederunt Regulating Appeals under the Pharmacy and Poisons Act 1933	SR & O 1935/1313	The whole Act of Sederunt
Act of Sederunt (Betting, Gaming and Lotteries Act Appeals) 1965	1965/1168	The whole Act of Sederunt
Act of Sederunt (Housing Appeals) 1966	1966/845	The whole Act of Sederunt
Act of Sederunt (Sheriff Court Procedure under Part IV of the	1970/1508	The whole Act of Sederunt

Housing (Scotland) Act 1969) 1970		
Act of Sederunt (Proceedings under Sex Discrimination Act 1975) 1976	1976/374	The whole Act of Sederunt
Act of Sederunt (Proceedings under Sex Discrimination Act 1975) No 2 1976	1976/1851	The whole Act of Sederunt
Act of Sederunt (Proceedings under Sex Discrimination Act 1975) 1977	1977/973	The whole Act of Sederunt
Act of Sederunt (Appeals under the Licensing (Scotland) Act 1976) 1977	1977/1622	The whole Act of Sederunt
Act of Sederunt (Betting and Gaming Appeals) 1978	1978/229	The whole Act of Sederunt
Act of Sederunt (Appeals under the Rating (Disabled Persons) Act 1978) 1979	1979/446	The whole Act of Sederunt
Act of Sederunt (Copyright, Designs and Patents) 1990	1990/380	The whole Act of Sederunt
Act of Sederunt (Proceedings in the Sheriff Court under the Model Law on International Commercial Arbitration) 1991	1991/2214	The whole Act of Sederunt
Act of Sederunt (Coal Mining Subsidence Act 1991) 1992	1992/798	The whole Act of Sederunt
Act of Sederunt (Applications under Part III of the Criminal Justice (International Co- operation) Act 1990) 1992	1992/1077	The whole Act of Sederunt
Act of Sederunt (Sheriff Court Summary Application Rules) 1993	1993/3240	The whole Act of Sederunt
Act of Sederunt (Mental Health Rules) 1996	1996/2149	The whole Act of Sederunt
Act of Sederunt (Proceeds of Crime Rules) 1996	1996/2446	The whole Act of Sederunt

TABLE OF DERIVATIONS

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

In this Table—

- "the 1907 Act" means the Sheriff Courts (Scotland) Act 1907;
- "1913 A.S." means the Codifying Act of Sederunt 1913, Book L, Chapter X (Proceedings under the Representation of the People Act 1983);
- "1965 A.S." means the Act of Sederunt (Betting, Gaming and Lotteries Act Appeals) 1965;
- "1976 A.S." means the Act of Sederunt (Proceedings under Sex Discrimination Act 1975) 1976;
- "1976 A.S. (No.2)" means the Act of Sederunt (Proceedings under the Sex Discrimination Act 1975) No.2 1976;
- "1977 A.S." means the Act of Sederunt (Proceedings under Sex Discrimination Act 1975) 1977;
- "1977 A.S. (Licensing)" means the Act of Sederunt (Appeals under the Licensing (Scotland) Act 1976) 1977;
- "1978 A.S." means the Act of Sederunt (Betting and Gaming Appeals) 1978;
- "1979 A.S." means the Act of Sederunt (Appeals under the Rating (Disabled Persons) Act 1978) 1979;
- "1990 A.S." means the Act of Sederunt (Copyright, Designs and Patents) 1990;
- "1991 A.S." means the Act of Sederunt (Proceedings in the Sheriff Court under the Model Law on International Commercial Arbitration) 1991;
- "1992 A.S." means the Act of Sederunt (Applications under Part III of the Criminal Justice (International Co-operation) Act 1990) 1992;
- "1992 A.S. (Coal)" means the Act of Sederunt (Coal Mining Subsistence Act 1991) 1992;
- "1993 Rules" means the Act of Sederunt (Sheriff Court Summary Application Rules) 1993;
- "OCR 1993" means the First Schedule to the 1907 Act;
- "1996 A.S." means the Act of Sederunt (Mental Health Rules) 1996;
- "1996 A.S. (Crime)" means the Act of Sederunt (Proceeds of Crime Rules) 1996; and
- "1999 A.S." means the Act of Sederunt (Summary Applications, Statutory Applications and Appeals etc. Rules) 1999.

