

1995 No. 218

MATRIMONIAL CAUSES

SUPREME COURT

COUNTY COURTS

**The Matrimonial Causes Fees (Amendment) Order
(Northern Ireland) 1995***Made* 22nd May 1995*Coming into operation* 1st June 1995

The Lord Chancellor, in exercise of the powers conferred on him by section 116(1) of the Judicature (Northern Ireland) Act 1978(a), after consultation with the Lord Chief Justice and with the concurrence of the Treasury, hereby makes the following Order:—

1. This Order may be cited as the Matrimonial Causes Fees (Amendment) Order (Northern Ireland) 1995 and shall come into operation on 1st June 1995.

2. For the Schedule to the Matrimonial Causes Fees Order (Northern Ireland) 1991(b) there shall be substituted the new Schedule set out in the Schedule to this Order.

Dated 16th May 1995

Mackay of Clashfern, C.

We concur,

*Timothy Kirkhope
Timothy Wood*

Dated 22nd May 1995

Two of the Lords Commissioners of
Her Majesty's Treasury

(a) 1978 c. 23

(b) S.R. 1991 No. 292; as amended by S.R. 1992 No. 219 and S.R. 1994 No. 281

SCHEDULE

Article 2

Amendment of the Matrimonial Causes Fees Order
(Northern Ireland) 1991

SCHEDULE

Article 4

Fees to be taken in all Matrimonial Proceedings

Column 1	Column 2	Column 3
<i>Item</i>	<i>Fee £</i>	<i>Document to be endorsed</i>
<i>Commencement of Proceedings</i>		
1. On sealing an originating summons	55·00	The filed copy
2. On presenting any petition other than a second petition presented with leave granted under rule 10(3)—		
(a) when the petition is presented to the High Court	110·00	The filed copy
(b) when the petition is presented to a divorce county court	90·00	The filed copy
<i>Applications for Ancillary Relief</i>		
3. On filing a notice of application for ancillary relief	25·00	The filed copy
<i>Applications concerning Children</i>		
4. On an application for an order relating to the custody or education, access, committal to care of, or provision of supervision for, a child, except where the application is for an order by consent	25·00	The filed copy
<i>Other Applications in Proceedings</i>		
5. On any application in matrimonial proceedings, except where it is otherwise provided for in this Schedule, or is for an order by consent, made		
(i) to a master or registrar	25·00	The filed copy
(ii) to a judge	30·00	The filed copy
<i>Writs of Subpoena and Witness Summonses</i>		
6. On sealing a writ of subpoena or issuing a witness summons, per person	4·00	The filed copy

Column 1	Column 2	Column 3
<i>Item</i>	<i>Fee £</i>	<i>Document to be endorsed</i>
<i>Copies of documents</i>		
7. (i) Personal Applications		
(a) for a copy of all or part of any document, issued as an office copy, for each page	1-00	The requisition
(b) for a certified copy of any document	2-50	The requisition
And for each page after the first, an additional fee of	1-50	
(c) For a sealed and certified copy of any document	3-00	The requisition
And for each page after the first, an additional fee of	2-00	
(ii) Postal Applications		
For the first four pages of any document, issued as an office copy	2-00	The requisition
And for each page after the fourth, an additional fee of	0-50	
<i>Searches and Inspections</i>		
8. On a search (including inspection)	3-00	The search docket
9. For an official certificate of the result of a search in any index, for the first name	3-00	The requisition
For every other name	2-00	The requisition
<i>Miscellaneous</i>		
10. For signing, settling or approving an advertisement	4-00	The requisition
<i>Appeals</i>		
11. On filing a notice of appeal from a registrar to a judge in chambers	30-00	The filed copy
12. On entering any appeal (including an interlocutory appeal) to the Court of Appeal	70-00	The notice of appeal or requisition
<i>Taxation</i>		
13. On the taxation of a bill of costs: where the amount allowed does not exceed £5-00	1-00	The bill
Where the amount allowed exceeds £5 but does not exceed £100, for every £1 or fraction thereof:	0-15	The bill

Column 1	Column 2	Column 3
<i>Item</i>	<i>Fee £</i>	<i>Document to be endorsed</i>
Where the amount allowed exceeds £100—		
(i) for the first £100	20·00	
(ii) for every £1 or fraction thereof over £100	0·12	The bill
14. On withdrawal of a bill of costs which has been lodged for taxation	Such fee (not exceeding the amount which would have been payable under Fee No. 13 if the bill had been allowed in full) as shall appear to the taxing master to be fair and reasonable. Providing that the taxing master may in any case require the bill of costs to be stamped before taxation with the whole or part of the amount of fees which would be payable if the bill were allowed by him at the full amount thereof.	The bill
<i>Enforcement</i>		
15. On any application for enforcement of a matrimonial order	25·00	The filed copy.

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order amends the Matrimonial Causes Fees Order (Northern Ireland) 1991 to increase the majority of fees to be taken in matrimonial proceedings, whether in the High Court or a divorce county court.