

COUNTY COURTS

County Court (Amendment) Rules (Northern Ireland) 1971

RULES, DATED 3RD FEBRUARY 1971, MADE BY THE MINISTER OF HOME AFFAIRS UNDER SECTION 146 OF THE COUNTY COURTS ACT (NORTHERN IRELAND) 1959.

I, Major the Right Honourable James Dawson Chichester-Clark, D.L., Minister of Home Affairs for Northern Ireland, in exercise of the powers conferred on me by section 146 of the County Courts Act (Northern Ireland) 1959(a) on the recommendation of the County Court Rules Committee and after consultation with the Lord Chief Justice, do hereby make the Rules hereinafter set forth.

Citation and commencement

1. These Rules shall be cited as the County Court (Amendment) Rules (Northern Ireland) 1971 and shall come into operation on 15th February 1971.

Amendment of Rules of 1965

2.—(1) The provisions of the County Court Rules (Northern Ireland) 1965(b) specified in the first column of the Schedule are amended to the extent specified in the second column thereof.

(2) The amendments made by these Rules to Appendix ZL and to so much of Appendix ZM as requires a court fee to be paid on a decree or dismiss shall apply to the amount entered on a decree or dismiss lodged in the County Court Office on or after the 15th February 1971.

References in statutory provisions to monetary sums to be converted to decimal currency.

3. Without prejudice to any amendment made by these Rules or by any other enactment as to decimal currency, in any statutory provision relating to county court costs or fees a reference to a sum of money in shillings and pence shall be construed as a reference to the equivalent to that sum in decimal currency calculated in accordance with Schedule 1 to the Decimal Currency Act 1969.

Dated this 3rd day of February 1971.

J. D. Chichester-Clark,
Minister of Home Affairs.

The Ministry of Finance concurs in so much of the Schedule as amends Appendix ZM to the County Court Rules (Northern Ireland) 1965 (prescribing the Court fees for documents in proceedings in the County Court).

Sealed with the Official Seal of the Ministry of Finance this 3rd day of February 1971.

(L.S.)

C. F. Darling,
Assistant Secretary.

SCHEDULE

Amendment of the County Court Rules (Northern Ireland) 1965

Provision amended	Amendment
Order 5: Rule 2	<p>After paragraph (8) of the Rule there shall be added the following paragraph:—</p> <p>“(9) Where reference to a sum of money is made in a civil bill or in the particulars the sum must be stated in decimal currency.”</p>
Order 6: Rule 1	<p>After paragraph (c) of the Rule there shall be added the following words:—</p> <p style="text-align: right;">“; or</p> <p>(d) where service is by post, as soon as it has been posted”.</p>
Order 6: Rule 3	<p>For paragraph (2) of the Rule there shall be substituted the following paragraph:—</p> <p>“(2) Except where otherwise directed under this Rule or Rules 6, 7, 9 and 11, a civil bill may be served either—</p> <p>(a) by a process server appointed for the division of the court in which proceedings are brought or that specified by paragraph (3), or</p> <p>(b) where service is not required by paragraph (6) or Rule 5 of Order 35 or Rule 23(1) of Order 36 to be made on the defendant in person, by a solicitor or member of his staff over the age of 16 years, sending, by registered post or by first class post using the recorded delivery service, a copy of the civil bill and any other document required to be attached thereto in an envelope addressed to the person to be served as stated in the civil bill.”</p> <p>In paragraph (3) of the Rule after the words “the civil bill shall” there shall be inserted the words “, unless served under paragraph (2)(b),”.</p>
Order 6: Rule 6	<p>In paragraph (1) of the Rule after the words “serving the civil bill” there shall be inserted the words “upon anyone in person”.</p>
Order 6: Rule 10	<p>At the end of paragraph (2) of the Rule there shall be added the words “or, where service was by post, by production of the solicitor’s certificate of posting”.</p>
Order 6: Rule 11	<p>In paragraph (1) of the Rule the words from “and where service” to the end are revoked.</p>
Order 6: Rule 12	<p>After Rule 11 there shall be added the following Rule:—</p> <p><i>“Proof of service by post</i></p> <p>12.—(1) Where service of a civil bill or other document has been made by post under these Rules, the person posting the copy civil bill or document shall endorse on the original his name, the date on which it was posted and the serial number on the envelope and on the post office certificate of posting.</p>

Provision amended	Amendment
	<p>(2) Evidence of such service shall be given by the production of a certificate of the solicitor personally in charge of the proceedings on behalf of his client and such certificate shall be in Form 3 in Appendix D; and—</p> <p>(i) refer to the original civil bill or document and any other document attached thereto and the serial number on the post office receipt for posting and on the envelope containing the copy thereof;</p> <p>(ii) state the contents of the envelope and by whom it was posted;</p> <p>(iii) exhibit the post office receipt for posting;</p> <p>(iv) state that, to the best of the knowledge and belief of the solicitor, the address on the envelope was that of the last known place of abode of the person to be served;</p> <p>(v) state affirmatively that the envelope has not been returned by the post office as undelivered;</p> <p>(vi) exhibit the relevant post office advice of delivery.</p> <p>(3) Every document proved to have been posted and delivered as aforesaid shall, unless the contrary is shown, be deemed to have been served on the person to whom the envelope containing it was addressed at the time stated in the advice of delivery.”</p>
Order 12: Rule 5	<p>At the end of paragraph (a) of the Rule there shall be added the words “or, where Order 6: Rule 3(2)(b) or Rule 3(7) applies the solicitor’s certificate referred to in Rule 12 of Order 6.”</p>
Order 12: Rule 11	<p>At the end of paragraph (a) of the Rule there shall be added the words “or, where Order 6: Rule 3(2)(b) or Rule 3(7) applies the solicitor’s certificate referred to in Rule 12 of Order 6.”</p>
Order 24: Rule 4	<p>In paragraph (1) of the Rule after the words “an affidavit of service” there shall be inserted “or, where Order 6: Rule 3(2)(b) or Rule 3(7) applies the solicitor’s certificate referred to in Rule 12 of Order 6”.</p>
Order 24: Rule 30	<p>In paragraph (1) of the Rule after the words “or other irregularity” there shall be inserted the words “or because the civil bill or other initiating process did not come to the knowledge of the defendant in time”.</p> <p>In paragraph (2) after the words “under this Rule shall” there be inserted the words “, subject to paragraph (2A),”</p> <p>After paragraph (2) there shall be inserted the following paragraph:—</p> <p>“(2A) Where the notice alleges that the unsuccessful party did not have knowledge of the initiating process or that the process which was sought to be served by post in accordance with the provisions of Order 6 did not come to his knowledge in time to defend the action or to appeal in the matter, then if the clerk of the Crown and peace is satisfied that the successful party consents to a hearing or re-hearing of the case, he may grant the application without the motion being made to the court and in so doing, unless the parties are agreed as to incidence and amount of the costs in the application, may make such order as to costs as he thinks fit.”</p> <p>In paragraph (6) of the Rule after the words “under paragraph (1)” there shall be inserted the words “or (2A)”</p>

