1959 No. 1507 (L.11)

The Welsh Courts (Interpreters) Rules, 1959

For the text of these Rules, *see* Pt. II, p. 2575, of this vol.

FEES AND FUNDS

1959 No. 1262 (L. 9)

The County Court Fees Order, 1959

Made - - - -	22*nd July*, 1959
Laid before Parliament	29*th July*, 1959
Coming into Operation	1*st October*, 1959

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.—(1) The fees set out in the Table contained in the Schedule to this Order shall be taken in county courts in respect of the proceedings described in the second column thereof, in accordance with and subject to the directions contained therein whether prefixed to or included within any Section of the said Table.

(2) Subject to any direction to the contrary in the Schedule to this Order, the fee prescribed by this Order on any proceeding shall be payable by the party at whose instance the proceeding is taken and, except as provided in the following paragraph, before it is taken.

(3) Any fee prescribed on a proceeding taken under a warrant of execution shall, to the extent that it is not recovered in any other manner, be payable by the execution creditor when the registrar so requests or the court so orders.

2. If any question arises with regard to the payment of any fee, the registrar may report the matter to the Lord Chancellor and obtain his directions thereon.

3. Where it appears to the Lord Chancellor that the payment of any fee specified in the Schedule to this Order would, owing to the exceptional circumstances of the particular case, involve hardship, the Lord Chancellor may reduce or remit the fee in the particular case.

4. The fees prescribed in this Order shall be taken in cash.

5.—(1) The Interpretation Act, 1889(d), shall apply to this Order in like manner as it applies to an Act of Parliament.

(2) In the Schedule to this Order, except where a contrary intention appears, an Order or Rule referred to by number means the Order or Rule so numbered in the County Court Rules, 1936(e), as amended, and "the Act" means the County Courts Act, 1959.

(a) 7 & 8 Eliz. 2. c. 22. (b) 42 & 43 Vict. c. 58.
(c) 11 & 12 Geo. 6. c. 38. (d) 52 & 53 Vict. c. 63.
(e) S.R. & O. 1936/626 (1936 I, p. 282).

(3) In Sections III and IV of the said Schedule, for the purpose of calculating poundage, a fraction of a pound shall be reckoned as an entire pound.

6.—(1) This Order may be cited as the County Court Fees Order, 1959, and shall come into operation on the 1st day of October, 1959.

(2) The County Court Fees Order, 1949(a), as amended(b), is hereby revoked.

Dated this 22nd day of July, 1959.

Kilmuir, C.

Martin Redmayne } Lords Commissioners of
R. Brooman-White } Her Majesty's Treasury.

SCHEDULE

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Section I

General

1. The fees prescribed in this Section are payable, so far as they are applicable, in all actions and matters commenced in or transferred to a county court:

Provided that where special provision is made in another Section with regard to the fees payable on any particular proceeding, that provision shall have effect in lieu of any fee in this Section which would otherwise apply.

2. The fee payable on entering a plaint, originating application, petition or appeal includes:—

(*a*) the examination and filing of the praecipe, application, petition or request;

(*b*) the preparation and issue of the summons, or notice of hearing;

(*c*) except where Fee No. 4 applies, the service by the court of the summons, application, petition or request, and any notice of hearing;

(*d*) the trial or hearing of an action, originating application, petition or appeal and the drawing, entering, sealing and issue of the judgment or order given or made thereon, and the service of the judgment or order by post.

3. Where a claim, counterclaim, originating application or petition is amended and the fees paid before amendment are less than those which would have been payable if the document as amended had been so drawn in the first instance, the party amending the document shall pay the difference.

4. Except where it is otherwise provided, the fee payable on an application for an order made in the course of proceedings includes:—

(*a*) the examination and filing of any affidavit in support of or in opposition to the application; and

(*b*) the drawing, entering, sealing and issue of the order made thereon, and the service of such order or judgment by post.

