
 STATUTORY INSTRUMENTS

1971 No. 1649 (L.35)

COUNTY COURTS

FEES

The County Court Fees Order 1971

<i>Made</i>	- - -	<i>4th October 1971</i>
<i>Laid before Parliament</i>		<i>20th October 1971</i>
<i>Coming into Operation</i>		<i>15th November 1971</i>

The Lord Chancellor and the Treasury, in exercise of the powers conferred on them by section 177 of the County Courts Act 1959(a), section 2 of the Public Offices Fees Act 1879(b) and section 365(3) of the Companies Act 1948(c), hereby make, concur in and sanction the following Order:—

1.—(1) This Order may be cited as the County Court Fees Order 1971 and shall come into operation on 15th November 1971.

(2) The Interpretation Act 1889(d) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

2. (1) In this Order, unless the context otherwise requires—

- (a) “the Act” means the County Courts Act 1959;
- (b) “the County Court Rules” means the Rules for the time being in force under section 102 of the Act;
- (c) an Order, Rule or Form referred to by number means the Order, Rule or Form so numbered in the County Court Rules;
- (d) expressions used in the County Court Rules have the same meaning as in those Rules;
- (e) Schedule 1 and Schedule 2 mean respectively Schedule 1 and Schedule 2 to this Order;
- (f) a fee or column referred to by number means the fee or column so numbered in Schedule 1; and
- (g) the expression “A4” followed by the letters ISO means the size of paper so referred to in the specifications of the International Standards Organisation.

(2) In Sections III and IV of Schedule 1, for the purpose of calculating poundage, a fraction of a pound shall be reckoned as an entire pound.

3.—(1) The fees set out in column 3 shall be taken in county courts in respect of the proceedings described in column 2, in accordance with and subject to the directions contained in Schedule 1.

(a) 1959 c. 22.
(c) 1948 c. 38.

(b) 1879 c. 58.
(d) 1889 c. 63.

(2) Subject to any direction to the contrary in Schedule 1, the fee prescribed by this Order on any proceeding shall be payable by the party at whose instance the proceeding is taken and, except as provided in the following paragraph, before it is taken.

(3) Any fee prescribed on a proceeding taken under a warrant of execution shall, to the extent that it is not recovered in any other manner, be payable by the execution creditor when the registrar so requests or the court so orders.

4. If any question arises with regard to the payment of any fee, the registrar may report the matter to the Lord Chancellor and obtain his directions thereon.

5. Where it appears to the Lord Chancellor that the payment of any fee specified in Schedule 1 would, owing to the exceptional circumstances of the particular case, involve hardship, he may reduce or remit the fee in that case.

6. The fees prescribed in this Order shall be taken in cash.

7. The Orders specified in Schedule 2 shall be revoked save as to—

(1) any fee or other sum due or payable thereunder before the commencement of this Order; and

(2) any fee payable thereunder—

(a) on lodging with the registrar an order of the Liverpool Court of Passage for the trial of an action in a county court;

(b) on delivery of a counterclaim in an action remitted from the Liverpool Court of Passage; and

(c) for enforcing under section 140 of the Act an execution, writ, warrant or order issued by a local court.

Dated 29th September 1971.

Hailsham of St. Marylebone, C.

Dated 4th October 1971.

*Walter Clegg,
Bernard Weatherill,*
Two of the Lords Commissioners
of Her Majesty's Treasury.

SCHEDULE 1

FEES

Section I.—General

Section II.—Actions and matters under specified Acts

Section III.—Enforcement of judgments, orders, etc.

Section IV.—Miscellaneous

SECTION I

GENERAL

1. The fees prescribed in this Section are payable, so far as they are applicable, in all actions and matters commenced in or transferred to a county court:

Provided that where special provision is made in another Section with regard to the fees payable on any particular proceeding, that provision shall have effect in lieu of any fee in this Section which would otherwise apply.

2. The fee payable on entering a plaint, originating application, petition or appeal includes:—

- (a) the examination and filing of the praecipe, application, petition or request;
- (b) the preparation and issue of the summons, or notice of hearing;
- (c) except where Fee No. 4 applies, the service by the court of the summons, application, petition or request, and any notice of hearing;
- (d) the trial or hearing of an action, originating application, petition or appeal and the drawing, entering, sealing and issue of the judgment or order given or made thereon, and the service of the judgment or order by post.

3. Where a claim, counterclaim, originating application or petition is amended and the fees paid before amendment are less than those which would have been payable if the document as amended had been so drawn in the first instance, the party amending the document shall pay the difference.