1999 A.S. Rule	Derivation
Chapter 1 – General 1993 Rules, rule 1 1.	1
1.2(1)	1907 Act, section 3
1.2(2)	OCR 1993, rule 1.2(5)
1.2(3)	1993 Rules, rule 2(2)
1.3	1993 Rules, rule 3
1.4	New Provision
Chapter 2 – Summary Applications Part I	(Interpretation)
2.1	1993 Rules, rule 2(1)
Part II (General Rules)	
2.2	New provision
2.3	1993 Rules, rule 3
2.4	1993 Rules, rule 4
2.5	1993 Rules, rule 5

2.6	1993 Rules, rule 6
2.7	1993 Rules, rule 7
2.8	1993 Rules, rule 8
2.9	1993 Rules, rule 9
2.10	1993 Rules, rule 10
2.11	1993 Rules, rule 11
2.12	1993 Rules, rule 12
2.13	1993 Rules, rule 13
2.14	1993 Rules, rule 14
2.15	1993 Rules, rule 15
2.16	1993 Rules, rule 16
2.17	1993 Rules, rule 17
2.18	1993 Rules, rule 18
2.19	1993 Rules, rule 19
2.20	1993 Rules, rule 20
2.21	1993 Rules, rule 21
2.22	1993 Rules, rule 22
2.23	1993 Rules, rule 23
2.24	1993 Rules, rule 24
2.25	1993 Rules, rule 25
2.26	1993 Rules, rule 26
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Chapter 3 – Rules on Applications under Specific Statutes Part I (Administration of Justice (Scotland) Act 1972)

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3.1.1	New provision
3.1.2	1993 Rules, rule 30(1)
Part II (Betting and Gaming Appeals)	
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3.2.2(1)(a)&(b)	1978 A.S., rule 4(1)(a)&(b)
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3.2.2(1)(d)&(e)	1965 A.S., rule 4
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3.2.2(3)	1978 A.S., rule 7
3.2.3(1)&(2)	1978 A.S., rule 5
3.2.3(3)	1978 A.S., rule 7
3.2.4(1)	1978 A.S., rule 7, rule 6(1)
3.2.4(2)	1978 A.S., rule 6(1)
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Part III (Coal Mining Subsidence Act 1991)	
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3.4.2	OCR 1993, rule 34.10(2)
Part V (Copyright, Designs and Trade Mark	as)
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3.6.3	1992 A.S., rule 3
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Part VIII (Mental Health (Scotland) Act 19	84)
3.8.1(1)	1996 A.S., rule 1(3)
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3.8.2(2)	1996 A.S., rule 2(2)

3.8.3(1)	1996 A.S., rule 2(1)(b)
3.8.3(2)	1996 A.S., rule 3(1)
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3.8.3(4)	1996 A.S., rule 3(3)
3.8.4	1996 A.S., rule 4
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Part IX (Proceeds of Crime (Scotland) Act	1995)
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3.9.4	1996 A.S. (Crime), rule 5
3.9.5	1996 A.S. (Crime), rule 6
3.9.6	1996 A.S. (Crime), rule 7
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3.11.1	1913 A.S., rule 20
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3.11.3	1913 A.S., rule 2(a)
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Part XIII (Sex Discrimination Act 1975)	1771 11.0., 1410 3
3.13.1	1976 A.S. rule 2(1)
	1977 A.S., rule 1.2
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the People Act 1983) (SR & O 19	
Rule 1	3.11.2
Rule 2(a)	3.11.3
Rule 2(b)	3.11.4
Rule 2(c)	3.11.5
Rule 3	3.11.6
Rule 4	3.11.7
Rule 5	3.11.8
Rule 6	3.11.9
Rule 7	3.11.10
Rule 8	3.11.11
Rule 9	3.11.12
Rule 10	3.11.13
Rule 11	3.11.14
Rule 12	3.11.15
Rule 13	3.11.16
Rule 14	3.11.17
Rule 15	3.11.18
Rule 16	3.11.19
Rule 17	3.11.20
Rule 18	3.11.21
Rule 20	3.11.1(1)
Codifying Act of Sederunt 1913, Pilotage Act 1913) (SR & O 1913	Book L, Chapter XI (Appeals to the Court under the 8/638)
Rule 1	1.4
Rule 2	2.6(2)
Rule 3	2.7
Rule 4	Omitted
Rule 5	Omitted

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Act of Sederunt (Betting, Gaming and Lotteries Act Appeals) 1965 (S.I. 1965/1168)

1935/1313)