(a) S.I. 1949/2230 (1949 I, p. 1202). (b) S.I. 1950/1768, 1951/1403, 1954/1106, 1504, 1955/865, 1956/501, 1907, 1957/1146, 1156, 1958/1650, 2154 (1950 I, p. 451; 1951 I, p. 355; 1954 I, pp. 521, 523; 1955 I, p. 528; 1956 I, pp. 534, 536; 1957 I, pp. 509, 510; 1958 I, pp. 383, 385).

No. of Fee	Description of Proceeding	Amount of Fee
1	On entering a plaint—	
	(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 ...	17*s.*
	" £6 " " " £7 ...	19*s.*
	" £7 " " " £8 ...	21*s.*
	" £8 " " " £9 ...	23*s.*
	" £9 " " " £10 ...	25*s.*
	" £10 " " " £11 ...	27*s.*
	" £11 " " " £12 ...	29*s.*
	" £12 " " " £13 ...	31*s.*
	" £13 " " " £14 ...	33*s.*
	" £14 " " " £15 ...	35*s.*
	" £15 " " " £16 ...	36*s.*
	" £16 " " " £17 ...	37*s.*
	" £17 " " " £18 ...	38*s.*
	" £18 " " " £19 ...	39*s.*
	" £19 " " " £20 ...	40*s.*
	" £20 " " " £21 ...	41*s.*
	" £21 " " " £22 ...	42*s.*
	" £22 " " " £23 ...	43*s.*
	" £23 " " " £24 ...	44*s.*
	" £24 " " " £25 ...	45*s.*
	" £25 " " " £26 ...	46*s.*
	" £26 " " " £27 ...	47*s.*
	" £27 " " " £28 ...	48*s.*
	" £28 " " " £29 ...	49*s.*
	" £29 " " " £30 ...	50*s.*
	" £30 " " " £31 ...	51*s.*
	" £31 " " " £32 ...	52*s.*
	" £32 " " " £33 ...	53*s.*
	" £33 " " " £34 ...	54*s.*
	" £34 " " " £35 ...	55*s.*
	" £35 " " " £36 ...	56*s.*
	" £36 " " " £37 ...	57*s.*
	" £37 " " " £38 ...	58*s.*
	" £38 " " " £39 ...	59*s.*
	" £39 " " " £100 ...	60*s.*
	" £100	80*s.*
	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.	

No. of Fee	Description of Proceeding	Amount of Fee
	(ii) for the approval of a settlement under Order 5, Rule 19 (1), where such approval is requested in the particulars of claim	10*s.*
	If the settlement is not approved and the action proceeds to hearing, the plaintiff shall pay the difference between this fee and Fee No. 1 (i), *calculated on the sum of money claimed.*	
	(iii) for the recovery of land	£1
	(iv) for the recovery of land and a sum of money	Fee No. 1 (iii) and in addition for every £1 or part thereof of the money claim, 1*s.* Maximum fee, £4.
	Where recovery of land is claimed on the ground of forfeiture for non-payment of rent, this fee is to be calculated on the rent in arrear at the issue of the summons, but if at the hearing the plaintiff claims a greater sum, he shall pay the difference between the amount paid by him on entering the plaint and the amount which would have been payable on entering a plaint for the recovery of land and the sum claimed at the hearing.	
	(v) for the delivery of goods—	
	(*a*) where the action is brought against a person to whom the goods have been supplied under a hire-purchase agreement and/or against a guarantor of such person	Fee No. 1 (i) calculated on the unpaid balance of the hire-purchase price.
	(*b*) in any other case	Fee No. 1 (i) calculated on the value of the goods.
	It shall be the duty of the plaintiff to estimate the value of the goods and the amount so estimated shall be stated in the praecipe. If the value appears subsequently to the court to have been underestimated, the plaintiff shall pay the difference between the amount paid by him on entering the plaint and the fee which would have been payable if the estimate had been correct.	
	Where a sum of money is claimed as an alternative to the delivery of the goods, Fee No. 1 (v) (*a*) *or* (*b*) *is to be calculated on the sum of money or the unpaid balance of the hire-purchase price (or the value of the goods, as the case may be), whichever is the greater.*	
	Where a sum of money is claimed in addition to the delivery of the goods, then for the purpose of calculating Fee No. 1 (v) (*a*) *or* (*b*), *the sum of money is to be added to the sum on which the fee would otherwise be calculated.*	

