1980 No. 264

SUPREME COURT

Supreme Court Fees Order (Northern Ireland) 1980

Made . . . . . *30th July 1980*

Coming into operation . . . *1st September 1980*

The Lord Chancellor, after consultation with the Lord Chief Justice and with the concurrence of the Treasury, in exercise of the powers conferred by section 116 of the Judicature (Northern Ireland) Act 1978(**a**) and sections 2 and 3 of the Public Offices Fees Act 1879(**b**) hereby makes the following Order.

1. This Order may be cited as the Supreme Court Fees Order (Northern Ireland) 1980 and shall come into operation on 1st September 1980.

2. In this Order, unless the context otherwise requires, a fee referred to by number means the fee so numbered in the Schedule to this Order.

3. The fees set out in Column 2 of the Schedule shall be taken in the Supreme Court of Northern Ireland in respect of the items set out in Column 1 of the Schedule.

4. The provisions of this Order shall not apply to—

(*a*) non-contentious probate business;

(*b*) proceedings affecting the affairs of patients in the Office of Care and Protection;

(*c*) criminal proceedings (except proceedings on the Crown side of the Queen's Bench Division to which the scale contained in the Schedule is applicable).

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

6.—(1) Where by any convention entered into by Her Majesty with any foreign power it is provided that no fee shall be required to be paid in respect of any proceedings, the fees specified in this Order shall not be taken in respect of those proceedings.

(2) The fees specified in this Order shall be remitted where such fees, if taken, would be payable out of money provided by Parliament.

7.—(1) The fees prescribed by this Order shall be taken by adhesive or impressed stamps.

(2) The document to be stamped shall be the document indicated in Column 3 of the Schedule.

(3) Any impressed or adhesive stamp used for the purpose of this Order shall be of such design and character as the Commissioners of Inland Revenue may from time to time adopt.

(**a**) 1978 c. 23
(**b**) 1879 c. 58

8. For the purposes of this Order an impressed stamp means an impressed Northern Ireland fee stamp, and an adhesive stamp means an adhesive Northern Ireland judicature fee stamp.

9. Every adhesive stamp used in pursuance of this Order shall be cancelled by the proper officer of the Supreme Court of Northern Ireland.

10. The fees taken under this Order shall be applied as the Lord Chancellor, with the concurrence of the Treasury, may direct.

11. The Supreme Court Fees Order (Northern Ireland) 1979(c) is hereby revoked, save as to any fee due or payable before the commencement of this Order.

Dated the 25th July 1980.

Hailsham of St. Marylebone, C.

We concur

Carol Mather
Peter Morrison
Two of the Lords Commissioners of Her Majesty's Treasury

Dated the 30th July 1980.

(c) S.R. 1979 No. 160 (I, p. 733)

SCHEDULE

PART I

Fees payable in every Division of the High Court and Department of the Supreme Court and the Court Funds Office, unless otherwise provided.

Column 1 *Item*	*Column 2* *Fee*	*Column 3* *Document to be stamped*
Writs, etc.	£	
1. On sealing a writ of summons	25.00	The filed copy
2. On sealing an originating notice of motion	25.00	The filed copy
3. On sealing an originating summons, except where fee 4 or fee 21 is payable	25.00	The filed copy
4. On sealing an originating summons for the payment out of court of a sum not exceeding £1,500	3.00	The filed copy
5. On sealing a writ of subpoena, per person	2.00	The praecipe
Copies of Documents		
6. For examining a plain copy, and marking the same as an office copy, per page	0.25	The requisition
7. For a typewritten copy of any document and marking the same as an office copy, per page	0.50	The requisition
8. For a reproduction of any document or part thereof, by photographic or other similar process — and marking the same as an office copy, per page	0.25	The requisition
9. For a copy, other than a photographic copy, in a foreign language	Reasonable cost as certified by proper officer	The requisition
10. For a copy, other than a photographic copy, of a plan, map, section, drawing, photograph or diagram	Reasonable cost as certified by proper officer	The requisition
11. (*a*) For a stencilled copy of a written judgment and marking the same as an office copy, per page	0.25	The requisition
(*b*) For any other stencilled copy and marking the same as an office copy, first copy per page	0.25	The requisition
for each subsequent copy per page	0.10	
12. In a probate or matrimonial cause or matter:—		
(*a*) For a copy of all or part of any document, issued as an office copy, for each page	0.25	The requisition
(*b*) For a certified copy of any document	0.50	The requisition
And for each page after the first, a further additional fee of	0.25	
(*c*) For a sealed and certified copy of any document	1.00	The requisition
And for each page after the first, a further additional fee of	0.25	

Column 1 Item	Column 2 Fee	Column 3 Document to be stamped
Registration of Judgments		
13. Under the Judgments Extension Act 1868(**d**):—	£	
(*a*) On a certificate of a judgment for registration in England or Scotland	3.00	The requisition
(*b*) On registration of a certificate issued by an English or Scottish Court	5.00	The certificate
Searches and Inspections		
14. On a search (including inspection), except in bankruptcy	0.50	The search docket
15. For an official certificate of the result of a search in any register or index, for the first name	1.00	The requisition
for every other name	0.50	
Hearing		
16. (*a*) On entering or setting down a cause or issue for trial or hearing (including county court appeal, case stated or other statutory appeal) and for filing the judgment or order	15.00	The setting down docket or copy notice or motion filed
(*b*) On setting down an action on motion for judgment and for filing the judgment or order	6.00	The setting down docket
(*c*) On sealing a notice of appeal from a master or registrar to a judge in chambers	5.00	The notice filed
Default and Order 14 *Judgments, Decrees and Orders*		
17. (*a*) For a final judgment following an inquiry, trial or assessment of damages before a master or under Order 14	15.00	The judgment
(*b*) For a final judgment in default of appearance or defence or	10.00	The judgment or requisition
18. On filing any final or interlocutory order in application for wardship	2.00	The requisition
Accounts		
19. For taking and certifying the result of any account of money received by any person liable to account therefor or due to any person, for every £100, or fraction thereof, of amount received or found due, but excluding the amount of any balance carried forward on a previous account in the cause, except in bankruptcy	0.25 (minimum fee 5.00 maximum fee 50.00)	The account or fee sheet
Petitions		
20. On presenting a petition except where fee 21, 23(*a*) or (*b*), or 42 is payable	25.00	The filed copy
21. On any application by way of petition or originating summons for wardship or adoption	15.00	The filed copy

(**d**) 1868 c. 54