STATUTORY INSTRUMENTS

1961 No. 1894

COUNTY COURTS

FEES

The County Court Fees (Amendment No. 2) Order, 1961

Made - - - -	*3rd October*, 1961
Laid before Parliament	*10th October*, 1961
Coming into Operation	*30th October*, 1961

The Lord Chancellor and the Treasury, in pursuance of the powers and authorities vested in him and them respectively by section 177 of the County Courts Act, 1959(a), section 2 of the Public Offices Fees Act, 1879(b), and section 365 of the Companies Act, 1948(c), do hereby, according as the provisions of the above-mentioned enactments respectively authorise and require him and them, make, concur in, and sanction the following order:—

1. This Order may be cited as the County Court Fees (Amendment No. 2) Order, 1961, and shall come into operation on the thirtieth day of October, 1961.

2. In this Order a fee referred to by number means the fee so numbered in the Table of Fees contained in the Schedule to the County Court Fees Order, 1959(d), as amended.

3. Fee No. 2 shall be amended as follows:—

(1) The following new paragraphs shall be inserted after paragraph (i):—

"(ii) under Order 25, Rule 7A, for an order for the recovery of a sum of money awarded by a tribunal	1*s.* for every £2 or part thereof in respect of which the application is made. Minimum fee, 10*s.* Maximum fee, £3.
(iii) under Order 47, Rule 41, for the taxation of costs awarded by a tribunal	For every £2 or part thereof allowed, 1*s.* Minimum Fee, 5*s.*
At the time of entering the application a deposit must be made of the fees which would be payable if the bill were allowed in full."	

(2) The existing paragraph (ii) shall be re-numbered and shall stand as paragraph (iv).

(a) 7 & 8 Eliz. 2. c. 22. (b) 42 & 43 Vict. c. 58. (c) 11 & 12 Geo. 6. c. 38.
(d) S.I. 1959/1262 (1959 I, p. 803).

4. Fee No. 8 shall be amended as follows:—

(1) In paragraph (i) after the word "summons" there shall be inserted the words "or an originating application."

(2) The word "or" shall be omitted at the end of paragraph (vi) and inserted at the end of paragraph (vii).

(3) The following paragraph shall be inserted after paragraph (vii):—

"(viii) for the appointment of a guardian ad litem".

(4) In the notes for the figure "5*s*." there shall be substituted the figure "6*s*."

5. Paragraphs (iii) and (iv) of Fee No. 22 shall be omitted.

6. In Fee No. 38 for the words "section 141" there shall be substituted the words "section 140".

7. In Fee No. 40 for the word "action" there shall be substituted the word "auction".

Dated this third day of October, 1961.

Kilmuir, C.

John Hill,
David Gibson-Watt, } Lords Commissioners of Her Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of the Order but is intended to indicate its general purport)

This Order amends the County Court Fees Order, 1959, by introducing general fees on the taxation of costs and recovery of money awarded by tribunals in place of the special fees now applying to particular tribunals and by abolishing the fee on an application for the appointment of a guardian ad litem. Some minor drafting alterations are made in other fees.