No. of Fee	Description of Proceeding	Amount of Fee
	(vi) in replevin	Fee No. 1 (i) calculated on the value of the goods replevied.
	For the fees payable before the commencement of an action of replevin, see Fee No. 60.	
	(vii) for any other remedy or relief—	
	(*a*) under the Rent and Mortgage Interest Restrictions Acts, 1920 to 1939, the Rent Act, 1957, or the Landlord and Tenant (Temporary Provisions) Act, 1958 ...	Such fee as would be payable on an application under the Rent Restrictions Rules for the remedy or relief claimed.
	(*b*) in any other case... ... ... *Where two or more such claims are joined, or where such a claim is joined with a claim for a sum of money, the maximum fee payable is £4.*	£4
2	On entering an originating application or petition—	
	(i) (*a*) for an order under the Guardianship of Infants Acts, 1886 and 1925, or the Marriage Act, 1949, or	
	(*b*) for an adoption order	£1
	(ii) for any other remedy or relief	£2
3	On entering an appeal to a county court	30*s.*
4	On a request for service by bailiff—	
	(i) of any document other than—	
	(*a*) a jury summons;	
	(*b*) a judgment summons;	
	(*c*) an order in Form 179;	
	(*d*) an interpleader summons under an execution;	
	(*e*) an originating application for an adoption order;	
	(*f*) an originating application under the Rent Restrictions Rules	2*s.*
	(ii) where any such document is amended after delivery thereof to the bailiff for service ... *Fee No. 4 is payable in respect of each person to be served, but, in the case of a document not requiring personal service, only one fee is payable in respect of two or more persons to be served at the same address.* *This fee is not payable where service is to be effected by post pursuant to Order 8, Rule 8 (2).*	2*s.*
5	On filing an amended praecipe under Order 8, Rule 29 or 32 (3)	1*s.*

No. of Fee	Description of Proceeding	Amount of Fee
6	On the issue of— (i) a second or subsequent successive summons	5*s.* or the fee on entering the original plaint, whichever is the less.
	(ii) a second or subsequent successive originating application, petition or appeal	5*s.*
7	(i) On a request to a registrar to take steps to enable the plaintiff to apply for an order for substituted service...	5*s.*
	(ii) On the application	5*s.*
8	On every other application made in an action or matter before the day fixed for the hearing, except an application— (i) for the extension of time for the service of a summons; (ii) to postpone or adjourn the hearing of an action or matter; (iii) to restore an action or matter to the list after adjournment *sine die*; (iv) for the substitution, joinder or addition of a party under Order 5, Rule 36 or 37, where the change is by operation of law; (v) for the transfer of an action under Order 16, Rule 1 (2); (vi) to approve a settlement under Order 5, Rule 19 (1); or (vii) to vary or rescind under Order 13, Rule 1 (1) (*h*) an order of the registrar made in the course of proceedings ... ... *This fee is payable whether the application is made on notice or ex parte by consent.* *Fee No.* 8 *is not payable where the action or matter is one in which the fee for entering the plaint or matter was* 5*s. or less.*	5*s.*
9	On an order for trial with a jury ... ... *This fee, which is in addition to the fee payable on application, is to be deposited with the registrar at the time when the application for an order is filed and is to be returned to the applicant if no order is made.*	15*s.*
10	On the delivery of a counterclaim	The amount (if any) whereby the fee payable on entering proceedings for the sum of money or other remedy or relief counterclaimed exceeds the fee paid by the plaintiff or applicant.