Provision amended	Amendment
Order 29: Rule 2A	<p>After Rule 2 there shall be inserted the following Rule:—</p> <p><i>“Amounts for which decree issued to be in decimal currency</i></p> <p>2A. A decree for the payment of a sum of money must where lodged in the Office after 15th February 1971 state the sum in decimal currency.”.</p>
Order 44: Rule 12	<p>For the reference to 2s. 6d. there shall be substituted a reference to 13p.</p>
Order 44: Rule 15A	<p>After Rule 15 there shall be inserted the following Rule:—</p> <p><i>“Service fees for postal service</i></p> <p>15A. Where service of a civil bill or other document has been effected by post under Rule 3(2)(b) of Order 6, the solicitor shall be entitled to a fee of 30p inclusive of outlay in lieu of the fees payable to process servers.”.</p>
Order 48: Rule 1	<p>After paragraph (2) of the Rule there shall be added the following paragraph:—</p> <p>“(3) In these Rules “decimal currency” means the new currency provided for by the Decimal Currency Act 1967 and where it is necessary for the purposes of these Rules to calculate the amount in decimal currency corresponding to an amount in shillings and pence, the calculation shall be made in accordance with Schedule 1 to the Decimal Currency Act 1969.”</p>
Appendix D	<p>After Form 2 there shall be added the following Form:—</p> <p style="text-align: center;">“FORM 3</p> <p style="text-align: center;">Solicitor’s Certificate as to Service by Post</p> <p style="text-align: center;">ORDER 6: RULE 12</p> <p style="text-align: center;"><i>[Title as in Appendix A Form I]</i></p> <p>I, _____, the solicitor personally in charge of the above proceedings on behalf of the plaintiff/petitioner/applicant/appellant hereby certify that a copy of [the civil bill in the said action] [the petition [or notice] in the said matter] the original of which is attached hereto together with the following enclosures, namely—</p> <p>were posted and contained in an envelope bearing the serial number and date shown on the attached post office receipt by</p> <p>[a member of my office staff over the age of 16 years] and state as follows:—</p>

Provision amended	Amendment										
<p>Appendix E</p>	<p>(a) the address on the envelope is, to the best of my knowledge and belief, that of the last known place of abode of the person to be served;</p> <p>(b) that the envelope has not been returned to me or to my staff as undelivered; and</p> <p>(c) that the post office advice of delivery exhibited hereto relates to that envelope.</p> <p style="text-align: right;">Solicitor.</p> <p>Address</p> <p>Date</p> <p>”</p> <p>For Appendix E there shall be substituted the following Appendix:—</p> <p style="text-align: center;">“APPENDIX E ORDER 6 RULE 2(3) PART 1</p> <p>Fees payable to Process Servers appointed to act for any district within the county borough of Belfast</p> <p>1. For each service—</p> <p>(a) of an ordinary, default or summary civil bill where the amount claimed—</p> <table style="margin-left: 40px;"> <tr> <td></td> <td style="text-align: right;">Fee</td> </tr> <tr> <td>does not exceed £50</td> <td style="text-align: right;">30p</td> </tr> <tr> <td>exceeds £50 but does not exceed £100</td> <td style="text-align: right;">40p</td> </tr> <tr> <td>exceeds £100 but does not exceed £200</td> <td style="text-align: right;">55p</td> </tr> <tr> <td>exceeds £200</td> <td style="text-align: right;">65p</td> </tr> </table> <p>(b) of an equity or probate civil bill 50p</p> <p>(c) of an ejection civil bill 30p</p> <p>2. In proceedings under the Adoption Act (Northern Ireland) 1967 for each service (however effected) 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 30p</p> <p>3. For each service of any other petition or summons initiating any proceedings 30p</p> <p>4. For each service of any notice of application to the court in relation to a licence for the sale of intoxicating liquor 25p</p> <p>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.</p>		Fee	does not exceed £50	30p	exceeds £50 but does not exceed £100	40p	exceeds £100 but does not exceed £200	55p	exceeds £200	65p
		Fee									
does not exceed £50	30p										
exceeds £50 but does not exceed £100	40p										
exceeds £100 but does not exceed £200	55p										
exceeds £200	65p										

Provision amended	Amendment								
<p>Appendix E (contd.)</p>	<p>(b) Service (except where personal service is requisite) on more than one defendant resident in the same premises shall count as only one service:</p> <p>6. For service of each witness summons 40p</p> <p>7. For each service of any document not otherwise provided for 25p</p> <p>8. For personal service of a summons under Rule 1(1)(i) of Order 47 for contempt or for sequestration 40p</p> <p>9. For personal service of a primary decree in equity (including completion of affidavit) 55p</p> <p style="text-align: center;">PART II</p> <p>Fees payable to Process Servers appointed to act for any district outside the county borough of Belfast</p> <p>1. For each service—</p> <p>(a) of an ordinary, default or summary civil bill where the amount claimed—</p> <table style="margin-left: 40px;"> <tr> <td></td> <td style="text-align: right;">Fee</td> </tr> <tr> <td>does not exceed £50</td> <td style="text-align: right;">60p</td> </tr> <tr> <td>exceeds £50 but does not exceed £100</td> <td style="text-align: right;">90p</td> </tr> <tr> <td>exceeds £100</td> <td style="text-align: right;">£1.05</td> </tr> </table> <p>(b) of an equity or probate civil bill £1</p> <p>(c) of an ejectment civil bill 60p</p> <p>2. In proceedings under the Adoption Act (Northern Ireland) 1967 for each service (however effected) 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 60p</p> <p>3. For each service of any other petition or summons initiating any proceedings 60p</p> <p>4. For each service of any notice of application to the court in relation to a licence for the sale of intoxicating liquor 50p</p> <p>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.</p> <p>(b) Service (except where personal service is requisite) on more than one defendant resident in the same premises shall count as only one service.</p> <p>6. For service of each witness summons 90p</p> <p>7. For each service of any document not otherwise provided for 50p</p> <p>8. For personal service of a summons under Rule 1(1)(i) of Order 47 for contempt or for sequestration 90p</p> <p>9. For personal service of a primary decree in equity (including completion of affidavit) £1.05"</p>		Fee	does not exceed £50	60p	exceeds £50 but does not exceed £100	90p	exceeds £100	£1.05
	Fee								
does not exceed £50	60p								
exceeds £50 but does not exceed £100	90p								
exceeds £100	£1.05								

"APPENDIX ZL

PART I

ORDINARY CIVIL BILLS

(other than those provided for in Table 4)

TABLE 1: PLAINTIFF'S COSTS

In actions where amount decreed 1	Instructions, drawing civil bill and copy 2	Entry preparation for and attending hearing 3	Drawing decrece 4	Counsel's fee 5
	£	£	£	£
(i) does not exceed £10	1.00	1.50	0.25	1.05
(ii) exceeds £10 but does not exceed £20	1.50	2.50	0.25	2.10
(iii) " £20 " " " " £40	2.50	5.00	0.50	3.15
(iv) " £40 " " " " £75	5.00	8.00	0.75	5.25
(v) " £75 " " " " £100	7.50	12.50	0.75	6.30
(vi) " £100 " " " " £150	9.00	14.00	1.00	7.35
(vii) " £150 " " " " £225	14.00	19.00	1.00	8.40
(viii) " £225 " " " " "	19.00	23.00	1.00	9.45

This Table does not apply to actions for defamation.

ORDINARY CIVIL BILLS

TABLE 2: DEFENDANT'S COSTS

In actions where amount claimed	Instructions	Preparation for and attending hearing	Drawing dismiss	Counsel's fee
1	2	3	4	5
	£	£	£	
(i) does not exceed £10	0.87	1.50	0.25	1.05
(ii) exceeds £10 but does not exceed £20	1.25	2.50	0.25	2.10
(iii) " £20 " " " £40	2.13	5.00	0.50	3.15
(iv) " £40 " " " £75	4.25	8.00	0.75	5.25
(v) " £75 " " " £100	6.63	12.50	0.75	6.30
(vi) " £100 " " " £150	8.00	14.00	1.00	7.35
(vii) " £150 " " " £225	13.00	19.00	1.00	8.40
(viii) " £225	18.00	23.00	1.00	9.45

This Table does not apply to actions for defamation.

