STATUTORY RULES OF NORTHERN IRELAND

2004 No. 338

COUNTY COURTS

The County Court Fees (Amendment) Order (Northern Ireland) 2004

Made - - - -	*4th August 2004*
Coming into operation	*1st September 2004*

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

Citation and commencement

1. This Order may be cited as the County Court Fees (Amendment) Order (Northern Ireland) 2004 and shall come into operation on 1st September 2004.

Fees to be taken in proceedings in county courts

2. For Schedule 1 to the County Court Fees Order (Northern Ireland) 1996(**2**) there shall be substituted the new Schedule 1 set out in the Schedule to this Order.

Signed by the authority of the Lord Chancellor
I concur

Christopher Leslie
Parliamentary Under-Secretary of State,
Department for Constitutional Affairs

Dated 1st August 2004

(**1**) 1978 c. 23
(**2**) S.R. 1996 No.103 as amended by S.R.1997 No. 178, S.R. 1998 No. 409, S.R. 1999 No. 136 and S.R. 2002 No. 342

We concur

John Heppell
Joan Ryan
Two of the Lords Commissioners of Her Majesty's Treasury

Dated 4th August 2004

SCHEDULE Article 2

"SCHEDULE 1 Article 4

FEES TO BE TAKEN IN PROCEEDINGS IN COUNTY COURTS

Section I –	Fees in respect of proceedings not otherwise specifically provided for in any subsequent section of this Schedule.
Section II –	Fees for specified proceedings within the equity and probate jurisdiction.
Section III –	Fees to be taken in respect of proceedings under the Licensing (Northern Ireland) Order 1996 and the Registration of Clubs (Northern Ireland) Order 1996.
Section IV –	Miscellaneous fees relating to civil proceedings and matters.
Section V –	Fees in respect of applications for small claims under Article 30(3) of the Order.
Section VI –	Fees to be taken in respect of proceedings under the Criminal Injuries (Compensation) (Northern Ireland) Order 1988 ("the Criminal Injuries Order") and the Criminal Damage (Compensation) (Northern Ireland) Order 1977 ("the Criminal Damage Order").
Section VII –	Fees to be taken in respect of proceedings under the Family Law Act 1986.

SECTION I

Fees to apply in respect of proceedings not otherwise specifically provided for in any subsequent section of this Schedule

Column 1 *No. of Fee*	Column 2 *Item*	Column 3 *Amount of Fee*
1	On any affidavit	No fee
2	On an attendance of an officer to produce records (in addition to the officer's expenses) for each day or part thereof	£ 15·00
3	On a bond or recognizance	£ 6·00
4	On a case stated	£ 57·00
5	On a certificate of taxation of costs	£ 13·00
6	On a certificate by a court officer (inclusive of search)	£ 11·00

Column 1 *No. of Fee*	Column 2 *Item*	Column 3 *Amount of Fee*
7	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 £500	£104·00
	exceeding £500 but not exceeding £2,000	£124·00
	exceeding £2,000	£140·00
8	On a civil bill in an ejectment action	£118·00
9	On any other civil bill	£118·00
10	On a third party notice	the same fee as on the civil bill in the action
11	On a counterclaim or set-off where the amount thereof –	
	does not exceed £500	£ 52·00
	exceeding £500 but does not exceed £2,000	£ 62·00
	exceeds £2,000	£ 70·00
12	On a copy, including a photographic copy, of all or any part of any document filed or any record kept in the office (including comparison) –	
	(a) for five sheets or less	£ 6·00
	(b) for each sheet thereafter	£ 0.30
13	On a comparison of a document filed in the Office – per page	£ 3·00
14	On a decree, award, judgment, order or dismiss (other than an interlocutory order)	£ 62·00
15	On an interlocutory order, including an order for payment out of, or transfer or investment of, funds in court	No fee

Column 1 *No. of Fee*	Column 2 *Item*	Column 3 *Amount of Fee*
16	On a Certificate of Readiness	£ 29·00
17	On a notice of appeal to a county court (not otherwise provided for)	£ 45·00
18	On a notice of application to the Judge for payment of funds out of court	£ 6·00
19	On any notice or other document in an application to the Accountant General for payment out or transfer of funds and securities in court	No fee
20	In any proceedings under the Adoption (Northern Ireland) Order 1987, under that Order as modified by the Parental Orders (Human Fertilisation and Embryology) Regulations 1994 or under section 30 of the Human Fertilisation and Embryology Act 1990	£ 45·00
21	On a notice, petition, summons or other form of application (not otherwise provided for) initiating any proceedings	£ 82·00
22	On a notice of application for a review by the Judge	£ 29·00
23	On any notice of application, summons, notice of motion or other form of application to the Judge or to the District Judge (not otherwise exempted or specifically provided for)	£ 34·00
24	On a search or inspection	£ 10·00
25	On a witness summons	£ 13·00
26	On a certificate of application for discovery	£108·00
	Note: In the application of item 7 to proceedings under the Judgments Enforcement (Northern Ireland) Order 1981 the fee on an Enforcement Civil Bill shall be the same as	