No. of Fee	Description of Proceeding	Amount of Fee
11	On an application to reinstate an action or matter which has been struck out under Order 23, Rule 2 *This fee is not payable if the application is made on the day on which the proceedings were struck out.*	5*s.*
12	On an application for a new order— (i) pursuant to Order 24, Rule 17 ... ... (ii) pursuant to Order 24, Rule 19	1*s.* 2*s.* 6*d.*
	In Admiralty actions	
13	For a warrant of arrest of a ship or goods (including the execution thereof)	£2
14	On a release of a ship or goods	10*s.*
15	On a bail bond	10*s.*
16	On an appraisement (Order 35, Rule 34)	For every £4 or part thereof of the appraised value, 1*s.*
17	On an application for the attendance of assessors ...	5*s.*
	Proceedings transferred to a county court	
18	On lodging with the registrar an order— (i) of the High Court transferring an action, counterclaim or matter from that Court to a county court or directing the trial of an issue in a county court ... ... (ii) of the Liverpool Court of Passage for the trial of an action in a county court	30*s.* An amount equal to the fee which would be payable on entering a plaint for the sum of money claimed.
19	On the delivery of a counterclaim in an action remitted from the High Court or the Liverpool Court of Passage	The amount (if any) whereby the fee which would be payable on entering a plaint for the remedy or relief counterclaimed by the defendent exceeds the fee paid under Fee No. 18 (i) or (ii).

No. of Fee	Description of Proceeding	Amount of Fee
	Taxation	
20	(i) On the taxation of costs or expenses	For every £2 or part thereof allowed, 1*s.* Minimum fee, 5*s.*
	This fee is not payable where costs are allowed without taxation pursuant to Order 47, *Rule* 36 (1) *or* 37. *The registrar may in any case before taxation require a deposit of the amount of fees which would be payable if the bill or the expenses were allowed by him at the full amount thereof. This fee is not payable where, in an action by a solicitor for costs, the judge refers the bill to the registrar under section* 93 *of the Act.*	
	(ii) On an application under Order 47, Rule 37 (5), for a direction that an agreed sum be paid in lieu of taxed costs, unless the application is made at the time when judgment is given	5*s.*
21	On an application to the judge to review a taxation...	5*s.*

Section II

Actions and Matters under Specified Acts

1. On any proceedings under the several Acts specified in this Section for which no fee is prescribed in this Section the fees prescribed in the other sections of this Table are payable so far as applicable.

2. No fee is to be taken in respect of proceedings under the Charitable Trusts Acts, 1853 to 1925.

3. The fee payable on an application for an order or certificate includes—

(*a*) the examination and filing of any affidavit in support of or in opposition to the application; and

(*b*) the drawing, entering, sealing and issue of the order or certificate made thereon; and the service of such order or certificate by post.

No. of Fee	Description of Proceeding	Amount of Fee
	The Agricultural Holdings Act, 1948 *The Allotments Act*, 1922 *The Agriculture* (*Miscellaneous Provisions*) *Act*, 1954	
22	(i) On an originating application for an order under section 84 of the Act of 1948	£1
	(ii) On the hearing of a special case stated by an arbitrator under paragraph 24 of the Sixth Schedule to the Act of 1948	£3
	This fee is payable by the party at whose instance the special case is stated.	