4. Except where it is otherwise provided, the fee payable on an application for an order made in the course of proceedings includes:—

- (a) the examination and filing of any affidavit in support of or in opposition to the application; and
- (b) the drawing, entering, sealing and issue of the order made thereon, and the service of such order or judgment by post.

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
1	On entering a plaint—	
	(i) for the recovery of a sum of money—	
	not exceeding £3	75p
	exceeding £3 but not exceeding £6	£1-25
	" £6 " " "	£1-50
	" £9 " " "	£1-75
	" £10 " " "	£1-90
	" £11 " " "	£2-05
	" £12 " " "	£2-20
	" £13 " " "	£2-35
	" £14 " " "	£2-50
	" £15 " " "	£2-65
	" £16 " " "	£2-80
	" £17 " " "	£2-95
	" £18 " " "	£3-10
	" £19 " " "	£3-25
	" £20 " " "	£3-50
	" £30 " " "	£4
	" £100 " " "	£5
	" £200	£6
	<i>Where a sum of money is claimed as an alternative to a claim for another sum of money, this fee is to be calculated on whichever sum is the greater.</i>	
	<i>Where a sum of money is claimed in addition to another sum of money, then for the purpose of calculating this fee the additional sum is to be added to the sum on which this fee would otherwise be calculated.</i>	
	(ii) for the approval of a settlement under Order 5, Rule 19(1), where such approval is requested in the particulars of claim ...	£1
	<i>If the settlement is not approved and the action proceeds to hearing, the plaintiff shall pay the difference between this fee and Fee No. 1 (i), calculated on the sum of money claimed.</i>	
	(iii) for the recovery of land	£4
	(iv) for the recovery of land and a sum of money	Fee No. 1 (iii) and in addition for every £1 or part thereof of the money claim, 10p. Maximum fee, £5.
	<i>Where recovery of land is claimed on the ground of forfeiture for non-payment of rent, this fee is to be calculated on the rent in arrear at the issue of the summons, but if at the hearing the plaintiff claims a greater sum, he shall pay the difference between the amount paid by him on entering the plaint and the amount which would have been payable on entering a plaint for the recovery of land and the sum claimed at the hearing.</i>	

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
	<p>(v) for the delivery of goods—</p> <p>(a) where the action is brought against a person to whom the goods have been supplied under a hire-purchase agreement and/or against a guarantor of such person</p> <p>(b) in any other case</p> <p><i>It shall be the duty of the plaintiff to estimate the value of the goods and the amount so estimated shall be stated in the praecipe. If the value appears subsequently to the court to have been underestimated, the plaintiff shall pay the difference between the amount paid by him on entering the plaint and the fee which would have been payable if the estimate had been correct.</i></p> <p><i>Where a sum of money is claimed as an alternative to the delivery of the goods, Fee No. 1 (v) (a) or (b) is to be calculated on the sum of money or the unpaid balance of the hire-purchase price (or the value of the goods, as the case may be), whichever is the greater.</i></p> <p><i>Where a sum of money is claimed in addition to the delivery of the goods, then for the purpose of calculating Fee No. 1 (v) (a) or (b), the sum of money is to be added to the sum on which the fee would otherwise be calculated.</i></p>	<p>Fee No. 1(i) calculated on the unpaid balance of the hire-purchase price.</p> <p>Fee No. 1(i) calculated on the value of the goods.</p>
	<p>(vi) in replevin</p>	<p>Fee No. 1(i) calculated on the value of the goods replevied.</p>
	<p>(vii) for any other remedy or relief—</p> <p>(a) under the Rent Act 1968</p> <p>(b) in any other case</p> <p><i>Where two or more such claims are joined, or where such a claim is joined with a claim for a sum of money, the maximum fee payable is £5.</i></p>	<p>Such fee as would be payable on an application under the Rent (County Court Proceedings) Rules 1970 for the remedy or relief claimed.</p> <p>£5</p>
2	<p>On entering an originating application or petition—</p> <p>(i)(a) for an order under the Guardianship of Minors Act 1971 or the Marriage Act 1949, or</p> <p>(b) for an adoption order... ..</p>	<p>£1</p>

