1970. No. 287 **[C]**

SOLICITORS' REMUNERATION

GENERAL ORDER UNDER SECTION 2 OF THE SOLICITORS' REMUNERATION ACT 1881.

We, the Right Honourable John Clarke, Baron MacDermott, Lord Chief Justice of Northern Ireland, the Right Honourable Sir Herbert Andrew McVeigh, one of the Judges of Her Majesty's Court of Appeal in Northern Ireland, and Henry Edward Pierce, Esquire, President of the Incorporated Law Society of Northern Ireland (being the persons in that behalf authorised by Section 2 of the Solicitors' Remuneration Act 1881(a), as amended by Section 51 of the Solicitors' Act (Northern Ireland) 1938), do in pursuance and execution of the powers given to us by the said statutes and of all other powers and authorities enabling us in that behalf, order and direct as follows:—

1. The following Schedule shall be substituted for Schedule II to the Order of 1884:—

"SCHEDULE II

Any business not being business in any action, or transacted in any Court, or in the Chambers of any Judge or Registrar, and not being otherwise contentious business, for which no charge is prescribed by Schedule I, or being business in respect of which the solicitor has elected to charge under Schedule II.

Such sum as may be fair and reasonable, having regard to all the circumstances of the case and in particular to—

1. the complexity of the matter or the difficulty or novelty of the questions raised;
2. the skill, labour, specialised knowledge and responsibility involved on the part of the solicitor;
3. the number and importance of the documents prepared or perused, without regard to length;
4. the place where and the circumstances in which the business or any part thereof is transacted;
5. the time expended by the solicitor;
6. where money or property is involved, its amount or value;
7. the importance of the matter to the client:

provided that—

(*a*) without prejudice to the right to taxation prescribed by the Solicitors' Remuneration Act 1881 the client may require the solicitor to obtain a certificate from the Incorporated Law Society of Northern Ireland, acting by a committee of at least three members of the said Society nominated by the President thereof, certifying that the sum charged is fair and reasonable or, if it is not, what is a fair and reasonable sum, and the sum so certified, if less than that charge, shall, in the absence of taxation, be the sum payable;

(a) 44 & 45 Vict. c. 44.