No. of Fee	Description of Proceeding	Amount of Fee
	(iii) On an application for an order for the recovery of money agreed or awarded to be paid for compensation, costs or otherwise	1*s.* for every £2 or part thereof in respect of which the application is made. Minimum fee, 10*s.* Maximum fee, £3.
	(iv) On an application for taxation by the registrar of the costs of and incidental to an arbitration or award	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.	
	The Bills of Sale Act (1878) *Amendment Act*, 1882	
23	(i) On searching the index	1*s.*
	(ii) On inspecting a bill of sale or notice of satisfaction	1*s.*
	The Companies Act, 1948	
24	(i) On a petition	£3
	(ii) On an originating application	£2
	(iii) On every other application	5*s.*
	(iv) On an inspection of a file of proceedings under Rule 19 of the Companies (Winding-up) Rules, 1949, by a person not entitled to inspect free of charge	1*s.*
	(v) On the certification of a list of proofs under Rule 119 of the Companies (Winding-up) Rules, 1949—	
	(*a*) for the first 50 proofs in the winding up ...	3*s.*
	(*b*) for every additional 50 proofs (or fraction of 50 proofs)	1*s.*
	On the certification of a list of proofs for second or subsequent dividends no fee is payable unless additional proofs are filed; where additional proofs are filed, the fee payable, if any, is to be that payable on the total of proofs listed after deduction of any fee paid on previous lists certified.	
	The Crown Proceedings Act, 1947	
25	On an application under section 27	For every £2 or part thereof of the debt alleged to be owing by the Crown (or so much as will satisfy the applicant's judgment debt and costs), 1*s.* Maximum fee, £2.

No. of Fee	Description of Proceeding	Amount of Fee
	The Deeds of Arrangement Act, 1914	
26	(i) For taking security and giving certificate—	
	(*a*) where the estimated assets available for distribution amongst the unsecured creditors as shown by the affidavit filed on registration are less than £100	10*s.*
	(*b*) in all other cases	£1
	(ii) On an application to the court under the Deeds of Arrangement Act or Rules	5*s.*
	(iii) On searching the register and on inspecting the filed copy, including the limited extract to be taken pursuant to the Act and Rules, for every deed inspected	2*s.* 6*d.*
	(iv) On setting down a motion for hearing before the judge	£1
	The Inferior Courts Judgments Extensions Act, 1882	
27	(i) For grant or registration of the certificate of a judgment	5*s.*
	(ii) For sealing and issuing duplicate of such certificate	1*s.*
	The Maintenance Orders Acts, 1950 *and* 1958	
28	(i) On an application under section 16 of the Act of 1950 or section 2 of the Act of 1958 for registration of a maintenance order, including the supply of a certified copy of the order to be registered ...	5*s.*
	(ii) On an application under section 22 (5) of the Act of 1950 to adduce evidence for the variation or discharge of a maintenance order registered under section 16, including the preparation and transmission of a transcript or summary of the evidence to the court of registration	5*s.*
	(iii) On an application under section 6 of the Act of 1958 for an attachment of earnings order... ...	10*s.*
	Fee No. 28 (iii) *is not payable where an attachment of earnings order is made on the hearing of a judgment summons.*	
	The Landlord and Tenant Acts, 1927 *and* 1954	
29	(i) On an originating application under the Act of 1927	£2
	(ii) On an originating application for the settlement of terms of a statutory tenancy under section 7 (1) of the Act of 1954, or for the grant of a new tenancy under section 24 (1), or for a declaration under section 53, or for an order terminating a tenancy under section 54	£2
	(iii) On any other originating application	10*s.*
	The Law of Distress Amendment Act, 1888	
30	(i) On an application—	
	(*a*) for a bailiff's general certificate	10*s.*
	(*b*) for a bailiff's special certificate	5*s.*
	(*c*) for the renewal of a general certificate ...	5*s.*
	(ii) For approving security by bond or guarantee ...	10*s.*
	(iii) For receiving deposit in lieu of bond	5*s.*

