

1975 No. 217

COUNTY COURTS

County Court (Amendment) Rules (Northern Ireland) 1975

Made 24th July 1975

Coming into operation 1st September 1975

To be laid before Parliament

The Secretary of State^(a) in pursuance of section 146 of the County Courts Act (Northern Ireland) 1959^(b) on the recommendation of the County Court Rules Committee and after consultation with the Lord Chief Justice, hereby makes the following rules:

Citation and commencement

1. These rules may be cited as the County Court (Amendment) Rules (Northern Ireland) 1975 and shall come into operation on 1st September 1975.

Amendment of principal rules

2. For Appendix E to the County Court Rules (Northern Ireland) 1965^(c) there shall be substituted the Appendix set out in the Schedule to these rules.

Northern Ireland Office
24th July 1975

Merlyn Rees
One of Her Majesty's Principal
Secretaries of State

(a) Formerly the Minister of Home Affairs for Northern Ireland; see S.I. 1973/2163.

(b) 1959. c. 25 (N.I.).

(c) S.R. & O. (N.I.) 1965, No. 261 (p. 1097) as amended by S.R. & O. (N.I.) 1971, No. 35 (p. 273) and S.R. 1974 No. 258

SCHEDULE

Appendix to be substituted for Appendix E to the
County Court Rules (Northern Ireland) 1965

APPENDIX E

ORDER 6 RULE 2(3)

Fees payable to Process Servers

1. For each service—

(a) of an ordinary, default or summary civil bill where the amount claimed—	Fee
does not exceed £50	75p
exceeds £50 but does not exceed £100	£1.10
exceeds £100	£1.30
(b) of an equity or probate civil bill	£1.25
(c) of an ejectment civil bill	75p

2. In proceedings under the Adoption Act (Northern Ireland) 1967 for each service (however affected) of the petition, notice of hearing or application, including completion of affidavit of service (other than commissioner's fee) and the amount of postage where used 75p

3. For each service of any other petition or summons initiating any proceedings 75p

4. For each service of any notice of application to the court in relation to a licence for the sale of intoxicating liquor 65p

5. (a) Where in any case personal service of any document is requisite the appropriate fee as above prescribed shall be increased by two-fifths.

(b) Service (except where personal service is requisite) on more than one defendant resident in the same premises shall count as only one service.

6. For service of each witness summons £1.10

7. For each service of any document not otherwise provided for 65p

8. For personal service of a summons under Rules 1(1)(i) of Order 47 for contempt or for sequestration £1.10

9. For personal service of a primary decree in equity (including completion of affidavit) £1.30

EXPLANATORY NOTE

(This note is not part of the Rules, but is intended to indicate their general purport.)

These rules amend Appendix E to the County Court Rules (Northern Ireland) 1965 by increasing the fees payable to process servers.