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
	(ii) for an order for the recovery of a sum of money under Order 25, Rule 7A... ..	5p for every £2 or part thereof in respect of which the application is made. Minimum fee, 50p. Maximum fee, £3.
	(iii) for the taxation of costs under Order 47, Rule 41—	
	(a) where the amount allowed does not exceed £5,	25p
	(b) where the amount allowed exceeds £5 but does not exceed £100,	For every £1 or part thereof allowed, 5p.
	(c) where the amount allowed exceeds £100—	
	(i) for the first £100,	£5
	(ii) for every £2 or part thereof over £100... ..	5p
	<i>At the time of entering the application a deposit must be made of the fee which would be payable if the bill were allowed in full.</i>	
	(iv) for any other remedy or relief	£3
3	On entering an appeal to a county court	£1.50
4	On a request for service by bailiff—	
	(i) of any document other than—	
	(a) a jury summons;	
	(b) an order in Form 179;	
	(c) an interpleader summons under an execution;	
	(d) an originating application for an adoption order;	
	(e) an originating application under the Rent (County Court Proceedings) Rules 1970	50p
	(ii) where any such document is amended after delivery thereof to the bailiff for service	25p
	<i>Fee No. 4 is payable in respect of each person to be served, but, in the case of a document not requiring personal service, only one fee is payable in respect of two or more persons to be served at the same address.</i>	
	<i>This fee is not payable where service is to be effected by post pursuant to Order 8, Rule 8 (2).</i>	
5	On filing an amended praecipe under Order 8, Rule 29	15p
6	On the issue of—	
	(i) a second or subsequent successive summons	50p

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
	(ii) a second or subsequent successive originating application, petition or appeal ...	50p
7	(i) On a request to a registrar to take steps to enable the plaintiff to apply for an order for substituted service	50p
	(ii) On the application	50p
8	On every other application made in an action or matter before the day fixed for the hearing, except an application—	
	(i) for the extension of time for the service of a summons or an originating application;	
	(ii) to postpone or adjourn the hearing of an action or matter;	
	(iii) to restore an action or matter to the list after adjournment <i>sine die</i> ;	
	(iv) for the substitution, joinder or addition of a party under Order 5, Rule 36 or 37, where the change is by operation of law;	
	(v) for the transfer of an action under Order 16, Rule 1 (2);	
	(vi) to approve a settlement under Order 5, Rule 19 (1);	
	(vii) to vary or rescind under Order 13, Rule 1 (1)(h) an order of the registrar made in the course of proceedings; or	
	(viii) for the appointment of a guardian ad litem	50p
	<i>This fee is payable whether the application is made on notice or ex parte by consent.</i>	
9	On the delivery of a counterclaim	The amount (if any) whereby the fee payable on entering proceedings for the sum of money or other remedy or relief counterclaimed exceeds the fee paid by the plaintiff or applicant.
10	On an application to reinstate an action or matter which has been struck out under Order 23, Rule 2	50p
	<i>This fee is not payable if the application is made on the day on which the proceedings were struck out.</i>	
11	On an application for a new order pursuant to Order 24, Rule 17 or 19	25p
	<i>In Admiralty actions</i>	
12	For a warrant of arrest of a ship or goods (including the execution thereof)	£2
13	On a release of a ship or goods	50p
14	On a bail bond	50p
15	On an appraisalment in an action for salvage under Order 35, Rule 34	The same fee as would be payable if the appraisalment were in an Admiralty action in rem.

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
16	On an application for the attendance of assessors	25p
<i>Proceedings transferred to a county court</i>		
17	On lodging with the registrar an order of the High Court transferring an action, counterclaim or matter from that Court to a county court or directing the trial of an issue in a county court	£2
18	On the delivery of a counterclaim in an action remitted from the High Court... ..	The amount (if any) whereby the fee which would be payable on entering a plaint for the remedy or relief counterclaimed by the defendant exceeds the fee paid under Fee No. 17.
<i>Taxation</i>		
19	<p>(i) On the taxation of costs or expenses—</p> <p>(a) where the amount allowed does not exceed £5,</p> <p>(b) where the amount allowed exceeds £5 but does not exceed £100,</p> <p>(c) where the amount allowed exceeds £100—</p> <p>(i) for the first £100,</p> <p>(ii) for every £2 or part thereof over £100</p> <p><i>This fee is not payable where costs are allowed without taxation pursuant to Order 47, Rule 36(1) or 37.</i></p> <p><i>The registrar may in any case before taxation require a deposit of the amount of fees which would be payable if the bill or the expenses were allowed by him at the full amount thereof.</i></p> <p><i>This fee is not payable where, in an action by a solicitor for costs, the judge refers the bill to the registrar under section 93 of the Act.</i></p>	<p>25p</p> <p>For every £1 or part thereof allowed, 5p.</p> <p>£5</p> <p>5p</p>
	(ii) On an application under Order 47, Rule 37(5), for a direction that an agreed sum be paid in lieu of taxed costs, unless the application is made at the time when the judgment is given...	25p
20	On an application to the judge to review a taxation	50p

SECTION II

ACTIONS AND MATTERS UNDER SPECIFIED ACTS

1. On any proceedings under the several Acts specified in this Section for which no fee is prescribed in this Section the fees prescribed in the other sections of this Schedule are payable so far as applicable.

