

CORONAVIRUS (SCOTLAND) ACT 2020

LORD PRESIDENT'S DIRECTION

NO.2 OF 2020

Court of Session

Sheriff Court

Publication on the website of Scottish Courts and Tribunals Service

1. Under and by virtue of the power conferred on me by paragraph 1A(2) of schedule 4 of the Coronavirus (Scotland) Act 2020 ("the Act") I hereby direct that paragraph 1A(1) of schedule 4 of the Act does not apply to:

(i) the Register of Summary Causes maintained under Rule 5.1(4) of the Summary Cause Rules (SSI 2002/132);

(ii) the Register of Small Claims maintained under Rule 5.1(4) the Small Claims Rules (SSI 2002/133);

(iii) the Commissary Court Books maintained under Act of Sederunt (Commissary Court Books) 1992 (SI 1992/3256).

2. Under and by virtue of the power conferred on me by paragraph 1A(3)(a) of the Act I hereby direct that:

(i) it shall be sufficient intimation under Rule 14.7 of the Rules of the Court of Session and Practice Note 7 of 1994 for there to be publication on the website of Scottish Courts and Tribunals Service of the walling slip with the address of the petitioner redacted; and

(ii) it shall be sufficient intimation under any of the rules listed hereafter for there to be publication on the website of Scottish Courts and Tribunals Service of the names and addresses of the parties together with the relevant notice set out in the appendix to this direction.

- Act of Sederunt (Actions for removing from heritable property) 2012 (SSI 2012/136)
- Bankruptcy Rules (SSI 2016/313)

- Chancery Procedure Rules (SSI 2006/292)
- Child Care and Maintenance Rules (SI 1997/291)
- Child Support Rules (SI 1993/920)
- Company Insolvency Rules 1986 (SI 1996/2297)
- Edictal Citations, Commissary Petitions and Petitions of Service Rules 1971 (SI 1971/1165)
- Judicial Factors Rules 1992 (SI 1992/272)
- Lay Representation for Non Natural Persons Rules (SSI 2016/243)
- Messengers-at-Arms and Sheriff Officers Rules 1991 (SI 1991/1397)
- Ordinary Cause Rules (SI 1993/1956)
- Sheriff Appeal Court Rules (SSI 2015/356)
- Sheriff Court Adoption Rules (SSI 2009/284)
- Small Claim Rules (SSI 2002/133)
- Summary Applications, Statutory Applications and Appeals etc Rules Statutory Instrument (SI 1999/929)
- Summary Cause Rules (SSI 2002/132)
- Taxation of Judicial Expenses Rules (SSI 2019/75)

CJM SUTHERLAND

Lord President

Edinburgh

8 June 2020

APPENDIX

Website Publication Notices

Petitions for the appointment of executor

The petitions listed seek appointment of the petitioner as executor to a deceased person. These are intimated as required by Article 2, Act of Sederunt (Edictal Citations, Commissary Petitions and Petitions of Service) 1971, as read with paragraph 1A of Schedule 4 to the Coronavirus (Scotland) Act 2020.

Enquiries in respect of an individual notice published below should be directed to the court detailed in that notice.

Company insolvency

The following petitions to wind up a company have been lodged. They are published here as required by Rule 19(2)(a) of the Act of Sederunt (Sheriff Court Company Insolvency Rules) 1986, as read with paragraph 1A of Schedule 4 to the Coronavirus (Scotland) Act 2020.

Enquiries in respect of an individual notice published below should be directed to the court detailed in that notice.

Summary causes

The following claims have been raised under the Summary Cause Rules 2002. They are published in terms of Rule 5.5, as read with paragraph 1A of Schedule 4 to the Coronavirus (Scotland) Act 2020, as the whereabouts of the defender are not known. **If you are the defender named, please contact the court detailed to obtain a copy of the summons.**

Enquiries in respect of an individual notice published below should be directed to the court detailed in that notice.

Ordinary Causes

In the ordinary cause actions listed below, the sheriff has granted warrant for citation or service of a document on a person by publication of their details below. This is because their whereabouts are currently unknown. Publication is made under Rule 5.6. of the Ordinary Cause Rules 1993, as read with paragraph 1A of Schedule 4 to the Coronavirus (Scotland) Act 2020.

Enquiries in respect of an individual notice published below should be directed to the court detailed in that notice.

Simplified divorce/dissolution

The following applications for simplified divorce/dissolution have been raised under Chapter 33 of the Ordinary Cause Rules 1993. They are published here as required under Rules 33.77 and 33A.70, as read with paragraph 1A of Schedule 4 to the Coronavirus (Scotland) Act 2020, as the whereabouts of the respondent are not known.

Enquiries in respect of an individual notice published below should be directed to the court detailed in that notice.

Summary applications, statutory applications and appeals

In the summary applications listed below, the sheriff has granted warrant for citation or service of a document on a person by publication of their details below. This is because their whereabouts are currently unknown. Publication is made under Rule 2.13 of the Summary Application, Statutory Applications and Appeals etc. Rules 1999, as read with paragraph 1A of Schedule 4 to the Coronavirus (Scotland) Act 2020.

Enquiries in respect of an individual notice published below should be directed to the court detailed in that notice.

Applications for Commission as Sheriff Officer

The individuals listed below have applied to the sheriff principal for a commission as a sheriff officer. These are published as required by Rule 8 of the Act of Sederunt (Messengers-at-Arms and Sheriff Officers Rules) 1991, as read with paragraph 1A of Schedule 4 to the Coronavirus (Scotland) Act 2020.

Enquiries in respect of an individual notice published below should be directed to the court detailed in that notice.

Applications for appointment of a Judicial Factor in the estate of a deceased

Applications listed below seek appointment of a judicial factor in estate of a deceased. These are published as required by Rules 6 and 23 of the Act of Sederunt (Judicial Factors Rules) 1992, as read with paragraph 1A of Schedule 4 to the Coronavirus (Scotland) Act 2020.

Enquiries in respect of an individual notice published below should be directed to the court detailed in that notice.

Applications and petitions to the Sheriff of Chancery

The applications and/ or petitions listed via the court links have been made to the Sheriff of Chancery under sections 26A or 26B of the Titles to Land Consolidation (Scotland) Act 1868 or section 10 of the Conveyancing (Scotland) Act 1874. These are intimated as required by Rule 4 of the Act of Sederunt (Chancery Procedure Rules) 2006, as read with paragraph 1A of Schedule 4 to the Coronavirus (Scotland) Act 2020.

Enquiries in respect of an individual notice published below should be directed to the court detailed in that notice.

Charges

Formal demand against a debtor whose present whereabouts are unknown. These are published in terms of the Ordinary Cause Rules, Rule 30.9, the Summary Cause Rules, Part 23 Rule 8, Summary Application Rules 1999, Rule 13, or Act of Sederunt

(Actions for removing from heritable property) 2012, Rule 3(5)(b), as read with paragraph 1A of Schedule 4 to the Coronavirus (Scotland) Act 2020.

Enquiries in respect of an individual notice published below should be directed to the court detailed in that notice.