Rule 4	3.2.2(1)(c), (d) & (e)
Rule 5	Omitted
Rule 6	Omitted
Act of Sederunt (Housing Appeals) 1966 (S.I.	
Rule 1	1.4
Rule 2	2.24
Rule 3	Omitted
Act of Sederunt (Sheriff Court Procedure und 1970 (S.I. 1970/1508)	er Part IV of the Housing (Scotland) Act 1969)
Rule 1(1)	1.4
Rule 1(2)	2.4(8)
Rule 2(1)	1.4
Rule 2(2)	2.4(8)
Rule 2(3)	Omitted
Rule 3(1)	1.4
Rule 3(2)	2.4(8)
Rule 3(3)	2.30
Rule 4	Omitted
Act of Sederunt (Proceedings under Sex Discr	imination Act 1975) 1976 (S.I. 1976/374)
Rule 1	Omitted
Rule 2(1)	3.13.1
Rule 2(2)	Omitted
Rule 3	3.13.2
Rule 4	3.13.3
Act of Sederunt (Proceedings under Sex Discr 1976/1851)	imination Act 1975) No. 2 1976 (S.I.
Rule 1	Omitted
Rule 2	3.13.4(1) & (2)
Act of Sederunt (Proceedings under Sex Discr	
Rule 1(1)	Omitted
Rule 1(2)	3.13.1
Rule 1(3)	Omitted
Rule 2	3.13.4(3)
Act of Sederunt (Appeals under the Licensing	(Scotland) Act 1976) 1977 (S.I. 1977/1622)
Rule 1(1)	Omitted
Rule 1(2)(a)	3.7.1(1)
Rule 1(2)(b)	Omitted

Rule 2	3.7.1(2)
Rule 3	3.7.2
Rule 4	3.7.3(1)
Rule 5	3.7.3(2)
Act of Sederunt (Betting and Gaming Appeals)	1978 (S.I. 1978/229)
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Rule 2	Omitted
Rule 3	1.4
Rule 4(1)(a)	3.2.2(1)(a)
Rule 4(1)(b)	3.2.2(1)(b)
Rule 4(2)	3.2.2(2)
Rule 5(1)	3.2.3(1)
Rule 5(2)	3.2.3(2)
Rule 6(1)	3.2.4(2)
Rule 6(2)	3.2.4(2)
Rule 6(3)	3.2.4(3)
Rule 7	3.2.2(3), 3.2.3(3) & 3.2.4(4)
Rule 8(1)(a)	3.2.5(1)(b)
Rule 8(1)(b)	3.2.5(1)(a)
Rule 8(1)(c)	3.2.5(1)(a) & (b)
Rule 8(2)	3.2.5(2)
Rule 9	Omitted
Act of Sederunt (Appeals under the Rating (Di. 1979/446)	sabled Persons) Act 1978) 1979 (S.I.
Rule 1(1)	Omitted
Rule 1(2)	3.10.1(1)
Rule 2	1.4
Rule 3	Omitted
Rule 4	3.10.2
Act of Sederunt (Copyright, Designs and Paten	ts) 1990 (S.I. 1990/380)
Rule 1(1)	Omitted
Rule 1(2)	Omitted
Rule 1(3)	3.5.1
Rule 2(2)	3.5.2
Rule 3	3.5.3
Rule 4	3.5.4

Act of Sederunt (Proceedings in the Sheriff Court under the Model Law on International Commercial Arbitration) 1991 (S.I. 1991/2214)

Rule 1(1)	Omitted
Rule 1(2)	Omitted
Rule 1(3)	3.12.1
Rule 2	3.12.2
Rule 3	3.12.3

Act of Sederunt (Coal Mining Subsidence Act 1991) 1992 (S.I. 1992/798)

	J	1	0	,
Rule	1(1)			Omitted
Rule	1(2)			Omitted
Rule	1(3)			3.3.1
Rule 2	2			3.3.2
Rule '	3			Omitted

Act of Sederunt (Applications under Part III of the Criminal Justice (International Cooperation) Act 1990) 1992 (S.I. 1992/1077)

1 / /	
Rule 1(1)	Omitted
Rule 1(2)	Omitted
Rule 1(3)	3.6.1
Rule 2	3.6.2
Rule 3	3.6.3
Rule 4	3.6.4
Rule 5	3.6.5
Rule 6	3.6.6

Act of Sederunt (Sheriff Court Summary Application Rules) 1993 (S.I. 1993/3240)

Rule 1	Omitted
Rule 2	1.2(1)
Rule 3	1.3
Rule 2(1)	2.1
Rule 2(2)	1.2(3)
Rule 3	2.3
Rule 4	2.4
Rule 5	2.5
Rule 6	2.6
Rule 7	2.7
Rule 8	2.8
Rule 9	2.9
Rule 10	2.10