2. The fee payable on an application for an order or certificate includes—
- (a) the examination and filing of any affidavit in support of or in opposition to the application; and
 - (b) the drawing, entering, sealing and issue of the order or certificate made thereon; and the service of such order or certificate by post.

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee																																			
	<i>The Agricultural Holdings Act 1948</i>																																				
21	<p>On the hearing of a special case stated by an arbitrator under paragraph 24 of the Sixth Schedule to the Agricultural Holdings Act...</p> <p style="text-align: center;"><i>This fee is payable by the party at whose instance the special case is stated.</i></p>	£3																																			
	<i>The Attachment of Earnings Act 1971</i>																																				
22	<p>(i) On an application for an attachment of earnings order to secure maintenance payments</p> <p>(ii) On an application for an attachment of earnings order (other than a consolidated attachment order) to secure payment of a judgment debt which—</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td></td> <td style="text-align: center;">does not exceed</td> <td style="text-align: center;">£10</td> <td style="text-align: center;">...</td> <td style="text-align: center;">£1</td> </tr> <tr> <td style="text-align: center;">exceeds</td> <td style="text-align: center;">£10 but</td> <td style="text-align: center;">" " "</td> <td style="text-align: center;">£20</td> <td style="text-align: center;">...</td> </tr> <tr> <td style="text-align: center;">"</td> <td style="text-align: center;">£20</td> <td style="text-align: center;">" " "</td> <td style="text-align: center;">£30</td> <td style="text-align: center;">...</td> </tr> <tr> <td style="text-align: center;">"</td> <td style="text-align: center;">£30</td> <td style="text-align: center;">" " "</td> <td style="text-align: center;">£50</td> <td style="text-align: center;">...</td> </tr> <tr> <td style="text-align: center;">"</td> <td style="text-align: center;">£50</td> <td style="text-align: center;">" " "</td> <td style="text-align: center;">£100</td> <td style="text-align: center;">...</td> </tr> <tr> <td style="text-align: center;">exceeds</td> <td style="text-align: center;">£100</td> <td style="text-align: center;">" " "</td> <td style="text-align: center;">...</td> <td style="text-align: center;">...</td> </tr> <tr> <td></td> <td></td> <td></td> <td></td> <td style="text-align: center;">£6</td> </tr> </table> <p style="text-align: center;"><i>Fee No. 22(i) or (ii) is not payable where an attachment of earnings order is made on the hearing of a judgment summons.</i></p> <p>(iii) On a consolidated attachment order under Order 25, Rule 90.</p> <p style="text-align: center;"><i>This fee is payable out of the money paid into court.</i></p> <p>(iv) On a request for a search of the register of attachment of earnings orders under Order 25, Rule 78(3).</p> <p style="text-align: center;"><i>This fee includes the issue of a certificate of the result of the search.</i></p>		does not exceed	£10	...	£1	exceeds	£10 but	" " "	£20	...	"	£20	" " "	£30	...	"	£30	" " "	£50	...	"	£50	" " "	£100	...	exceeds	£100	" " "					£6	<p>50p</p> <p>£1</p> <p>£2</p> <p>£3</p> <p>£4</p> <p>£5</p> <p>£6</p> <p>The same fee as would be payable if the order were an administration order.</p> <p>25p</p>
	does not exceed	£10	...	£1																																	
exceeds	£10 but	" " "	£20	...																																	
"	£20	" " "	£30	...																																	
"	£30	" " "	£50	...																																	
"	£50	" " "	£100	...																																	
exceeds	£100	" " "																																	
				£6																																	