DEFAULT AND SUMMARY CIVIL BILLS

TABLE 3: PLAINTIFF'S COSTS

In actions where amount decreed 1	Instructions, drawing civil bill and copy, notices, etc. 2	After eight days from service including affidavits, entering and all necessary proofs 3	Drawing decree 4
	£	£	£
(i) does not exceed £10	0.50	0.75	0.25
(ii) exceeds £10 but does not exceed £20	0.75	1.00	0.25
(iii) " £20 " " " " £40	1.50	2.50	0.50
(iv) " £40 " " " " £75	2.50	5.00	0.75
(v) " £75 " " " " £100	3.50	6.50	1.00
(vi) " £100 " " " " £150	3.50	6.50	1.00
(vii) " £150	4.00	7.00	1.00

Where a default civil bill is defended or a summary civil bill is entered for hearing the costs of plaintiff and defendant respectively shall be in accordance with Tables 1 and 2 or, if the Judge so directs under Rule 10 of Order 44 the costs of the plaintiff shall be in accordance with the above Table or Table 4, as the case may be.

Undefended Actions

(other than Default or Summary Civil Bills)

TABLE 4: PLAINTIFF'S COSTS

In actions where amount decreed	Instruction, drawing civil bill and copy	Entry, preparation for and attending hearing	Drawing Decree
1	2	3	4
	£	£	£
(i) does not exceed £10	0.50	0.75	0.25
(ii) exceeds £10 but does not exceed £20	0.75	1.00	0.25
(iii) " £20 " " " " £40	1.50	2.50	0.50
(iv) " £40 " " " " £75	2.50	5.00	0.75
(v) " £75 " " " " £100	3.50	6.50	1.00
(vi) " £100 " " " " £150	3.50	6.50	1.00
(vii) " £150	4.00	7.00	1.00

Provision amended or revoked

Appendix ZL
(contd.)

Amendment or revocation

Ordinary Civil Bills—Title Jurisdiction

(to be calculated according to the valuation of the lands of the plaintiff or defendant, as the Judge may direct)

TABLE 5: PLAINTIFF'S COSTS

Valuation	Instructions, drawing civil bill and copy	Entry, preparation for and attending hearing	Drawing Decree	Counsel's Fee
1	2	3	4	5
	£	£	£	£
(i) not exceeding £30	5.25	7.35	1.05	4.20
(ii) exceeding £30 but not exceeding £50	7.35	12.60	1.05	6.30
(iii) „ £50	10.50	15.75	1.05	7.35

Provision
amended or
revokedAppendix ZL
(contd.)

Ordinary Civil Bills—Title Jurisdiction

(to be calculated according to the valuation of the lands of the defendant or plaintiff, as the Judge may direct)

TABLE 6: DEFENDANT'S COSTS

Valuation 1	Instructions, entry of defence, preparation for and attending hearing 2	Drawing dismiss 3	Counsel's fee 4
	£	£	£
(i) not exceeding £50	10.50	1.05	4.20
(ii) exceeding £30 but not exceeding £50	17.85	1.05	6.30
(iii) exceeding £50	24.15	1.05	7.35

Amendment or revocation

Provision amended or revoked

Appendix ZL
(contd.)

Amendment or revocation

Libel and Slander

TABLE 7: PLAINTIFF'S COSTS

In actions where amount decreed—	Instructions, drawing civil bill and copy 2	Entry, preparation for and attending hearing 3	Drawing decree 4	Counsel's fee 5
	£	£	£	£
(i) does not exceed £2	1-00	1-50	0-25	1-05
(ii) exceeds £2 but does not exceed £10	5-00	8-00	0-75	5-25
(iii) exceeds £10	8-00	13-00	1-00	7-35

The above scale may be varied at the Judge's discretion.

Provision amended or revoked
Appendix ZL.
(contd.)

Libel and Slander

TABLE 8: DEFENDANT'S COSTS

In actions where amount claimed—	Instructions	Preparation for and attending hearing	Drawing dismiss	Counsel's fee
1	2	3	4	5
	£	£	£	£
(i) does not exceed £2	0.87	1.50	0.25	1.05
(ii) exceeds £2 but does not exceed £10	4.25	8.00	0.75	5.25
(iii) exceeds £10	7.00	13.00	1.00	7.35

The above scale may be varied at the Judge's discretion.

Amendment or revocation

Provision amended or revoked	Amendment or revocation
Appendix ZL (<i>contd.</i>)	<p style="text-align: center;">PART II</p> <p style="text-align: center;">Remitted Actions</p> <p>There shall be payable the like costs as are prescribed by Tables 1 and 2 of Part I in respect of ordinary civil bills, except that—</p> <p>(a) the amounts respectively specified in column 2 of Table 1 shall be payable in respect of—</p> <p style="padding-left: 40px;">Taking the writ off the file, lodging it with the Clerk of the Crown and Peace and drawing and serving notice on the defendant;</p> <p>(b) where the plaintiff has omitted or refused to lodge with the Clerk of the Crown and Peace the remitting order and writ of summons, the defendant shall, if he complies with Order 8, Rule 6, be entitled to a sum of £2.50;</p> <p>(c) where a remitted action is dismissed the costs of the defendant as between party and party shall be calculated as if a sum of £300 had been claimed;</p> <p>(d) the costs may be increased by such amounts as the Judge may think proper, having regard to the sum of money involved or the difficulty or importance of the case—</p> <p style="padding-left: 40px;">(i) as respects the plaintiff, where the sum decreed exceeds £300;</p> <p style="padding-left: 40px;">(ii) as respects the defendant, where the sum claimed exceeds £300, or where no specific sum was claimed.</p> <p>Where a Chancery action is remitted the Judge shall direct which costs tables shall apply having regard to the subject matter of the suit.</p>

Provision
amended or
revoked

Appendix ZL
(contd.)

Amendment or revocation

PART III
Ejectments

TABLE 1: PLAINTIFF'S COSTS

Where the Valuation	Instructions drawing Civil Bill and copy	Entry, preparation for and attending hearing	Verifying affidavit (if any)	Drawing Decree	Counsel's fee
1	2	3	4	5	6
	£	£	£	£	£
(i) Does not exceed £20	2-00	3-50	0-25	0-50	3-15
(ii) Exceeds £20 but does not exceed £30	3-15	4-20	0-25	0-75	4-20
(iii) Exceeds £30 but does not exceed £40	4-00	4-50	0-25	0-80	5-25
(iv) Exceeds £40 but does not exceed £50	5-25	7-35	0-25	0-90	6-30
(v) Exceeds £50	6-50	10-00	0-25	1-00	7-35

Provision
amended or
revokedAppendix ZL
(contd.)

