

## 1986 No. 88

## COUNTY COURTS

**County Court (Costs in Affiliation and Separation and Maintenance Appeals) (Amendment) Rules (Northern Ireland) 1986**

*Made* . . . . . 26th March 1986

*Coming into operation* . . . . . 1st May 1986

We, the County Court Rules Committee, appointed by the Lord Chancellor under Article 46 of the County Courts (Northern Ireland) Order 1980(a), in exercise of the powers conferred on us by Article 47 of that Order and all other powers enabling us in that behalf, hereby make the following rules:—

*Citation*

1. These rules may be cited as the County Court (Costs in Affiliation and Separation and Maintenance Appeals) (Amendment) Rules (Northern Ireland) 1986.

*Interpretation*

2. In these rules—

“the Principal Rules” means the County Court (Costs in Affiliation and Separation and Maintenance Appeals) Rules (Northern Ireland) 1966(b).

*Amendment to the Principal Rules*

3.—(1) In rule 1(1) of the Principal Rules after sub-paragraph (f) there shall be added the following sub-paragraph:

“(g) the Domestic Proceedings (Northern Ireland) Order 1980;”.

(2) In the Schedule to the Principal Rules for the figure “£60”, where it twice occurs, there shall be substituted the figure “£180”.

We, the undersigned members of the County Court Rules Committee, having by virtue of the powers vested in us in this behalf made the foregoing rules, do hereby certify the same under our hand and submit them to the Lord Chancellor accordingly.

*John K. Pringle*  
*John J. Curran*  
*J. F. B. Russell*  
*Brian F. Walker*  
*Kenneth Nixon*  
*Timothy T. Ferris*  
*Barry Valentine*  
*C. Nelson M. Rountree*  
*W. Hanna*

After consultation with the Lord Chief Justice, I allow these rules which shall come into operation on 1st May 1986.

Dated 26th March 1986.

*Hailsham of St. Marylebone, C.*

(a) S.I. 1980/397 (N.I. 3)

(b) S.R. & O. (N.I.) 1966 No. 276 as amended by S.R. 1974 No. 110 and S.R. 1978 No. 39

## EXPLANATORY NOTE

*(This note is not part of the Rules.)*

These rules amend the County Court (Costs in Affiliation and Separation and Maintenance Appeals) Rules (Northern Ireland) 1966 so as—

- (a) to include appeals under the Domestic Proceedings (Northern Ireland) Order 1980;
- (b) to increase from £60 to £180 the maximum figure for costs recoverable in respect of a solicitor's remuneration and outlay or for counsel's fee in the county court by a successful party from an unsuccessful party in an appeal from the order of a court of summary jurisdiction in affiliation or separation and maintenance proceedings.