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
<i>The Bills of Sale Act (1878) Amendment Act 1882</i>		
23	(i) On searching the index (ii) On inspecting a bill of sale or notice of satisfaction	5p 5p
<i>The Companies Act 1948</i>		
24	(i) On a petition (ii) On an originating application (iii) On every other application (iv) On an inspection of a file of proceedings under rule 19 of the Companies (Winding-up) Rules 1949, by a person not entitled to inspect free of charge (v) On the certification of a list of proofs under rule 119 of the Companies (Winding-up) Rules 1949— (a) for the first 50 proofs in the winding-up (b) for every additional 50 proofs (or fraction of 50 proofs)	£3 £2 25p 5p 15p 5p
<i>On the certification of a list of proofs for second or subsequent dividends no fee is payable unless additional proofs are filed; where additional proofs are filed, the fee payable, if any, is to be that payable on the total of proofs listed after deduction of any fee paid on previous lists certified.</i>		
<i>The Crown Proceedings Act 1947</i>		
25	On an application under section 27	For every £2 or part thereof of the debt alleged to be owing by the Crown (or so much as will satisfy the applicant's judgment debt and costs). 5p. Maximum fee, £2.
<i>The Deeds of Arrangement Act 1914</i>		
26	(i) For taking security and giving certificate— (a) where the estimated assets available for distribution amongst the unsecured creditors as shown by the affidavit filed on registration are less than £100 (b) in all other cases (ii) On an application to the court under the Deeds of Arrangement Act or Rules (iii) On searching the register and on inspecting the filed copy, including the limited extract to be taken pursuant to the Deeds of Arrangement Act and Rules, for every deed inspected (iv) On setting down a motion for hearing before the judge	50p £1 25p 15p £1

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
	<i>The Hire-Purchase Act 1965</i>	
27	On an application under Order 46, Rule 10(6), for an order for the payment of a sum of money which has not already been claimed in the action	The amount whereby the fee which would be payable on entering a plaint for the sum of money and the relief previously claimed in the action exceeds the fee paid under Fee No. 1(v).
	<i>The Inferior Courts Judgments Extension Act 1882</i>	
28	(i) For grant or registration of the certificate of a judgment	25p
	(ii) For sealing and issuing duplicate of such certificate... ..	5p
	<i>The Maintenance Orders Acts 1950 and 1958</i>	
29	(i) On an application under section 16 of the Act of 1950 or section 2 of the Act of 1958 for registration of a maintenance order, including the supply of a certified copy of the order to be registered	25p
	(ii) On an application under section 22(5) of the Act of 1950 to adduce evidence for the variation or discharge of a maintenance order registered under section 16, including the preparation and transmission of a transcript or summary of the evidence to the court of registration	25p
	<i>The Landlord and Tenant Acts 1927 and 1954</i>	
30	On any originating application	£3
	<i>The Law of Distress Amendment Act 1888</i>	
31	(i) On an application—	
	(a) for a bailiff's general certificate	50p
	(b) for a bailiff's special certificate	25p
	(c) for the renewal of a general certificate	25p
	(ii) For approving security by bond or guarantee	50p
	(iii) For receiving deposit in lieu of bond	25p
	<i>The Rent Act 1968</i>	
32	On an originating application under the Rent (County Court Proceedings) Rules 1970—	
	(i) for leave to distrain	For every £1 or part thereof of the amount to be distrained for, 5p. Maximum fee, 50p.
	(ii) for any other remedy or relief under the Rent Act 1968	50p
	<i>The Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951</i>	
33	(i) On an application for leave to distrain	For every £1 or part thereof to be distrained for, 5p. Maximum fee 50p.

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
	(ii) On an originating application for a declaratory order	15p
	(iii) On any other originating application ...	25p
	<i>Where leave is given to institute proceedings, credit shall be given for Fee No. 33(iii) in calculating fees on the proceedings so instituted.</i>	
	<i>The Solicitors Act 1957</i>	
34	On an originating application for an order for the taxation of a solicitor's bill of costs—	
	(a) where the amount allowed does not exceed £5,	25p
	(b) where the amount allowed exceeds £5 but does not exceed £100,	For every £1 or part thereof allowed, 5p.
	(c) where the amount allowed exceeds £100—	
	(i) for the first £100,	£5
	(ii) for every £2 or part thereof over £100 ...	5p
	<i>At the time of entering the application a deposit must be made of the fees which would be payable if the bill were allowed in full.</i>	
	<i>The Tithe Acts 1836 to 1951</i>	
35	On filing a notice of application for an order for the recovery of an instalment of an annuity or for the recovery of consideration money for the compulsory redemption of an annuity or of interest on such consideration money ...	Fee No. 1 (i) calculated on the sum sought to be recovered, exclusive of costs.

SECTION III
ENFORCEMENT OF JUDGMENTS, ORDERS, ETC.