Amendment or revocation

Ejectments

TABLE 2: DEPENDANT'S COSTS

Where the Valuation 1	Instructions, entry of defence, preparation for and attending hearing 2	Drawing dismiss 3	Counsel's fee 4
	£	£	£
(i) does not exceed £20	4.50	0.50	3.15
(ii) exceeds £20 but does not exceed £30	6.30	0.75	4.20
(iii) " £30 " " " " £40	7.35	0.80	5.25
(iv) " £40 " " " " £50	11.55	0.90	6.30
(v) " £50 " " " " "	14.70	1.00	7.35

Provision amended or revoked	Amendment or revocation
Appendix ZL (<i>contd.</i>)	<p style="text-align: center;">PART IV</p> <p style="text-align: center;">Proceedings to Annul Precept, Order or Conviction—Order 33</p> <p>Instructions, drawing notice and copy £2.00 Entry, preparation for and attending hearing £6.50 Drawing order £0.50</p> <p style="text-align: center;">PART V</p> <p style="text-align: center;">Restitution of Possession</p> <p>Where the application for Restitution shall be opposed and shall be refused, Part III, Table 2, shall apply as if the respondent were a defendant.</p> <p>Where the application for Restitution is granted no party and party costs shall be allowed.</p>

Provision amended or revoked

Appendix ZL
(contd.)

Amendment or revocation

PART VI

Grant and Revocation of Probate or Administration

TABLE 1: PLAINTIFF'S COSTS

Where personalty sworn at sum not exceeding £100 and the valuation of the lands 1	Drawing civil bill and copy instructions, drawing and lodging all necessary affidavits or copies thereof 2	Preparation for and attending hearing 3	Counsel's fee 4
(i) does not exceed £30 (ii) exceeds £30 but does not exceed £50 (iii) „ £50	£ 5.25 8.40 11.55	£ 8.40 13.65 17.85	£ 5.25 8.40 11.55

Provision
amended or
revoked

Appendix ZL
(contd.)

Grant and Revocation of Probate or Administration

TABLE 2: DEFENDANT'S COSTS

Where personalty sworn at sum not exceeding £100 and the valuation of the lands 1	Instructions, preparation for and attending hearing 2	Counsel's fee 3
	£	£
(i) does not exceed £30	10.50	5.25
(ii) exceeds £30 but does not exceed £50	17.85	8.40
(iii) exceeds £50	21.00	11.55

Amendment or revocation

Provision
amended or
revokedAppendix ZL
(*contd.*)

Grant and Revocation of Probate or Administration

TABLE 3: PLAINTIFF'S COSTS

Where there are no lands and the personalty sworn at a sum— 1	Drawing civil bill and copy, instruc- tions, drawing and lodging all necessary affidavits or copies thereof 2	Preparation for and attending hearing 3	Counsel's fee 4
	£	£	£
(i) not exceeding £200	3.15	4.20	3.15
(ii) exceeding £200 but not exceeding £500	5.25	8.40	5.25
(iii) " £500 " " " £750	8.40	13.65	8.40
(iv) " £750 " " " £1,000	8.40	13.65	9.45
(v) " £1,000	11.55	17.85	11.55

Amendment or revocation

Provision
amended or
revoked

Appendix ZL
(contd.)

Grant and Revocation of Probate or Administration

TABLE 4: DEFENDANT'S COSTS

Where there are no lands and the personalty sworn at a sum—	Instructions, preparation for and attending hearing	Counsel's fee
1	2	3
	£	£
(i) not exceeding £200	5.25	3.15
(ii) exceeding £200 but not exceeding £500	10.50	5.25
(iii) " £500 " " " £750	17.85	8.40
(iv) " £750 " " " £1,000	17.85	9.45
(v) " £1,000	21.00	11.55

Amendment or revocation

Provision amended or revoked	Amendment or revocation
Appendix ZL (<i>contd.</i>)	<p style="text-align: center;">Grant and Revocation of Probate or Administration</p> <p>TABLE 5:</p> <p>Where the estate consists of personalty sworn at a sum exceeding £100 and lands not exceeding £75 in annual value, the costs shall be ascertained by reference to the foregoing Tables, numbered 1, 2, 3 and 4, in the following manner, that is to say:—</p> <p>A. To solicitors—</p> <p>(a) The appropriate Table which yields the higher sum shall apply with the addition of one half of the relevant sum which would be yielded by the other appropriate Table (increased where necessary to the nearest multiple of five pennies);</p> <p>(b) Where each appropriate Table would yield the same sum, that sum shall be increased by one half (increased where necessary to the nearest multiple of five pennies);</p> <p>B. To counsel—</p> <p>The fee payable shall be the higher of the two appropriate fees, with the addition of £1.05.</p>

Provision
amended or
revoked

Amendment or revocation

Appendix ZL
(contd.)

PART VII

Applications for Compensation for Criminal Injuries

TABLE 1: APPLICANT'S SOLICITOR

Where the amount awarded— 1	Instructions and all necessary work prior to entry 2	Entering notice of application and attending hearing 3	Drawing decree or order 4
(i) does not exceed £20	The Judge shall allow such sum not exceeding £4.20 as he may think reasonable to cover all costs exclusive of outlay		
(ii) exceeds £20 but does not exceed £50	£ 3.15	£ 4.20	£ 0.50
(iii) " £50 " " " " £200	6.30	7.35	0.75
(iv) " £200 " " " " £400	8.40	10.50	1.00
(v) " £400	10.50	12.60	1.25

The costs set out in this Table may be increased by such amounts as the Judge may think proper having regard to the difficulty or importance of the case or the sum of money involved.

Provision
amended or
revoked

Amendment or revocation

Appendix ZL
(contd.)

Applications for Compensation for Criminal Injuries

TABLE 2: APPLICANT'S COUNSEL

Where the amount awarded	Counsel's fee
1	2
	£
(i) does not exceed £10	1.05
(ii) exceeds £10 but does not exceed £25	2.10
(iii) " £25 " " " " £50	3.15
(iv) " £50 " " " " £75	4.20
(v) " £75 " " " " £100	5.25
(vi) " £100 " " " " £200	7.35
(vii) " £200 " " " " £300	8.40
(viii) " £300 " " " " £400	9.45
(ix) " £400	10.50

Where the amount awarded exceeds £400 the fee set out in line (ix), column 2, of this Table may be increased by such amount as the Judge may think proper having regard to the difficulty or importance of the case or the sum of money involved.

Appendix ZL
(contd.)

Provision
amended or
revoked

Amendment or revocation

Applications for Compensation for Criminal Injuries

TABLE 3: RESPONDENT'S SOLICITOR

Where the amount claimed— 1	Instructions, preparation for and attending hearing 2	Drawing Order 3
(i) does not exceed £20	The Judge shall allow such sum not exceeding £3.15 as he may think reasonable to cover all costs exclusive of outlay.	
(ii) exceeds £20 but does not exceed £50	£ 5.25	£ 0.50
(iii) " £50 " " " " £200	10.50	0.75
(iv) " £200 " " " " £400	15.75	1.00
(v) " £400	18.90	1.25

The costs set out in this Table may be increased by such amounts as the Judge may think proper having regard to the difficulty or importance of the case or the sum of money involved.

Provision
amended or
revoked

Appendix ZL
(contd.)

Applications for Compensation for Criminal Injuries

TABLE 4: RESPONDENT'S COUNSEL

Where the amount claimed	Counsel's fee
1	2
	£
(i) does not exceed £10	1.05
(ii) exceeds £10 but does not exceed £25	2.10
(iii) exceeds £25 but does not exceed £50	3.15
(iv) exceeds £50 but does not exceed £75	4.20
(v) exceeds £75 but does not exceed £100	5.25
(vi) exceeds £100 but does not exceed £200	7.35
(vii) exceeds £200 but does not exceed £300	8.40
(viii) exceeds £300 but does not exceed £400	9.45
(ix) exceeds £400	10.50

Where the amount claimed exceeds £400 the fee set out in line (ix), column 2, of this Table may be increased by such amount as the Judge may think proper having regard to the difficulty or importance of the case or the sum of money involved.