No. of Fee	Description of Proceeding	Amount of Fee
	The Rent and Mortgage Interest Restrictions Acts, 1920 *to* 1939, *the Rent Act*, 1957, *and the Landlord and Tenant* (*Temporary Provisions*) *Act*, 1958	
31	On an originating application under the Rent Restrictions Rules— (i) for leave to distrain	For every £1 or part thereof of the amount to be distrained for, 1*s*. Maximum fee, 10*s*.
	(ii) for any other remedy or relief under the Acts of 1920 to 1939 or the Act of 1957 or 1958	10*s*.
	The Reserve and Auxiliary Forces (*Protection of Civil Interests*) *Act*, 1951	
32	(i) On an application for leave to distrain	For every £1 or part thereof to be distrained for, 1*s*. Maximum fee, 10*s*.
	(ii) On an originating application for a declaratory order	2*s*. 6*d*.
	(iii) On any other originating application ... ... *Where leave is given to institute proceedings, credit shall be given for Fee No.* 32 (*iii*) *in calculating fees on the proceedings so instituted.*	5*s*.
	The Solicitors Act, 1957	
33	On an originating application for an order for the taxation of a solicitor's bill of costs ... ... *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.*	For every £2 or part thereof allowed, 1*s*. Minimum fee, 5*s*.
	Tithe Acts, 1836 *to* 1951	
34	On filing a notice of application for an order for the recovery of an instalment of an annuity or for the recovery of consideration money for the compulsory redemption of an annuity or of interest on such consideration money	Fee No. 1 (i) calculated on the sum sought to be recovered, exclusive of costs.

SECTION III

ENFORCEMENT OF JUDGMENTS

The fees prescribed in this Section are payable on the enforcement of—

(*a*) any judgment or order of a county court;

(*b*) any order, rule, decree, certificate, award, memorandum, writ or precept, which is enforceable as a county court judgment;

(*c*) any judgment or order enforceable by means of a judgment summons in a county court.

No. of Fee	Description of Proceeding	Amount of Fee
35	On an application for an order for the attendance of a judgment debtor or any other person under Order 25, Rule 2 or 3	5*s.*
36	On an application under Order 5, Rule 40, or Order 25, Rule 6 (change of parties)— (i) if the amount in court, or the amount remaining due under the judgment or order, does not exceed £5 ... ... (ii) in every other case ... ... (iii) if the application affects more judgments than one ... ... *Fee No.* 36 *is not payable where there has been a change in the parties by operation of law.* *If the application affects more judgments than one, Fee No.* 36 (*i*) *or* (*ii*)*, as the case may be, is payable in any event on the judgment in which the largest amount is in court, or in which the largest amount remains due, as the case may be.*	2*s.* 6*d.* 5*s.* In addition to (i) or (ii), for every judgment more than one, 1*s.*
37	On the issue of a warrant of execution against goods, except a warrant to enforce payment of a court fee or an order for payment of a fine ... ... *On the issue of concurrent warrants of execution against goods only one fee is payable.*	For every £2 or part thereof of the amount for which the warrant issues, 3*s.* Maximum fee, £3.
38	For enforcing under section 141 of the Act an execution, writ, warrant or order issued by a local court	An amount equal to the fee which would have been payable if the execution, writ, warrant or order had been issued by a county court.

No. of Fee	Description of Proceeding	Amount of Fee
39	(i) For keeping possession of goods (other than walking possession) under a warrant of execution ...	6*d.* per day for every £1 of the value of the goods seized. Where goods have been appraised, the appraised value is to be taken as the value of the goods. Maximum fee per day, 10*s.* or, where a possession man is employed, 17*s.* 6*d.* In addition thereto, where there are animals to be fed, the reasonable expenses of feeding them.
	(ii) For removing or taking steps to remove goods to a place of deposit	The reasonable expenses thereof.
	These fees are not payable for more than seven days: Provided that— (*a*) *where possession is kept after the seventh day at the request in writing of both the execution creditor and the execution debtor, this fee is payable for a reasonable further time; and* (*b*) *where notice of claim by a third party to or in respect of the goods has been given to the bailiff, the number of days for which possession fees may be charged shall be determined by the judge.*	
40	For advertising a sale by action pursuant to section 132 of the Act	The reasonable expenses thereof.
41	For the appraisement of goods	For every £1 of the appraised value, 6*d.*
42	For the sale of goods (including advertisements, catalogues, sale and commission and delivery of goods)	2*s.* in the £ on the amount realised by the sale.
43	When no sale takes place by reason of an execution being withdrawn, satisfied or stopped	The expenses reasonably incurred with a view to the sale, not exceeding— (*a*) 1*s.* in the £ on the value of the goods seized, the value to be the appraised value where the goods have been appraised, and in addition (*b*) any sum payable under Fee No. 39, 40 or 41.

