STATUTORY RULES OF NORTHERN IRELAND

1998 No. 406

SUPREME COURT

The Supreme Court Fees (Amendment) Order (Northern Ireland) 1998

Made - - - -	*18th November 1998*
Coming into operation	*1st December 1998*

The Lord Chancellor, in exercise of the powers conferred on him by section 116(1) and (4) 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 Supreme Court Fees (Amendment) Order (Northern Ireland) 1998 and shall come into operation on 1st December 1998.

Fees to be taken in proceedings in the Supreme Court

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

Revocation of obsolete Orders relating to fees

3. The following Orders (which relate to the taking of fees in the Supreme Court) are hereby revoked, namely—

(a) the Order dated 29 December 1877(**3**);

(b) the Order dated 23 May 1882(**4**);

(c) the Order dated 22 January 1889(**5**);

(d) the Order dated 6 April 1893(**6**).

(**1**) 1978 c. 23
(**2**) S.R. 1996 No. 100 as amended by S.R. 1997 No. 175
(**3**) Revised (1904), 13, "Supreme Court, Ireland", page 126
(**4**) Revised (1904), 13, "Supreme Court, Ireland", page 128
(**5**) Revised (1904), 13, "Supreme Court, Ireland", page 131
(**6**) Revised (1904), 13, "Supreme Court, Ireland", page 132

Dated 12th November 1998 *Irvine of Lairg, C.*

We concur

Jim Dowd
Bob Ainsworth
Two of the Lords Commissioners of Her
Majesty's Treasury

Dated 18th November 1998

SCHEDULE Article 2

"SCHEDULE Article 4

Section 1	Fees payable in every Department of the Supreme Court
Section 2	Fees payable in the Central Office
Section 3	Fees Payable in the Office of the Lord Chief Justice
Section 4	Fees payable in the Bankruptcy and Companies Office
Section 5	Fees payable in the Taxing Office
Section 6	Fees payable in the Office of Care and Protection

SECTION 1

Fees payable in every Department of the Supreme Court

Column 1 *Item*	Column 2 *Fee £*	Column 3 *Document to be endorsed*
A. COMMENCEMENT OF A CAUSE OR MATTER		
1. On sealing—	155.00	The filed copy
(a) a writ of summons, or		
(b) an originating summons, except for the payment out of court of a sum not exceeding £1,500 or where a fee under section 6 is payable and where no other fee is specifically provided, or	155.00	The filed copy
(c) a writ of summons or an originating summons under Order 88, or	135.00	The filed copy
(d) an originating notice of motion, except a notice of appeal to the High Court, or	155.00	The filed copy
(e) a petition, except where a fee under	155.00	The filed copy

Column 1 *Item*	Column 2 *Fee £*	Column 3 *Document to be endorsed*
section 4 or 6 of this Schedule is payable		
2. On sealing an originating summons—	40.00	The filed copy
(a) on approval of a minor settlement		
(b) under section 31 or 32(1) of the Administration of Justice Act 1970 for discovery before commencement of proceedings.	35.00	The filed copy
3. On an application for leave to apply for judicial review under Order 53. Provided that where under the applicant obtains leave to move, credit for this fee is to be given against the fee payable in item 1.	45.00	The application
B. PROGRESS OF PROCEEDINGS		
Interlocutory applications	45.00	The notice or summons
4. On sealing a summons, a notice of appointment, or notice of motion		
(a) On an *ex parte* application to a Judge for an injunction	50.00	*Ex parte* docket or summons or affidavit in support of the application
(b) On an *ex parte* application to a Judge for approval of a minor settlement	50.00	The *ex parte* docket
(c) On an application to a Master for payment out of monies invested on behalf of a minor	10.00	The application
(d) On an *ex parte* application before a Master	45.00	The *ex parte* docket

Column 1 *Item*	Column 2 *Fee £*	Column 3 *Document to be endorsed*
Entering and setting down for a trial in court	85.00	The setting down docket
6. On entering or setting down any cause or matter for trial, hearing or further consideration in court, except where it is otherwise provided for in this Schedule		
(a) On setting down a cause on motion for judgment	45.00	The motion or summons
(b) Where the motion is treated as the trial of the action, in addition to the fee paid on the notice of motion	40.00	The praecipe
Examination of witness before trial	15.00	The order
8. On the examination of a witness before trial		
Inquiries, trials and assessment of damages or interest by Master	40.00	The order, judgment or certificate
(a) On an inquiry, reference for trial or assessment of damages before a Master or Admiralty Registrar		
(b) On an assessment of interest before a Master	45.00	The judgment
Appeals to Judge in Chambers	50.00	The notice filed
10. On sealing a notice of appeal from a Master or Admiralty Registrar or District Judge to Judge in Chambers		
Appeals to High Court	50.00	The notice filed
11. On filing—		
(a) a notice of appeal to the High Court, or		