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
36	On an application for an order for the attendance of a judgment debtor or any other person under Order 25, Rule 2 or 3	25p
37	On an application under Order 5, Rule 40, or Order 25, Rule 6 (change of parties)— (i) if the application affects only one judgment (ii) if the application affects more judgments than one <i>Fee No. 37 is not payable where there has been a change in the parties by operation of law.</i>	25p In addition to (i), for every judgment more than one, 5p.
38	(i) On the issue of a warrant of execution against goods, except a warrant to enforce payment of a fine <i>On the issue of concurrent warrants of execution against goods only one fee is payable.</i>	For every £2 or part thereof of the amount for which the warrant issues, 25p. Minimum fee 75p. Maximum fee, £10.
	(ii) On an application under Order 25, Rule 25(2), for the re-issue of a warrant of execution or warrant of delivery which has been suspended by request of the execution creditor	25p
39	(i) For keeping possession of goods (other than walking possession) under a warrant of execution	5p per day for every £2 of the value of the goods seized. Where goods have been appraised, the appraised value is to be taken as the value of the goods. Maximum fee per day, 50p or, where a possession man is employed, £2. In addition thereto, where there are animals to be fed, the reasonable expenses of feeding them.
	(ii) For removing or taking steps to remove goods to a place of deposit	The reasonable expenses thereof.

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
	<p><i>These fees are not payable for more than seven days: Provided that—</i></p> <p><i>(a) where possession is kept after the seventh day at the request in writing of both the execution creditor and the execution debtor, this fee is payable for a reasonable further time; and</i></p> <p><i>(b) where notice of claim by a third party to or in respect of the goods has been given to the bailiff, the number of days for which possession fees may be charged shall be determined by the court.</i></p>	
40	For advertising a sale by auction pursuant to section 132 of the Act	The reasonable expenses thereof.
41	For the appraisal of goods	For every £2 of the appraised value, 5p.
42	For the sale of goods (including advertisements, catalogues, sale and commission and delivery of goods)	10p in the £ on the amount realised by the sale.
43	When no sale takes place by reason of an execution being withdrawn, satisfied or stopped ...	<p>The expenses reasonably incurred with a view to the sale, not exceeding—</p> <p><i>(a) 5p in the £ on the value of the goods seized, the value to be the appraised value where the goods have been appraised, and in addition</i></p> <p><i>(b) any sum payable under Fee No. 39, 40 or 41.</i></p>
44	On an application for the appointment of a receiver by way of equitable execution ...	For every £2 or part thereof of the amount of debt and costs due to the applicant, 5p. Maximum fee, £2.
45	On an application for a charging order under section 23 of the Partnership Act 1890, or on an application by a partner to redeem or purchase	For every £2 or part thereof due to the judgment creditor, 5p. Maximum fee, £2.
46	On an application for an order charging the land of a judgment debtor	50p
47	<p>On the issue of a warrant for possession—</p> <p><i>(i) where the warrant is not for the recovery of a sum of money</i></p> <p><i>(ii) where the warrant is for the recovery of a sum of money in addition to possession ...</i></p>	<p>£2</p> <p>£2 and in addition thereto 20p for every £2 or part thereof of the amount for which the warrant issues, but the total fee is not to exceed £5.</p>

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
48	<p>On the issue of a warrant of delivery</p> <p><i>The value is to be—</i> <i>(a) if the plaint fee was taken under Fee No. 1 (v)(a), the balance of the hire-purchase price attributable to the goods at the time when the warrant is issued; or</i> <i>(b) if the plaint fee was taken under Fee No. 1 (v)(b), the value stated in the judgment or, if none is so stated, the value on which the plaint fee was calculated.</i></p> <p><i>In every other case the maximum fee is payable.</i></p> <p><i>Where the warrant is for the recovery of a sum of money in addition to delivery, then for the purpose of calculating this fee the sum of money is to be added to the sum on which the fee would otherwise be calculated.</i></p>	<p>For every £2 or part thereof of the value of the goods 25p. Maximum fee, £5.</p>
49	<p>(i) On an application for the issue of a notice to show cause why an order of attachment should not be made</p> <p>(ii) On the issue of a warrant of attachment</p>	<p>50p 50p</p>
50	<p>On the issue of a judgment summons</p>	<p>For every £2 or part thereof for which the summons issues, 20p. Maximum fee, £3.</p>
51	<p>On the issue of a second or subsequent successive judgment summons</p>	<p>15p</p>
52	<p>On an application for the transfer of proceedings under Order 25, Rule 48</p> <p><i>This fee includes the certificate of judgment or order.</i></p> <p><i>This fee is not payable where, in consequence of a change in the district of the county court in which the judgment was given or order made, the defendant's address ceases to be within that district.</i></p>	<p>15p</p>
53	<p>On the issue of an order of commitment made on a judgment summons</p> <p><i>Where separate orders of commitment are issued at the same time against two or more joint debtors, only one fee is payable.</i></p>	<p>For every £1 of the amount for which the order issues, 5p. Minimum fee 50p. Maximum fee, £3.</p>