Rule 11	2.11
Rule 12	2.12
Rule 13	2.13
Rule 14	2.14
Rule 15	2.15
Rule 16	2.16
Rule 17	2.17
Rule 18	2.18
Rule 19	2.19
Rule 20	2.20
Rule 21	2.21
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Rule 23	2.23
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Rule 25	2.25
Rule 26	2.26
Rule 27	2.27
Rule 28	2.28
Rule 29	2.29
Rule 30(1)	3.1.2
Rule 30(2)	Omitted
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Act of Sederunt (Mental Health Rules) 1996 (S	S.I. 1996/2149)
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Rule 1(2)	Omitted
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Rule 1(4)	1.2(3)
Rule 1(5)	Omitted
Rule 2(1)(a)	3.8.2(1)
Rule 2(1)(b)	3.8.3(1)
Rule 2(2)	3.8.2(2)
Rule 2(3)	Omitted
Rule 2(4)	Omitted
Rule 3(1)	3.8.3(2)

Rule 3(2)	3.8.3(3)
Rule 3(3)	3.8.3(4)
Rule 4(1)	3.8.4(1)
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Rule 5(1)	3.8.5(1)
Rule 5(2)	3.8.5(2)
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Rule 1(1)	Omitted
Rule 1(2)	Omitted
Rule 1(3)	3.9.1
Rule 2	Omitted
Rule 3	3.9.2
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Rule 7	3.9.6
Rule 8	3.9.7
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Rule 11	3.9.10
Rule 12	3.9.11
Rule 13	3.9.12
Rule 14	3.9.13
Rule 15	3.9.14
Rule 16	3.9.15
Rule 17	3.9.16
Rule 18	3.9.17

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Act of Sederunt (Summary Applications, Statutory Applications and Appeals etc. Rules) 1999. Any changes that have already been made by the team appear in the content and are referenced with annotations.