No. of Fee	Description of Proceeding	Amount of Fee
44	On an application for the appointment of a receiver by way of equitable execution	For every £2 or part thereof of the amount of debt and costs due to the applicant, 1*s*. Maximum fee, £2.
45	On an application for a charging order under section 23 of the Partnership Act, 1890, or on an application by a partner to redeem or purchase	For every £2 or part thereof due to the judgment creditor, 1*s*. Maximum fee, £2.
46	On an application for an order charging the land of a judgment debtor	10*s*.
47	On the issue of a warrant for possession— (i) where the warrant is not for the recovery of a sum of money ... ... (ii) where the warrant is for the recovery of a sum of money in addition to possession ...	10*s*. 10*s*. and in addition thereto 3*s*. for every £2 or part thereof of the amount for which the warrant issues, but the total fee is not to exceed £3.
48	On the issue of a warrant of delivery ... ... *The value is to be—* *(a) if the plaint fee was taken under Fee No.* 1 (v) (*a*), *the balance of the hire-purchase price attributable to the goods at the time when the warrant is issued; or* *(b) if the plaint fee was taken under Fee No.* 1 (v) (*b*), *the value stated in the judgment or, if none is so stated, the value on which the plaint fee was calculated.* *In every other case the maximum fee is payable.* *Where the warrant is for the recovery of a sum of money in addition to delivery, then for the purpose of calculating this fee the sum of money is to be added to the sum on which the fee would otherwise be calculated.*	For every £2 or part thereof of the value of the goods 3*s*. Maximum fee, £3.
49	(i) On an application for the issue of a notice to show cause why an order of attachment should not be made ... ... (ii) On the issue of a warrant of attachment ...	10*s*. 10*s*.

No. of Fee	Description of Proceeding	Amount of Fee
50	On the issue of a judgment summons	For every £1 for which the summons issues, 1*s.* Maximum fee, £1.
51	On the issue of a second or subsequent successive judgment summons	2*s.* 6*d.* or the fee on issuing the original judgment summons, whichever is the less.
52	On an application for the transfer of proceedings under Order 25, Rule 48 ... ... *This fee includes the certificate of judgment or order.* *This fee is not payable where, in consequence of a change in the district of the county court in which the judgment was given or order made, the defendant's address ceases to be within that district.*	1*s.*
53	On the issue of an order of commitment made on a judgment summons ... ... *Where separate orders of commitment are issued at the same time against two or more joint debtors, only one fee is payable.*	For every £1 of the amount for which the order issues, 1*s.* Maximum fee, £1 10*s.*
	Garnishee proceedings	
54	(i) On entering garnishee proceedings ... ... *This fee is to be calculated on the amount sought to be attached, or if the amount sought to be attached is not stated, on the unpaid balance of the judgment debt and costs.*	Fee No. 1 (i).
	(ii) On an application for payment out of money in court under Order 27, Rule 18	For every £2 or part thereof of the money in court (or so much as will satisfy the applicant's judgment debt and costs), 1*s.* Maximum fee, £2.
	In Admiralty actions in rem.	
55	On the issue of a warrant of execution against a ship or goods (including the execution thereof) ... *This fee is not payable where the ship or goods are under arrest, and Fee No.* 13 *has been paid.*	£3.
56	On an appraisement of a ship or goods	For every £4 or part thereof of the appraised value, 1*s.*

No. of Fee	Description of Proceeding	Amount of Fee
57	On the sale of a ship or goods	For every £4 or part thereof of the price, 1*s.*
	In addition to this fee the reasonable expenses of the sale are also payable.	
58	For keeping possession of a ship or goods, where the registrar employs—	
	(i) a possession man	For every day, 17*s.* 6*d.*
	or (ii) a shipkeeper	The reasonable expenses of the shipkeeper employed.