Amendment or revocation

Provision amended or revoked	Amendment or revocation										
<p>Appendix ZL (contd.)</p>	<p style="text-align: center;">PART VIII</p> <p style="text-align: center;">Equity Suits and Proceedings</p> <p>1. Subject to the Judge's discretion, the following regulations shall be applicable to the costs of Equity suits and proceedings under sections 15 and 16 of the Act.</p> <p>2. For the determination of costs in Equity matters there shall be four scales which may be known respectively as Scale 1, Scale 2, Scale 3 and Scale 4 and shall, subject to the succeeding regulations of this Part, be applied as follows, that is to say:—</p> <table border="1" data-bbox="404 623 1058 844"> <thead> <tr> <th data-bbox="404 623 852 691">Where the value of the personalty and lands</th> <th data-bbox="852 623 1058 691">The Scale applicable shall be</th> </tr> </thead> <tbody> <tr> <td data-bbox="404 691 852 725">Does not exceed £200</td> <td data-bbox="852 691 1058 725">Scale 1</td> </tr> <tr> <td data-bbox="404 725 852 759">Exceeds £200 but does not exceed £500</td> <td data-bbox="852 725 1058 759">Scale 2</td> </tr> <tr> <td data-bbox="404 759 852 793">Exceeds £500 but does not exceed £750</td> <td data-bbox="852 759 1058 793">Scale 3</td> </tr> <tr> <td data-bbox="404 793 852 844">Exceeds £750</td> <td data-bbox="852 793 1058 844">Scale 4</td> </tr> </tbody> </table> <p>and the costs in the Schedule hereto shall apply accordingly.</p> <p>3. For the purpose of ascertaining the appropriate scale the value of any lands not valued by a court valuer or sold in the course of the proceedings shall, subject to any direction of the Judge, be taken to be forty times their valuation under the Valuation Acts.</p> <p>4. Notwithstanding the foregoing provisions of this Part, the Judge may in any case direct that any of the scales prescribed in this Part be wholly or partly applicable for the determination of the costs of any party thereto.</p> <p>5. Where any costs or expenses have not been provided for in the said Schedule, or where, having regard to the work actually performed, the amounts so provided for are in the opinion of the Judge inadequate, he may for any particular case make a special order allowing such costs and expenses as he may think just.</p> <p>6. The value of the subject matter of any suit for the purpose of stamp duties and for the allowance of costs and expenses shall in case of dispute be assessed by the Judge.</p> <p>7. Where a suit is terminated by settlement or other arrangement at any time before the final decree, the Judge may order such allowance in respect of costs and expenses of either or any of the parties as in his opinion, having regard to the nature and circumstances of the case, may seem just.</p>	Where the value of the personalty and lands	The Scale applicable shall be	Does not exceed £200	Scale 1	Exceeds £200 but does not exceed £500	Scale 2	Exceeds £500 but does not exceed £750	Scale 3	Exceeds £750	Scale 4
	Where the value of the personalty and lands	The Scale applicable shall be									
	Does not exceed £200	Scale 1									
	Exceeds £200 but does not exceed £500	Scale 2									
	Exceeds £500 but does not exceed £750	Scale 3									
	Exceeds £750	Scale 4									

Provision amended or revoked	Amendment or revocation
Appendix ZL (<i>contd.</i>)	<p>8. The costs of separate appearances by counsel or solicitor for parties whose interests are not antagonistic shall not be allowed, nor shall more than one set of costs be allowed for any parties for whom the Judge is of opinion that separate appearances were unnecessary.</p> <p>9. Costs as between party and party shall in all cases be taxed by the Clerk of the Crown and Peace or Registrar when directed by the Judge, and as between solicitor and client on requisition. Every such taxation shall be subject to review by the Judge wholly or in part.</p> <p>10. Where in a mortgage suit the defendant, either before the hearing or within the time fixed by the primary decree pays the amount due for principal and interest together with all costs due up to the date of payment such costs shall be ascertained by reference to the amount due at the commencement of the proceedings and not by reference to the value of the lands.</p> <p>11. Where Equity proceedings involve merely a declaration of title or a claim for damages for trespass to lands, or an injunction in relation to lands, it shall be in the discretion of the Judge to direct that costs shall be in accordance with Tables 5 and 6 in Part I in lieu of and other Tables or scales.</p>

Provision amended or revoked	Amendment or revocation			
Appendix ZL (contd.)	SCHEDULE Counsel's Fees			
		Scale 1	Scale 2	Scale 3
<p>For advising proceedings or defence, settling the equity civil bill or petition and advising proofs.</p>	£ 2·10	£ 3·15	£ 4·20	£ 5·25
<p>On the hearing of every equity civil bill or petition— Where the value does not exceed £100</p>	3·15	4·20	6·30	7·35
<p>Where the value exceeds £100</p> <p>In suits in which the primary relief sought is of course, and involves a reference for account or inquiry, and a second decree, no fee shall be allowed in respect of the first hearing unless the Judge, having regard to any question of difficulty which may arise in the course of the suit, otherwise directs.</p>	4·20	6·30	7·35	8·40
<p>In every suit for equitable relief, where the right to such relief is not contested, the fees allowed on the hearing shall, unless the Judge otherwise directs, not exceed</p>	3·15	4·20	4·20	6·30
<p>The allowance of fees for Counsel which are not hereinbefore provided for shall be governed by the nature, circumstances and general requirements of each case; and, save as herein provided, no fee to Counsel shall be allowed on taxation unless by special direction in writing signed by the Judge, which direction must in all cases be applied for at the time of Counsel's appearance; and no costs of Counsel shall be allowed in any case which in the opinion of the Judge is not fit for such allowance.</p>				

Provision amended or revoked	Amendment or revocation
Appendix ZL (<i>contd.</i>)	<p>In all cases in which a fee to Counsel is allowed or directed by the Judge, there shall be produced to the officer on taxation—</p> <ul style="list-style-type: none"> (a) the brief or document in respect of which such fee is charged; (b) where requisite, a memorandum of the allowance or direction of the Judge; and (c) Counsel's receipt; <p>otherwise the items for the fee and all relevant instructions shall be disallowed, or the taxation shall be disallowed, or the taxation shall be adjourned without costs of attendance, at the discretion of the officer.</p> <p style="text-align: center;">Solicitors' Costs</p> <p style="text-align: center;">PERCENTAGE OR COMMISSION IN LIEU OF SOLICITORS' COSTS IN SUITS BY CIVIL BILL OR PETITION</p> <p>If in any suit, having regard to its nature and circumstances, it appears to the Judge, on the application of the solicitor having carriage of the proceedings, or of the solicitor for any party interested in the suit, that it is expedient that a percentage or commission should be allowed as remuneration to the solicitor or solicitors for his or their services in each suit, in lieu of ordinary costs therein, he may make such allowance, subject to the following provisions, that is to say:—</p> <ul style="list-style-type: none"> (a) The percentage or commission in any such suit shall be calculated upon the value of the subject matter of the suit. (b) The application for such allowance may be made at any hearing of a suit or by interlocutory application. (c) In case of the death or change of the solicitor on whose application such allowance has been made, or for any other cause, the Judge may subsequently vary such direction, and order that any costs properly and necessarily incurred in the suit are to be ascertained in the usual way. (d) The allowance of a percentage or commission in lieu of costs shall not prejudice or restrict the exercise by the Judge of the jurisdiction to allow or disallow costs to any party in any suit.