View outstanding changes

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Changes and effects yet to be applied to:
      schedule am by S.S.I. 2008/111 para 2
      schedule am by S.S.I. 2008/335 para 2 schedule
      schedule am by S.S.I. 2008/375 para 2 schedule
      sch 1 am by S.S.I. 2009/320 para 3 schedule
      Sch. 1 Form 6A 6B inserted by S.S.I. 2002/7 Sch. 2
      Sch. 1 Form 10A 10B inserted by S.S.I. 2009/107 Sch. 3
      Sch. 1 Form 11C-11G inserted by S.S.I. 2010/324 Sch.
      Sch. 1 Form 71 72 inserted by S.S.I. 2016/319 para. 4Sch.
      sch. 1 Form 76-81 inserted by S.S.I. 2021/452 sch. 1
      sch. 1 Form 58A inserted by S.S.I. 2023/196 sch. 5
      sch. 1 Form 2C inserted by S.S.I. 2023/223 para. 2(4)sch. 1
      sch. 1 Form 3C inserted by S.S.I. 2023/223 para. 2(4)sch. 1
      sch. 1 Form 5B inserted by S.S.I. 2023/223 para. 2(4)sch. 1
      sch. 1 Form 2B inserted by S.S.I. 2023/62 para. 2(3)(a)sch.
      sch. 1 Form 3B inserted by S.S.I. 2023/62 para. 2(3)(b)sch.
      Sch. 1 Form 6A 6B omitted by S.S.I. 2010/324 para. 2(5)(a)
      Sch. 1 Form 33 omitted by S.S.I. 2010/416 para. 9(3)(d)
      sch. 1 Form 61-64 omitted by S.S.I. 2022/329 para. 5(a)
      Sch. 1 Form 7 substituted by S.S.I. 2002/7 Sch. 2
      sch. 1 Form 65 word substituted by S.S.I. 2022/329 para. 4(5)(b)(ii)
      sch. 1 Form 66 word substituted by S.S.I. 2022/329 para. 4(5)(c)(ii)
      Sch. 1 Form 7 words omitted by S.S.I. 2010/324 para. 2(5)(b)
      Sch. 1 Form 27 words substituted by S.S.I. 2010/416 para. 9(3)(a)
      Sch. 1 Form 28 words substituted by S.S.I. 2010/416 para. 9(3)(b)(i)
      Sch. 1 Form 28 words substituted by S.S.I. 2010/416 para. 9(3)(b)(ii)
      Sch. 1 Form 29 words substituted by S.S.I. 2010/416 para. 9(3)(c)(i)
      Sch. 1 Form 29 words substituted by S.S.I. 2010/416 para. 9(3)(c)(ii)
      sch. 1 Form 65 words substituted by S.S.I. 2022/329 para. 4(5)(b)(i)
      sch. 1 Form 66 words substituted by S.S.I. 2022/329 para. 4(5)(c)(i)
      rule 3.1.1 amended by S.S.I. 2000/387 art. 2(2)
      rule 3.1.2 amended by S.S.I. 2000/387 art.2(4)
      rule 3.11.1(1) words substituted by S.S.I. 2008/41 para. 2(2)(a)
      rule 3.11.1(2) substituted by S.S.I. 2008/41 para. 2(2)(b)
      rule. 3.8.4(2) word substituted by S.S.I. 2003/26 para. 3(5)
      rule 3.9.3(2)(a) omitted by S.S.I. 2005/648 para. 3(2)
      rule 1.4 words inserted by S.S.I. 2013/91 rule 3(2)
      rule 2.28 words substituted by S.S.I. 2015/419 para. 9(4)
      rule 2.6(1) words inserted by S.S.I. 2004/197 para. 3(3)
      rule 2.7(1) words substituted by S.S.I. 2004/197 para. 3(4)(a)
      rule. 2.12(1)(b) word omitted by S.S.I. 2003/26 para. 3(4)(a)
      rule 2.12(1)(b)(v) word inserted by S.S.I. 2004/197 para. 3(5)(a)(i)
      rule 2.25(1)(b)(iii) word substituted by S.S.I. 2015/419 para. 9(3)
      rule 2.12(1)(b)(iii) words substituted by S.I. 2020/942 Sch. para. 14
      rule 2.12(1)(b)(ii) words substituted by S.S.I. 2011/193 para. 6
      rule 2.12(1)(c) word omitted by S.S.I. 2004/197 para. 3(5)(a)(ii)
     rule. 2.12(1)(d) and word inserted by S.S.I. 2003/26 para. 3(4)(b)
      rule 2.12(3)(a) words inserted by S.S.I. 2011/193 para. 7
      rule 2.12(3)(a) words substituted by S.I. 2020/942 Sch. para. 14
     rule 2.11(3)(b) substituted by S.S.I. 2011/193 para. 3(2)(a)
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rule 2.7(4) words inserted by S.S.I. 2023/223 para. 2(2)
rule 2.7(4)(a) words inserted by S.S.I. 2002/130 para. 2(2)(a)
rule 2.7(4)(a) words substituted by S.S.I. 2002/7 para. 3(2)(a)
rule 2.7(4)(a) words substituted by S.S.I. 2013/135 para. 2(2)(a)
rule 2.7(4)(b) word substituted by S.S.I. 2002/130 para. 2(2)(b)(i)
rule 2.7(4)(b) words inserted by S.S.I. 2002/130 para. 2(2)(b)(ii)
rule 2.7(4)(b) words substituted by S.S.I. 2002/7 para. 3(2)(b)
rule 2.7(4)(b) words substituted by S.S.I. 2013/135 para. 2(2)(b)
rule. 2.11(5) inserted by S.S.I. 2003/26 para. 3(3)
rule 2.12(6) words omitted by S.S.I. 2004/197 para. 3(5)(c)
rule 2.21(8) omitted by S.S.I. 2015/419 para. 9(2)
Part 35 (rules 3.35.1 - 3.35.9) added by S.S.I. 2008/335 para 2
Part 37 (rule 3371) added by S.S.I. 2009/109 para 2
Part 39 (rules 3391 -33915) added by S.S.I. 2009/320 para 2
Part 45 rule 3.45.2(a)(iii) words inserted by S.S.I. 2017/242 para. 3(2)
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Changes and effects yet to be applied to the whole Instrument associated Parts and **Chapters:**

provisions):

