

Dated this 27th day of February, 1948.

Edmond Warnock,
Minister of Home Affairs for
Northern Ireland.

I, the Right Honourable J. Maynard Sinclair, Minister of Finance for Northern Ireland, hereby signify my concurrence in the foregoing Order.

Dated this 27th day of February, 1948.

J. M. Sinclair,
Minister of Finance for
Northern Ireland.

Summons and Process Servers' Fees

ORDER, DATED 21ST DECEMBER, 1948, MADE BY THE LORD CHIEF JUSTICE OF NORTHERN IRELAND UNDER SECTION ONE OF THE SUMMONS AND PROCESS SERVERS' FEES (IRELAND) ACT, 1919.

1948. No. 325

WHEREAS by section one of the Summons and Process Servers' Fees (Ireland) Act, 1919, it is provided in effect that the Lord Chief Justice of Northern Ireland may make Orders prescribing—

- (a) the maximum sums that may be fixed by justices under section ten of the Petty Sessions Clerks and Fines (Ireland) Act, 1878, as fees for the service of summonses under the Summary Jurisdiction Acts; and
- (b) the fees that may be charged under section eighteen of the Civil Bill Courts (Ireland) Act, 1851, for the service of county court processes.

NOW, THEREFORE, I, THE RIGHT HONOURABLE SIR JAMES ANDREWS, Bart., Deputy Lieutenant, Lord Chief Justice of Northern Ireland, in pursuance of the powers vested in me by the said section and of all other powers thereunto me enabling, do hereby make the following Order:—

1. Any summons server appointed under the Summary Jurisdiction Acts, (Northern Ireland) shall be entitled to be paid by the complainant or person for whom he may be employed such sum, not exceeding the sum specified for each case in the First Schedule to this Order annexed, according to the distance necessarily travelled by such summons server in effecting every such service upon each party or witness (or upon any number of parties or witnesses in the same case who shall be served in the same house) as the resident magistrate shall fix.
2. Any process server appointed in pursuance of section fifteen of the Civil Bill Courts (Ireland) Act, 1851, shall, in addition to any salary

made payable to him under that Act be entitled to be paid the fees set forth in the Second Schedule to this Order annexed.

3. The Order made by the Lord Chancellor of Ireland dated 19th May, 1919, is hereby revoked.

4. This Order may be cited as the Summons and Process Servers' Fees Order (Northern Ireland), 1948, and shall have effect as from 1st January, 1949.

Given under my hand this 21st day of December, 1948.

James Andrews,
Lord Chief Justice of Northern Ireland.

FIRST SCHEDULE

MAXIMUM FEES PAYABLE TO SUMMONS SERVERS

Where the distance travelled shall not exceed 2 miles	s.	d.	
	2	0	
Where the distance travelled shall not exceed 4 miles			3 0
Where the distance travelled shall exceed 4 miles			such sum not exceeding 6s. 0d. as may be arranged between the complainant and the summons server.

The distance to be reckoned in each case to the place of service from the Petty Sessions Court of the district, and the return journey is not to be taken into account.

SECOND SCHEDULE

MAXIMUM FEES PAYABLE TO PROCESS SERVERS

Serving Civil Bill in any case where there is but one defendant, or there are several defendants residing in the same dwelling-house—

Where the amount sought to be recovered shall not exceed £10	s.	d.	
	2	0	
Where the amount sought to be recovered shall not exceed £50			3 0
Where the amount sought to be recovered shall exceed £50			4 0

In case of two or more defendants not residing in one and the same dwelling-house, a separate fee for each defendant—

Where the amount sought to be recovered shall not exceed £10	s.	d.	
	1	6	
Where the amount sought to be recovered shall not exceed £50			2 0
Where the amount sought to be recovered shall exceed £50			2 6

In all cases in which personal service is necessary the fees for service shall be increased by one-third the above allowance.