STATUTORY INSTRUMENTS

1965 No. 395 (L. 4)

COUNTY COURTS

FEES

The County Court Fees (Amendment) Order 1965

Made - - - -	*5th March* 1965
Laid before Parliament	*12th March* 1965
Coming into Operation	*5th April* 1965

The Lord Chancellor and the Treasury, in pursuance of the powers and authorities vested in them 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 authorise and require them, make, concur in, and sanction the following Order:—

1. This Order may be cited as the County Court Fees (Amendment) Order 1965 and shall come into operation on 5th April 1965.

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(e).

3. Fee No. 1 shall be amended as follows:—

(1) For paragraph (i) there shall be substituted the following paragraph:—

" (i) for the recovery of a sum of money—

not exceeding £1	3*s.*
exceeding £1 but not exceeding £2	6*s.*
„ £2 „ „ „ £3	9*s.*
„ £3 „ „ „ £4	12*s.*
„ £4 „ „ „ £5	15*s.*
„ £5 „ „ „ £6	18*s.*
„ £6 „ „ „ £7	21*s.*
„ £7 „ „ „ £8	24*s.*
„ £8 „ „ „ £9	27*s.*
„ £9 „ „ „ £10	30*s.*
„ £10 „ „ „ £11	33*s.*
„ £11 „ „ „ £12	36*s.*
„ £12 „ „ „ £13	39*s.*
„ £13 „ „ „ £14	42*s.*
„ £14 „ „ „ £15	45*s.*
„ £15 „ „ „ £16	48*s.*
„ £16 „ „ „ £17	51*s.*
„ £17 „ „ „ £18	54*s.*
„ £18 „ „ „ £19	57*s.*
„ £19 „ „ „ £20	60*s.*
„ £20 „ „ „ £30	65*s.*
„ £30 „ „ „ £100	70*s.*
„ £100 „ „ „ £200	80*s.*
„ £200	100*s.*

(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).
(e) The relevant amending instruments are S.I. 1961/355, 1963/897 (1961 I, p. 565; 1963 II, p. 1508).

Where a sum of money is claimed as an alternative to a claim for another sum of money, this fee is to be calculated on whichever sum is the greater.

Where a sum of money is claimed in addition to another sum of money, then for the purpose of calculating this fee the additional sum is to be added to the sum on which this fee would otherwise be calculated."

(2) In paragraph (vii)(*b*) and the note thereto for the figure "£4" there shall be substituted the figure "£5".

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

(*a*) In paragraph (i) for the figure "2*s.*" there shall be substituted the figure "5*s.*".

(*b*) In paragraph (ii) for the figure "2*s.*" there shall be substituted the figure "2*s.* 6*d.*".

5. The following fee shall be inserted after Fee No. 26:—

"*The Hire-Purchase Act* 1964

26A	On an application under Order 46, Rule 10(6), for an order for the payment of a sum of money which has not already been claimed in the action	The amount whereby the fee which would be payable on entering a plaint for the sum of money and the relief previously claimed in the action exceeds the fee paid under Fee No. 1(v)."

6. In Fee No. 37 for the figures "4*s.*" and "£3" there shall be substituted the figures "5*s.*" and "£5" respectively.

7. In Fee No. 48 for the figures "4*s.*" and "£3" there shall be substituted the figures "5*s.*" and "£5" respectively.

8. In Fee No. 50 for the figure "3*s.*" there shall be substituted the figure "4*s.*" and for the figure "£2" in the second place where it appears there shall be substituted the figure "£3".

9. In Fee No. 54(i) for the words "Fee No. 1(i)" there shall be substituted the words "For every £1 or part thereof, 1*s.* Maximum fee, £4."

Dated 5th March 1965.

Gardiner, C.

Harriet Slater,

G. H. R. Rogers,

Two of the 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 substitutes a new scale of plaint fees for that contained in the County Court Fees Order 1959, as amended, and increases the fees payable on a request for service of a document by bailiff and the issue of warrants of execution, warrants of delivery and judgment summonses. It also prescribes a fee on a claim for the payment of money made under section 19 of the Hire-Purchase Act 1964 (c. 53) and replaces the fee payable on entering garnishee proceedings by a new fee which in most cases will be charged at a lower rate.