BANKRUPTCY, ENGLAND

The Bankruptcy Fees (Amendment) Order, 1950

1950 No. 602 (L. 15)

Made - - - - 13*th April*, 1950
Coming into Operation 1*st May*, 1950

The Lord Chancellor and the Treasury in pursuance of the powers and authorities vested in them respectively by section 133 of the Bankruptcy Act, 1914(a), and sections 2 and 3 of the Public Offices Fees Act, 1879(b), do hereby, according as the provisions of the above-mentioned enactments respectively authorize and require them, make, consent to and sanction the following Order:—

1. A fee referred to by number in this Order means the fee so numbered in the First Schedule to the Bankruptcy Fees Order, 1930(c), as amended by the Bankruptcy Fees (Amendment) Orders, 1931(d), 1932(e), 1944(f) and 1947(g).

2. The following Fee shall be substituted for Fee No. 10 in Table A:—

	£ s. d.
"10. On an application for an order of discharge (including the expense of gazetting the date of the hearing and the order of the court made on the application) in respect of each debtor covered by the application	1 10 0
and for each creditor to be notified	0 1 0

These fees are payable on an application to review an order of discharge or to review the refusal of an order of discharge."

3. The Bankruptcy Fees (Amendment No. 1) Order, 1932(e) shall be revoked.

4. The following Fee shall be substituted for Fee No. 2 in Table C:—

	£ s. d.
"2. For issuing an order of commitment under the Debtors Act, 1869(h), or a search warrant or a warrant of seizure, apprehension or committal, under the Act	0 15 0"

5. Fee No. 4 in Table C shall be amended as follows:—

(*a*) In Fee No. 4 (ii) for the expression "0 12 6" in the column headed "Amount of Fee", there shall be substituted the expression "0 15 0".

(a) 4 & 5 Geo. 5. c. 59.
(b) 42 & 43 Vict. c. 58.
(c) S.R. & O. 1930 (No. 604) p. 106.
(d) S.R. & O. 1931 (No. 520) p. 77.
(e) S.R. & O. 1932 (No. 1) p. 128.
(f) S.R. & O. 1944 (No. 998) I, p. 22.
(g) S.R. & O. 1947 (No. 77) I, p. 97.
(h) 32 & 33 Vict. c. 62.

(*b*) For Fee No. 4 (iii) there shall be substituted:—

" (iii) for his expenses:—	£	s.	d.
(*a*) when absent for not less than 5 and not more than 10 hours	0	2	0
(*b*) when absent for more than 10 hours	0	5	0
(*c*) when absent for a night	1	1	0"

(*c*) For the note to Fee No. 4 there shall be substituted:—

"*Fee No.* 4 (*iii*) (*c*) *covers a period of* 24 *hours, and Fees No.* 4 (*iii*) (*a*) *and* (*b*) *are not payable in respect of time included in a period in respect of which Fee No.* 4 (*iii*) (*c*) *is payable.*"

6. Fee No. 5 in Table C shall be amended as follows:—

(*a*) For Fee No. 5 (iii) there shall be substituted:—

" (iii) for his expenses:—	£	s.	d.
(*a*) when absent for not less than 5 and not more than 10 hours	0	3	0
(*b*) when absent for more than 10 hours	0	7	6
(*c*) when absent for a night	1	10	0"

(*b*) For the note to Fee No. 5 there shall be substituted:—

"*Fee No.* 5 (*iii*) (*c*) *covers a period of* 24 *hours, and Fees No.* 5 (*iii*) (*a*) *and* (*b*) *are not payable in respect of time included in a period in respect of which Fee No.* 5 (*iii*) (*c*) *is payable.*"

7. This Order may be cited as the Bankruptcy Fees (Amendment) Order, 1950, and shall come into operation on the first day of May, 1950.

Dated this 13th day of April, 1950.

Jowitt, C.

Richard Adams,
H. W. Bowden, } Lords Commissioners of His Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of the Rules, but is intended to indicate their general purport.)

This Order clarifies Fee No. 10 in Table A and Fee No. 2 in Table C of the First Schedule to the Bankruptcy Fees Order, 1930, as amended; it revokes the Bankruptcy Fees (Amendment) Order, 1932; and it increases the Fees payable under Fees Nos. 4 and 5 in Table C in respect of duties performed away from the court office by officers of the court.