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
	<i>Garnishee proceedings</i>	
54	(i) On entering garnishee proceedings... .. <i>This fee is to be calculated on the amount sought to be attached, or, if the amount sought to be attached is not stated, on the unpaid balance of the judgment debt and costs.</i>	For every £1 or part thereof, 5p. Maximum fee, £5.
	(ii) On an application for payment out of money in court under Order 27, Rule 18	For every £2 or part thereof of the money in court (or so much as will satisfy the applicant's judgment debt and costs), 5p. Maximum fee, £2.
	<i>Admiralty actions in rem</i>	
55	On the issue of a warrant of execution against a ship or goods (including the execution thereof) <i>This fee is not payable where the ship or goods are under arrest, and Fee No. 12 has been paid.</i>	£3
56	On the appraisal— (i) of a ship where the appraised value— does not exceed £500	£5
	exceeds £500 but " " " £1,000	£10
	" £1,000 " " " £5,000	£15
	" £5,000 " " " £10,000	£20
	" £10,000 " " " £15,000	£25
	" £15,000 " " " £20,000	£30
	" £20,000 " " " £30,000	£35
	" £30,000 " " " £40,000	£40
	" £40,000	£45
	(ii) of goods	The reasonable expenses thereof.
57	On the sale of a ship or goods <i>In addition to this fee the reasonable expenses of the sale are also payable.</i>	For every £5 or part thereof of the price, 5p.
58	For keeping possession of a ship or goods, where the registrar employs— (i) a possession man or (ii) a shipkeeper	For every day, £2. The reasonable expenses of the shipkeeper employed.

SECTION IV
MISCELLANEOUS

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
	<i>Interpleader proceedings</i>	
59	<p>On an application for relief by way of interpleader otherwise than under execution ...</p> <p style="text-align: center;"><i>This fee is not payable where the applicant is the defendant.</i></p>	<p>Fee No. 1(i) calculated on the amount or value of the money or goods the subject matter of the proceedings.</p>
	<i>Payment into Court by trustees</i>	
60	<p>On the payment of money or securities into court under Order 38</p> <p style="text-align: center;"><i>Where money is paid into court, this fee is to be deducted from the money.</i></p>	<p>£1 and in addition 5p for every £4 or part thereof calculated on the amount of the money or the value of the securities paid into court.</p>
	<i>Administration of money for benefit of person under disability</i>	
61	<p>On transfer or payment of money into a deposit account</p> <p style="text-align: center;"><i>This fee is to be deducted from the money transferred or paid into court.</i></p> <p style="text-align: center;"><i>Where the money is for the benefit of more than one person and is apportioned between them, the fee is to be deducted rateably from the portions.</i></p> <p style="text-align: center;"><i>Where the money is paid into court under Order 5, Rule 19, this fee is not to be deducted until judgment has been given or a settlement approved, and any sum then ordered to be paid out forthwith is to be excluded for the purpose of calculating the fee.</i></p> <p style="text-align: center;"><i>This fee is not to be charged when Fee No. 60 is payable.</i></p>	<p>For every £100 or part thereof, £1. Maximum fee in respect of each action, £10.</p>
	<i>Administration Order</i>	
62	<p>On an administration order under section 148 of the Act or section 4 of the Attachment of Earnings Act 1971</p> <p style="text-align: center;"><i>This fee is payable out of the money paid into court.</i></p>	<p>For every £1 of the money paid into court in respect of debts due to the creditors, 5p.</p>
	<i>Witness summons</i>	
63	<p>On the issue of a witness summons</p>	10p