Provision amended or revoked	Amendment or revocation			
Appendix ZL (contd.)	Solicitors' Costs WHERE THE PRINCIPLE OF ALLOWANCE BY PERCENTAGE OR COMMISSION DOES NOT APPLY			
	Scale 1	Scale 2	Scale 3	Scale 4
	£	£	£	£
1. For taking instructions for civil bill or defence, advising thereon, taking instructions for hearing, advising proofs, and instructing counsel when employed.	1-50	3-00	4-00	7-00
2. For drawing civil bill or statement of defence and copy for service, and instructing counsel when employed.	1-00	1-50	2-00	2-50
3. For entering civil bill or defence, and attending the hearing, with or without counsel, and for all other costs up to the decree, and taking out same.	4-50	8-00	10-00	12-00
4. In cases of account or inquiry—on further hearing, in addition to the above, for entering the matter, attending further hearing with or without counsel and taking out the order thereon.	4-50	8-00	10-00	12-00
5. For confirmation of certificate on account or inquiry where no application to vary—The same costs as for Interlocutory Applications.				
6. Trustee Act: Order 26. For instructions and attendances, drawing, engrossing and filing an affidavit for the purpose of payment of money, transfer of stock, or deposit of security, obtaining the certificate, paying in the money, transferring the stock, or depositing the security, and all other costs.	3-50	6-00	8-00	10-00
7. For all work incident to obtaining an order to invest under Order 26 or Order 41 or for payment of income under Order 41—				
Where the application is ex parte	2-10	2-10	3-15	3-15
Where the application is on notice	3-15	3-15	5-25	5-25
8. For all work incident to obtaining an order for payment out or distribution of funds—				

Provision amended or revoked	Amendment or revocation			
Appendix ZL (contd.)	For the purposes of items 1, 2 and 3 the expression "civil bill" includes any summons or petition initiating proceedings but does not include a petition at item 8.			
	Scale 1	Scale 2	Scale 3	Scale 4
	£	£	£	£
Where the application is ex parte	2-50	3-00	4-00	5-00
Where the application is on notice or by petition	3-50	6-00	8-00	10-00
9. For all work in connection with an application to the Clerk of the Crown and Peace under Order 40, Rule 2	1-05	1-05	2-10	2-10
Costs in the Office of the Clerk of the Crown and Peace.				
10. To the Solicitor for the plaintiff, petitioner, or party having the carriage of the proceedings. In all cases of account or inquiry directed by any decree or order to be taken or made before any officer of the Court, and in lieu of all other costs incurred between the primary decree and the termination of the taking of such account, or the making of such inquiry, there shall be allowed to the solicitor for the plaintiff, petitioner, or party having the carriage of the proceedings, as the case may be, such sum as having regard to Rule 8 the taxing officer shall consider reasonable but not exceeding (save by direction of the Judge).	8-40	15-75	26-25	31-50
11. To the solicitor for the defendant or respondent.				
In all cases of account or inquiry directed by any decree or order to be taken or made before the officer of the court, and in lieu of all other costs incurred between the date of the primary decree and the termination of the taking of such account or the making of such inquiry, there shall be allowed to each party (other than the party having carriage of the proceedings) on the taxation of the costs, regard being had to the work				

Provision amended or revoked	Amendment or revocation			
Appendix ZL (contd.)	Scale 1	Scale 2	Scale 3	Scale 4
	£	£	£	£
properly performed, such sum as the officer thinks reasonable or just, not exceeding the allowance to the plaintiff, petitioner or other party having carriage of the proceedings, hereinbefore provided.				
OCCASIONAL COSTS Receivers.				
12. For all work in connection with the appointment of a Receiver and the completion of the security, a sum not exceeding.	3-50	6-00	8-00	10-00
13. For instructions for the account of a Receiver, drawing and preparing the same, and all attendances to lodge, vouch and pass the same, and the distribution or application of the balance, a sum not exceeding . . .	3-50	6-00	8-00	10-00
Interlocutory Applications and Attendances.				
14. For all work in connection with an interlocutory application and the order thereon, a sum not exceeding	2-00	3-00	4-00	5-00
Letters.				
15. For writing a letter a reasonable time before the institution of proceedings	0-38	0-38	0-38	0-38
Drafts and Copies.				
16. For drawing and engrossing any document not otherwise provided for 10p per folio.				
17. For copies of all necessary documents used in Court, or required by the Judge or briefed, per folio.	0-03	0-03	0-03	0-03
For carbons or duplicates, per folio.	0-02	0-02	0-02	0-02

Provision amended or revoked	Amendment or revocation														
Appendix ZL (contd.)	<p style="text-align: center;">PART IX</p> <p style="text-align: center;">Miscellaneous Costs</p> <p style="text-align: center;">CERTIFICATES OF SATISFACTION</p> <p>For all work in connection with obtaining certificates of satisfaction under Order 36, Rule 26(6), £2.10.</p> <p style="text-align: center;">INTERPLEADER PROCEEDINGS</p> <p>The costs under Order 10 shall be in accordance with the foregoing Rules and Tables so far as appropriate and subject to any direction by the Judge.</p> <p style="text-align: center;">INTERLOCUTORY APPLICATIONS (other than Equity)</p> <p>Instructions and drawing notice of motion, filing and serving copy—</p> <table style="margin-left: 40px;"> <tr> <td>amount decreed or claimed not exceeding £100</td> <td style="text-align: right;">50p</td> </tr> <tr> <td>exceeding £100</td> <td style="text-align: right;">£1.00</td> </tr> </table> <p>Attending before Judge or Clerk of the Crown and Peace on notice or ex parte—</p> <table style="margin-left: 40px;"> <tr> <td>not exceeding £100</td> <td style="text-align: right;">£1.50</td> </tr> <tr> <td>exceeding £100</td> <td style="text-align: right;">£2.50</td> </tr> </table> <p>Only to be allowed against the other party when verified by the Judge or Clerk of the Crown and Peace.</p> <p style="text-align: center;">JUDGMENTS (ENFORCEMENT) ACT (NORTHERN IRELAND) 1969: PART VII</p> <p>Costs of an enforcement order under Rule 21(2)(a) of Order 36 shall be in accordance with Part I, Table 4, as if the total amount ordered to be paid by instalments were the amount decreed.</p> <p>Costs of a Committal Order or an attachment of earnings order made by the court under the said Act shall be one-half the amount of the costs appropriate to an enforcement order (increased where necessary to the nearest multiple of five pennies).</p> <p style="text-align: center;">INFERIOR COURTS JUDGMENTS EXTENSION ACT 1882</p> <p>Applicant's costs of obtaining a certificate of a decree or registering a certificate:—</p> <p>Where the amount due according to the certificate—</p> <table style="margin-left: 40px;"> <tr> <td>does not exceed £50</td> <td style="text-align: right;">75p</td> </tr> <tr> <td>exceeds £50 but does not exceed £100</td> <td style="text-align: right;">£1.00</td> </tr> <tr> <td>exceeds £100</td> <td style="text-align: right;">£1.50</td> </tr> </table> <p>And in addition where an affidavit is required 50p together with the commissioner's fee (if any).</p>	amount decreed or claimed not exceeding £100	50p	exceeding £100	£1.00	not exceeding £100	£1.50	exceeding £100	£2.50	does not exceed £50	75p	exceeds £50 but does not exceed £100	£1.00	exceeds £100	£1.50
amount decreed or claimed not exceeding £100	50p														
exceeding £100	£1.00														
not exceeding £100	£1.50														
exceeding £100	£2.50														
does not exceed £50	75p														
exceeds £50 but does not exceed £100	£1.00														
exceeds £100	£1.50														

