1977 No. 252

SOLICITORS' REMUNERATION

The Solicitors' Remuneration Order (Northern Ireland) 1977

Made . . . . . 22*nd July* 1977

Coming into operation . . . 1*st September* 1977

The Non-contentious Costs Committee in exercise of the powers conferred by Article 64 of the Solicitors (Northern Ireland) Order 1976(a) and of all other powers enabling them in that behalf (the Clerk to the Committee having caused a draft of the proposed Order to be sent to the Council of the Incorporated Law Society of Northern Ireland pursuant to paragraph (6) of that Article) having considered the observations in writing submitted to them by the Council, hereby make the following Order:

Citation and commencement

1. This Order may be cited as the Solicitors' Remuneration Order (Northern Ireland) 1977 and shall come into operation on 1st September 1977 and shall apply to non-contentious business, other than business in Land Registry matters, for which instructions are accepted on or after that date.

Interpretation

2. In this Order—

"non-contentious business" has the meaning assigned to it by Article 3(2) of the Solicitors (Northern Ireland) Order 1976;

"the Society" means the Incorporated Law Society of Northern Ireland.

Basis of remuneration

3. A solicitor's remuneration for non-contentious business shall be such sum as may be fair and reasonable having regard to all the circumstances of the case, including—

(*a*) the position of the party for whom the solicitor is concerned in the business, that is, whether as vendor or purchaser, lessor or lessee, mortgagor or mortgagee, and the like;

(*b*) the place where, and the circumstances in which, the business or any part thereof is transacted;

(*c*) the amount of the capital money or rent to which the business relates;

(*d*) the skill, labour, specialised knowledge and responsibility involved therein on the part of the solicitor;

(*e*) the complexity, importance, difficulty, rarity or urgency of the questions raised;

(*f*) the number and importance of the documents prepared or perused;

(*g*) the time expended by the solicitor; and

(*h*) the importance of the matter to the client.

(a) S.I. 1976/582 (N.I. 12)