STATUTORY RULES OF NORTHERN IRELAND

2017 No. 12

JUDGMENTS (ENFORCEMENT)

The Judgment Enforcement Fees (Amendment) Order (Northern Ireland) 2017

Made - - - - 16th January 2017

Coming into operation in accordance with Article 1

The Department of Justice, in exercise of the powers conferred by section 116(1) and (1A) of the Judicature (Northern Ireland) Act 1978(**1**) and now vested in it(**2**), makes the following Order with the concurrence of the Department of Finance(**3**).

The Department has, in accordance with section 116(1) of that Act, consulted with the Lord Chief Justice.

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Judgment Enforcement Fees (Amendment) Order (Northern Ireland) 2017.

(2) Articles 1 and 3 shall come into operation on 1st April 2017.

(3) Article 2 shall come into operation immediately after the coming into operation of the Universal Credit Regulations (Northern Ireland) 2016(**4**).

(4) In this Order "the principal Order" means the Judgment Enforcement Fees Order (Northern Ireland) 1996 (**5**).

Amendments to the principal Order

2. In Article 9(2) (Exemptions and refunds) of the principal Order—

(a) at the end of sub-paragraph (d) for "." substitute ";"; and

(b) after sub-paragraph (d) insert—

(**1**) 1978 c. 23 as amended by Article 15(1) and paragraph 6(h) of Schedule 17 to the Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010 No. 976); and s.59 of the Justice Act (Northern Ireland) 2016 (2016 c.21 (N.I.)).

(**2**) Article 15(4)(b) of the Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010 No. 976).

(**3**) Formerly the Department of Finance and Personnel, see the Departments Act (Northern Ireland) 2016 (2016 c.5 (N.I.)), Section 1(4) and Schedule 1.

(**4**) S.R. 2016 No. 216.

(**5**) S.R. 1996 No. 101 to which relevant amendments are made by S.R. 2007 No. 380.

"(e) universal credit paid under Part 2 of the Welfare Reform (Northern Ireland) Order 2015(**6**).".

3. For the Schedule to the principal Order there shall be substituted the new Schedule set out in the Schedule to this Order.

Sealed with the Official Seal of the Department of Justice on 16th January 2017

L.S.

Claire Sugden
Minister of Justice

The Department of Finance concurs in the making of this Order.
Sealed with the Official Seal of the Department of Finance on 16th January 2017

L.S.

Emer Morelli
A senior officer of the
Department of Finance

(**6**) 2015 No. 2006 (N.I. 1).

SCHEDULE Article 3

"SCHEDULE Article 4

Fees

PART 1

Column 1 No. of Fee	*Column 2* Item	*Column 3* Amount of Fee		
		As from 01/04/17	As from 01/04/18	As from 01/04/19
1	On lodging notice of intent to apply for enforcement under rule 6; in respect of each person to be served	£22.00	£24.00	£25.00
2	On lodging an application for enforcement under Article 22 of the Order; in respect of each respondent			
	Where the sum due on foot of the judgment—			
	(1) does not exceed £300	33p in the £1.00 Minimum fee £17.00	35p in the £1.00 Minimum fee £18.00	37p in the £1.00 Minimum fee £19.00
	(2) exceeds £300 but does not exceed £1,000	£107.00 plus £13.00 per additional £100.00 or part thereof of the sum due in excess of £300	£115.00 plus £14.00 per additional £100.00 or part thereof of the sum due in excess of £300	£121.00 plus £15.00 per additional £100.00 or part thereof of the sum due in excess of £300

Column 1 No. of Fee	*Column 2* Item	*Column 3* Amount of Fee		
	(3) exceeds £1,000 but does not exceed £3,000	£231.00 plus £9.00 per additional £100.00 or part thereof of the sum due in excess of £1,000	£248.00 plus £10.00 per additional £100.00 or part thereof of the sum due in excess of £1,000	£260.00 plus £11.00 per additional £100.00 or part thereof of the sum due in excess of £1,000
	(4) exceeds £3,000 but does not exceed £10,000	£479.00 plus £3.00 per additional £100.00 or part thereof of the sum due in excess of £3,000	£515.00 plus £3.00 per additional £100.00 or part thereof of the sum due in excess of £3,000	£541.00 plus £3.00 per additional £100.00 or part thereof of the sum due in excess of £3,000
	(5) exceeds £10,000	£710.00 plus £2.00 per additional £100.00 or part thereof of the sum due in excess of £10,000	£763.00 plus £2.00 per additional £100.00 or part thereof of the sum due in excess of £10,000	£801.00 plus £2.00 per additional £100.00 or part thereof of the sum due in excess of £10,000
3	On lodging an application under Article 23 (1) of the Order, including one copy of the report: for each respondent	£165.00	£177.00	£186.00
	Where an application is made under Article 22 of the Order subsequent to an application under Article 23 (1) of the Order the fee paid under Fee No 2 shall be reduced by the amount of the fee paid under Fee No 3.			
4	On lodging an application for repossession of land	£567.00	£610.00	£641.00