Provision amended or revoked	Amendment or revocation						
Appendix ZL (contd.)	<p style="text-align: center;">HIRE PURCHASE</p> <p>Where an order is made for recovery of possession of goods let under a hire purchase agreement the <i>prima facie</i> value of the goods for the purposes of costs shall be the hire purchase price of the goods less (a) any deposit paid, (b) any instalments of hire purchase price paid, (c) amount of arrears (if any) awarded by the decree or order, but this value may be varied by the Judge in his discretion and the costs shall be of the same amount as in proceedings for the recovery of a sum of money equal to the said value of the goods.</p> <p>Where a decree for arrears of instalments and/or damages is coupled with an order for recovery of possession of goods the amount thereof shall be added to the value of the goods as ascertained as above for the purpose of fixing the amount of the costs.</p> <p>In any proceedings on foot of a hire purchase agreement for recovery of possession of goods or for arrears of instalments or for damages for breach of the said agreement where such proceedings are undefended the costs shall be in accordance with Part I, Table 4, and in other cases Part I, Tables 1 or 2. The foregoing provisions shall apply to all hire purchase agreements whether under the provisions of the Hire Purchase Act (Northern Ireland) 1966 or not.</p> <p style="text-align: center;">STATUTORY APPEALS AND APPLICATIONS</p> <table border="0" style="width: 100%;"> <tr> <td style="padding-right: 20px;">Notice of appeal or application, services and entry</td> <td style="text-align: right; vertical-align: bottom;">£2.10</td> </tr> <tr> <td>Preparation for and attending hearing, instructing Counsel (if any) and taking out order</td> <td style="text-align: right; vertical-align: bottom;">£10.50</td> </tr> <tr> <td>Counsel's fee</td> <td style="text-align: right; vertical-align: bottom;">£7.35</td> </tr> </table> <p>The above fees may be increased at the discretion of the Judge, who may in the case of an application under the Administration of Estates Act (Northern Ireland) 1955 or the Inheritance (Family Provision) Act (Northern Ireland) 1960 or any other statutory application not otherwise provided for, direct that the Equity scales shall apply in lieu of the above costs.</p> <p style="text-align: center;">DETINUE PROCEEDINGS</p> <p>Where an action in detinue is dismissed the defendant's or without an order for damages the value of the goods as assessed by the Court shall be added to the damages, if any, for the purpose of ascertaining the appropriate costs scales.</p> <p>Where an action in detinue is dismissed the defendant's costs shall be based upon the value of the goods claimed as assessed by the Court or shall be such sum as the Judge may award.</p>	Notice of appeal or application, services and entry	£2.10	Preparation for and attending hearing, instructing Counsel (if any) and taking out order	£10.50	Counsel's fee	£7.35
Notice of appeal or application, services and entry	£2.10						
Preparation for and attending hearing, instructing Counsel (if any) and taking out order	£10.50						
Counsel's fee	£7.35						

PART X
Costs of the Day (if ordered by the Judge on application of party)

ORDINARY CIVIL BILLS		EJECTMENTS AND TITLE ACTIONS		*PROBATE AND EQUITY		CRIMINAL INJURIES	
Where amount recovered or claimed		Where the valuation—		Where the value—		Where amount recovered or claimed—	
1	2	3	4	5	6	7	8
	£		£		£		£
does not exceed £10 .	1-00	does not exceed £20	1-00	does not exceed £200	1-00	does not exceed £50 .	1-00
exceeds £10 but does not exceed £20 .	1-50	exceeds £20 but does not exceed £30 .	2-00	exceeds £200 but does not exceed £500 .	2-00	exceeds £50 but does not exceed £200 .	2-00
exceeds £20 but does not exceed £40 .	2-00	exceeds £30 but does not exceed £50 .	3-00	exceeds £500 but does not exceed £750 .	3-00	exceeds £200 but does not exceed £400 .	3-00
exceeds £40 but does not exceed £75 .	3-00	exceeds £50 .	4-00	exceeds £750 .	4-00	exceeds £400 .	4-00
exceeds £75 .	4-00						
				*For the purpose of this scale the value of any lands not valued by a Court valuer or sold in the course of the proceedings shall, subject to any direction of the Judge, be taken to be forty times their valuation under the Valuation Acts.			

And in addition such fee to Counsel and such expenses of witnesses actually in attendance as the Judge may allow and in any case not otherwise provided for such fee as the Judge may allow.

Provision amended or revoked	Amendment or revocation																		
Appendix ZL (contd.)	<p style="text-align: center;">PART XI</p> <p style="text-align: center;">Occasional Costs</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 85%;"></th> <th style="width: 15%; text-align: right;">£</th> </tr> </thead> <tbody> <tr> <td>1. For any affidavit of service not otherwise provided for</td> <td style="text-align: right; vertical-align: bottom;">0.37</td> </tr> <tr> <td>2. For any other necessary affidavit not otherwise provided for, per folio</td> <td style="text-align: right; vertical-align: bottom;">0.10</td> </tr> <tr> <td>3. For preparing recognizance</td> <td style="text-align: right; vertical-align: bottom;">0.50</td> </tr> <tr> <td>4. For drawing, issuing and having served a witness summons</td> <td style="text-align: right; vertical-align: bottom;">0.37</td> </tr> <tr> <td>5. For drawing costs and copies, per page</td> <td style="text-align: right; vertical-align: bottom;">0.50</td> </tr> <tr> <td>6. For attending taxation, per hour</td> <td style="text-align: right; vertical-align: bottom;">0.75</td> </tr> <tr> <td>7. On review by the Judge under Order 24, Rules 25 and 28, such sum as the Judge may allow not exceeding £1.00.</td> <td></td> </tr> <tr> <td>8. Where in any case Counsel travelling to attend a Court more than 25 miles distant from the General Post Office, Belfast, would be entitled on his brief to a fee of £7.35 or more, he shall be entitled to £1.10 in addition."</td> <td></td> </tr> </tbody> </table>		£	1. For any affidavit of service not otherwise provided for	0.37	2. For any other necessary affidavit not otherwise provided for, per folio	0.10	3. For preparing recognizance	0.50	4. For drawing, issuing and having served a witness summons	0.37	5. For drawing costs and copies, per page	0.50	6. For attending taxation, per hour	0.75	7. On review by the Judge under Order 24, Rules 25 and 28, such sum as the Judge may allow not exceeding £1.00.		8. Where in any case Counsel travelling to attend a Court more than 25 miles distant from the General Post Office, Belfast, would be entitled on his brief to a fee of £7.35 or more, he shall be entitled to £1.10 in addition."	
	£																		
1. For any affidavit of service not otherwise provided for	0.37																		
2. For any other necessary affidavit not otherwise provided for, per folio	0.10																		
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6. For attending taxation, per hour	0.75																		
7. On review by the Judge under Order 24, Rules 25 and 28, such sum as the Judge may allow not exceeding £1.00.																			
8. Where in any case Counsel travelling to attend a Court more than 25 miles distant from the General Post Office, Belfast, would be entitled on his brief to a fee of £7.35 or more, he shall be entitled to £1.10 in addition."																			