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
<i>Possession, appraisal and sale of goods otherwise than under an execution</i>		
64	For keeping possession, appraisal or sale of goods	The same fees as would be payable if the goods were seized, appraised or sold under an execution.
<i>Copies of documents</i>		
65	For a photographic copy of all or part of any document, whether or not issued as an office copy, for each photographic sheet—	
	(i) of A4 ISO size, foolscap or smaller size, ...	10p
	(ii) of larger size	20p
66	For a typewritten copy of any document, per page—	
	(i) of A4 ISO size, foolscap or smaller size, ...	20p
	(ii) of larger size and for each page of any additional carbon copy bespoken, half of the fee above.	30p
67	For examining a plain copy and marking the same as an office copy—	
	(i) in the case of a photographic copy—for each sheet	10p
	(ii) in any other case—for each sheet	15p
<i>Certificates, Certified Copies and Duplicates</i>		
68	(i) For a certificate of a judgement or order or a certified copy of entries in the books of the court (ii) For issuing a duplicate plaint note, summons, order or other process of the court	5p 15p
<i>Dormant Funds</i>		
69	For keeping an account of any money or fund to which rule 38 of the County Court Funds Rules 1965 applies	For every £4 or part thereof, 5p.
	<i>This fee is to be deducted from the money or fund when the account is closed and is to be calculated on the amount of the money including any proceeds of sale such as are referred to in rule 37(2) of the said Funds Rules</i>	
<i>Officers attending as Witnesses</i>		
70	On an application with or without subpoena for any officer to attend as a witness in his official capacity or to produce official records or documents in evidence— (i) in civil proceedings	For each day or part of a day he is absent from his office, £3
	<i>In addition to this fee the reasonable expenses of the officer for travelling and subsistence are also payable.</i>	

Col. 1 No. of Fee	Column 2 Description of proceeding	Column 3 Amount of fee
	<p><i>The registrar may require a deposit on account of any further fees or expenses which may probably become payable beyond the amount paid for fees and expenses on the application. He may also require an undertaking in writing to pay any further fees and expenses which may become payable beyond the amounts so paid and deposited.</i></p> <p>(ii) in criminal proceedings</p> <p><i>Registrars attending away from the Court House or office</i></p>	<p>Such sum as may be allowed under the scale applicable to the particular tribunal.</p>
71	<p>Where the registrar is required to perform any of his duties away from the Court House or office</p>	<p>The reasonable travelling expenses, and, where necessary, subsistence allowance.</p>
	<i>The Registry of County Court Judgments</i>	
72	<p>(i) On a search by an applicant who attends at the Registry</p> <p>(ii) On a request to the Registrar of County Court Judgments—</p> <p>(a) for a search for any entries against a named person</p>	<p>For every name, 10p.</p> <p>25p and in addition, for every calendar year more than three to which the search is to extend 5p, and for every entry more than one, 5p.</p>
	<p><i>This fee includes the supply of an uncertified copy of any entries found.</i></p>	
	<p>(b) for a serial list of entries of a specified class</p>	<p>For every 50 entries copied and supplied, £3.</p>
	<p>(c) for a certified copy of an entry in the Register</p>	<p>25p</p>
	<p><i>The request for the search or serial list or certified copy may be made by letter addressed to the Registrar of County Court Judgments, and the fee payable under Fee No.72. (ii), so far as it can be ascertained in advance, is to accompany the request.</i></p>	
	<p>(iii) On a request to cancel the registration of a judgment which has been satisfied</p> <p><i>This fee is to be paid to the registrar of the county court in which satisfaction was made.</i></p>	<p>10p</p>

Article 7

SCHEDULE 2

ORDERS REVOKED

Title	Reference
The County Court Fees Order 1959	S.I. 1959/1262 (1959 I, p. 803)
The County Court Fees (Amendment) Order 1961	S.I. 1961/355 (1961 I, p. 565)
The County Court Fees (Amendment No. 2) Order 1961	S.I. 1961/1894 (1961 III, p. 3554)
The County Court Fees (Amendment) Order 1963	S.I. 1963/897 (1963 II, p. 1508)
The County Court Fees (Amendment) Order 1965	S.I. 1965/395 (1965 I, p. 1099)
The County Court Fees (Amendment) Order 1966	S.I. 1966/243 (1966 I, p. 496)
The County Court Fees (Decimalisation) Order 1971	S.I. 1971/101 (1971 I, p. 188)
The Country Court Fees (Amendment) Order 1971	S.I. 1971/1083 (1971 II, p. 3222)

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order replaces the County Court Fees Order 1959. In addition to consolidating the existing Orders as to the fees payable on county court proceedings, it amends the current fees in various respects, e.g. as to taxation of costs and copies of documents, and increases a number of fees, including those on entering a plaint.