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Act by S.S.I. 2000/387 art.2(3)
Whole provisions yet to be inserted into this Instrument (including any effects on those
      Pt. XLII inserted by S.S.I. 2012/271 para. 10(2)
      Pt. 34 inserted by S.S.I. 2008/9 para. 2(2)
      Pt. 38 inserted by S.S.I. 2009/294 para. 18
      Pt. 41 Ch. 41 renumbered as Pt. 41 by S.S.I. 2012/188 para. 12(2)
      Pt. 43 inserted by S.S.I. 2013/293 para. 3
      Pt. 44 rule 3.44.1-3.44.3 inserted by S.S.I. 2014/302 para. 7(2)
      Pt. 47 inserted by S.S.I. 2016/319 para. 3(3)
      Pt. 48 inserted by S.S.I. 2017/211 art. 2(3)
      Pt. 49 inserted by S.S.I. 2017/386 para. 2
      Pt. 50 heading substituted by S.S.I. 2023/223 para. 2(3)(a)
      Pt. 53 inserted by S.S.I. 2021/452 para. 2(2)
      Ch. 1A inserted by S.S.I. 2013/91 rule 3(3)
      Ch. 2Pt. 27 inserted by S.S.I. 2004/455 art. 2(4)
      Ch. 2rule 2.42 inserted by S.S.I. 2012/271 para. 3(2)
      Ch. 2Pt. 22 revoked by S.S.I. 2004/455 art. 2(2)
      Ch.3 Pt.XIV added by S.S.I. 2000/148 art. 2
      Ch.3 Pt XV added by S.S.I. 2000/148 art.2
      Ch. 3Pt. 18 inserted by S.S.I. 2002/130 para. 2(3)
      Ch. 3Pt. 19 inserted by S.S.I. 2002/563 para. 2(2)
      Ch. 3 Pt. 36 inserted by S.S.I. 2008/365 para. 6
      Ch. 3 Pt. 40 inserted by S.S.I. 2011/386 para. 7(2)
      Ch. 3 Pt. 41 inserted by S.S.I. 2011/386 para. 8(2)
      Ch. 3Pt. 45 inserted by S.S.I. 2014/371 para. 4(2)
      Ch. 3Pt. 46 inserted by S.S.I. 2015/283 para. 7(2)
      Ch. 3Pt. 50 inserted by S.S.I. 2017/459 para. 2(2)
      Ch. 3Pt. 51 inserted by S.S.I. 2017/460 para. 2(2)
      Ch. 3 Pt. 52 inserted by S.S.I. 2020/166 para. 4(2)
      Ch. 3 Pt. 54 inserted by S.S.I. 2023/62 para. 2(2)
      Ch. 3Pt. 26 omitted by S.S.I. 2015/419 para. 9(6)
      Ch. 3Pt. 6 revoked by S.S.I. 2002/563 para. 2(3)
     Ch. 3 Pt. 25 revoked by S.S.I. 2023/62 para. 3(1)(a)
      Ch. 3 Pt. 29 revoked by S.S.I. 2023/62 para. 3(1)(b)
      Ch. 3 Pt. 4 substituted by S.S.I. 2010/324 para. 2(4)
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Ch. 3 Pt. 49 heading words inserted by S.S.I. 2019/140 para. 2(2)(a) Sch.1 Forms 11A-11B added by S.S.I. 2000/387 art. 2(5). Sch

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Sch 1 Forms 20–24 added by S.S.I. 2001/142 rule 3(1)(3)
Sch. 1 Form 30 asterisk inserted by S.S.I. 2011/193 para. 16(3)(c)
Sch. 1 Form 30a asterisk inserted by S.S.I. 2011/193 para. 16(3)(c)
Sch. 1 Form 2A inserted by S.S.I. 2002/130 Sch.
Sch. 1 Form 3A inserted by S.S.I. 2002/130 Sch.
Sch. 1 Form 25-32 inserted by S.S.I. 2004/455 Sch.
Sch. 1 Form 33 inserted by S.S.I. 2008/9 Sch. 1
Sch. 1 Form 5960 inserted by S.S.I. 2012/271 para. 10(3)
Sch. 1 Forms 6ZA6ZB inserted by S.S.I. 2013/135 para. 2(4)(a)Sch. 1
Sch. 1 Form 61-68 inserted by S.S.I. 2014/371 para. 4(3)Sch. 3
Sch. 1 Form 73-75 inserted by S.S.I. 2017/460 sch.
Sch. 1 Form 11A substituted by S.S.I. 2011/386 Sch. Pt. 1
Sch. 1 Form 11B substituted by S.S.I. 2011/386 Sch. Pt. 1
Sch. 1 Form 55A substituted for Sch. Form 5 by S.S.I. 2009/294 para. 3(5)Sch. 2
Sch. 1 Form 59 symbol inserted by S.S.I. 2013/135 para. 6(2)
Sch. 1 Form 69 text amended by S.S.I. 2016/102 para. 4(4)
Sch. 1 Form 4 word substituted by S.S.I. 2009/294 para. 3(4)
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