Provision amended	Amendment		
Appendix ZM	For Appendix ZM there shall be substituted the following Appendix:—		
	Court Fees		
	ORDER 45, RULE 1		
	PART I—FEES TO APPLY IN RESPECT OF PROCEEDINGS NOT OTHERWISE SPECIFICALLY PROVIDED FOR IN ANY SUBSEQUENT PART OF THIS APENDIX		
	No.	Item	Fee
	1	On an affidavit of service	15p
	2	On any other affidavit not otherwise specifically provided for or exempted	20p
	3	On an attendance of an officer to produce records (in addition to the officer's expenses), for each day or part thereof	£1.00
	4	On a bond	25p
	5	On a case stated	£1.00
	6	On a certificate of taxation of costs where the amount allowed does not exceed £100	50p
	7	On a certificate by a court officer	75p
	8	On a certificate by a court officer (inclusive of search)	15p
	9	On a civil bill, application or notice claiming (whether on foot of a contract or tort or by virtue of any enactment or otherwise) a sum of money or goods or chattels or any combination thereof of a value— not exceeding £50 exceeding £50 but not exceeding £100 exceeding £100	25p 50p 75p
	10	On a default or summary civil bill claiming a sum of money— not exceeding £50 exceeding £50 but not exceeding £100 exceeding £100	40p 65p 90p
11	On a civil bill in an ejectment action where the annual value of the property does not exceed £30	30p	
12	On any other civil bill	50p	
13	On a third party notice, the like fee as on the civil bill in the action.		
14	On a counterclaim or set-off, one-half of the like fee as on a civil bill for the amount of the counterclaim or the amount sought to be set off.		
15	On a copy of any document filed or any record kept in the Office (including comparison)— not exceeding 5 folios for each additional folio (72 words)	15p 5p	

Provision amended	Amendment or revocation		
Appendix ZM (contd.)	Nc.	Item	Fee
	16	On a comparison of a document filed in the Office— not exceeding 5 folios for each additional folio (not exceeding 3) or per 3 additional folios thereafter	5p 5p
	17	On a decree, award, judgment, order or dismiss where the sum decreed, awarded, paid out of court or, in the case of a dismiss, claimed, or the value of any goods or chattels concerned, does not exceed £50 exceeds £50 but does not exceed £100 exceeds £100	25p 40p 50p
	18	On a decree or dismiss in an ejectment action where the annual value of the property does not exceed £30 exceeds £30	25p 40p
	19	On any other decree, award, judgment, order or dismiss	50p
	20	On the initial entry of any defence	15p
	21	On the initial entry of a remitted action	25p
	22	On a certificate of satisfaction under Rule 26(6) of Order 36	25p
	23	On a notice of appeal to or from a county court (not otherwise provided for)	50p
	24	On a notice of application to the judge or to the clerk of the Crown and peace for payment out of court of funds— not exceeding £25 exceeding £25 but not exceeding £100 exceeding £100	5p 15p 25p
	25	On a petition under the Adoption Act (Northern Ireland) 1967	75p
	26	On a notice, petition, summons or other form of application (not otherwise provided for) initiating any proceedings	75p
	27	On a notice of application for a final adoption order under the Adoption Act (Northern Ireland) 1967	25p
	28	On a notice of application for a review by the judge	25p

Provision amended	Amendment or revocation		
Appendix ZM (contd.)	No.	Item	Fee
	29	On any other notice of application to the judge or to the clerk of the Crown and peace	25p
	30	On a notice of lodgment of money in court	25p
	31	On a notice of acceptance of money lodged in court	15p
	32	On recording any order made on appeal .	25p
	33	On a recognizance	25p
	34	On a search or inspection	15p
	35	On a witness summons	15p
	<p>NOTE: 1. In the application of item 9 to proceedings under the Judgments (Enforcement) Act (N.I.) 1969 the fee on the Enforcement Civil Bill shall be the same as is payable on a civil bill for the amount claimed; and on a Committal Civil Bill shall be the same as for a civil bill for the amount of the instalment.</p>		
	<p>2. The fees prescribed above at items 9 to 15 inclusive and at items 25 to 27 inclusive cover all necessary copies for service, entries in the Office and where appropriate notices of hearing of petitions; and the fees prescribed at item 10 cover all necessary Affidavits of Service and Proof of Debt filed in the Office, as well as any annexed notices for use by the defendants.</p>		
	<p>3. The fees prescribed at items 30 and 31 shall be payable by affixing the relevant fee stamps to the copy of the notice lodged in the Office.</p>		

Provision amended	Amendment		
Appendix ZM (contd.)	PART II—FEES FOR SPECIFIED PROCEEDINGS WITHIN THE EQUITY AND PROBATE JURISDICTION		
	No.	Item	Fee
	1	<p>On a civil bill or petition and on a primary or final decree, order or dismiss, where the property or estate the subject matter of the proceedings—</p> <p>(a) in so far as it consists of lands or premises, does not exceed £30. in annual value and in so far as it consists of personalty does not exceed £500 in amount or value</p> <p>(b) in so far as it consists of lands or premises exceeds £30 in annual value or in so far as it consists of personalty, exceeds £500 in amount or value</p> <p>Provided that in the case of a mortgage suit or creditor's administration suit where the amount claimed does not exceed £250 the fees on the civil bill and primary decree shall be in each case 50p.</p>	<p>75p</p> <p>£1.25</p>
	2	On a decree or order not otherwise provided for (including an interlocutory order)	50p
	3	On a summons to proceed	15p
	4	On the taking of an account or the holding of an inquiry by an officer pursuant to an order of the judge, for each hour or part thereof	50p
	5	On the officer's certificate thereof	25p
	6	<p>On an affidavit for the lodgment in court of a sum of money not exceeding £100</p> <p>exceeding £100</p> <p>(These are inclusive fees covering all necessary notices and certificates by the clerk of the Crown and peace).</p>	<p>50p</p> <p>£1.00</p>
	<p>NOTE: The fees prescribed above at item 1 cover all necessary copies for service, entry or lodgment in the Office, and, in the case of a Probate Suit, the Certificate of Decree to be transmitted to the Probate Registry.</p>		

Provision amended	Amendment		
Appendix ZM (contd.)	PART III—FEES FOR SPIRIT LICENSING PROCEEDINGS NOT OTHERWISE PROVIDED FOR		
	No.	Item	Fee
	1	On a notice of application to the court in relation to a licence	£1.00
	2	On a licence	50p
	3	Declaration by the court under section 8 of the Licensing Act (Northern Ireland) 1963	£2.00
	PART IV—MISCELLANEOUS FEES RELATING TO CIVIL PROCEEDINGS AND MATTERS		
	No.	Item	Fee
	UNDER THE INFERIOR COURTS JUDGMENT EXTENSION ACT 1882		
	1	On a certificate issued or registered under the Act	50p
	2	On a copy of any such certificate	25p
UNDER THE PARLIAMENTARY DOCUMENTS DEPOSIT ACT 1837			
3	On a search in papers deposited under Standing Orders of Parliament, for each hour or part thereof	25p	
4	On an extract from papers so deposited for every folio	10p"	

EXPLANATORY NOTE

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

These Rules amend the 1965 County Court Rules as to the procedure generally in the county court, firstly, to enable solicitors in certain circumstances to serve process by post; secondly, to amend the scales of service fees and (in minor respects) court fees; and, thirdly, to provide for the conversion of references to sums of money in shillings and pence in scales of costs recoverable for the work of solicitors and counsel in the county court to the new currency calculated in accordance with Schedule 1 to the Decimal Currency Act 1969.