SECTION IV

MISCELLANEOUS

No. of Fee	Description of Proceeding	Amount of Fee
	Interpleader proceedings	
59	On an application for relief by way of interpleader otherwise than under execution	Fee No. 1 (i) calculated on the amount or value of the money or goods, the subject matter of the proceedings.
	This fee is not payable where the applicant is the defendant.	
	Replevin	
60	(i) On a warrant to replevy	2*s.* 6*d.*
	(ii) On a replevin bond or deposit	10*s.*
	(iii) On a notice to distrainor	2*s.* 6*d.*
	(iv) On the delivery of goods on the completion of the replevin bond	£1.
	Payment into court by trustees	
61	On the payment of money or securities into court under Order 38	10*s.* and in addition 1*s.* for every £4 or part thereof calculated on the amount of the money or the value of the securities paid into court.
	Where money is paid into court, this fee is to be deducted from the money.	

No. of Fee	Description of Proceeding	Amount of Fee
	Administration of money for benefit of infant, person of unsound mind or widow	
62	On transfer or payment of money into a deposit account	For every £4 or part thereof, 1*s*. Maximum fee in respect of each action, £4.
	This fee is to be deducted from the money transferred or paid into court. Where the money is for the benefit of more than one person and is apportioned between them, the fee is to be deducted rateably from the portions. *Where the money is paid into court under Order 5, Rule 19, this fee is not to be deducted until judgment has been given or a settlement approved, and any sum then ordered to be paid out forthwith is to be excluded for the purpose of calculating the fee.* *This fee is not to be charged when Fee No. 61 is payable.*	
	Administration Order	
63	On an administration order under section 148 of the Act	For every £1 of the money paid into court in respect of debts due to the creditors, 2*s*.
	This fee is payable out of the money paid into court.	
	Witness summons	
64	On the issue of a witness summons	1*s*.
	Possession, appraisement and sale of goods otherwise than under an execution	
65	For keeping possession, appraisement or sale of goods	The same fees as would be payable if the goods were seized, appraised or sold under an execution.
	Copies of documents	
66	(i) For an office copy or a copy of a judge's note ...	For every 2 folios of 72 words or part thereof, 1*s*.
	(ii) For examining a copy supplied by a party and marking it as an office copy	For every 4 folios of 72 words or part thereof, 1*s*.
	Certificates and certified copies	
67	For a certificate of a judgment or order or a certified copy of entries in the books of the court	1*s*.

No. of Fee	Description of Proceeding	Amount of Fee
	Duplicates	
68	For issuing a duplicate plaint note, summons, order or other process of the court	1*s*.
	Dormant Funds	
69	For keeping an account of any money or fund to which Rule 35 of the County Court Funds Rules, 1953, applies ... ... *This fee is payable out of the money or fund at the end of the prescribed period of five or fifteen years, whichever is applicable, and is to be calculated on the amount of the money or, in the case of stock, on the value of the stock.*	For every £4 or part thereof, 1*s*.
	Officers attending as witnesses	
70	On an application with or without subpoena for any officer to attend as a witness in his official capacity or to produce official records or documents in evidence—	
	(i) in civil proceedings ... ... *In addition to this fee the reasonable expenses of the officer for travelling and subsistence are also payable.* *The registrar may require a deposit on account of any further fees or expenses which may probably become payable beyond the amount paid for fees and expenses on the application. He may also require an undertaking in writing to pay any further fees and expenses which may become payable beyond the amounts so paid and deposited.*	For each day or part of a day he is absent from his office, £1.
	(ii) in criminal proceedings	Such sum as may be allowed under the scale applicable to the particular tribunal.
	Registrars attending away from the Court House or office	
71	Where the registrar is required to perform any of his duties away from the Court House or office ...	The reasonable travelling expenses, and, where necessary, subsistence allowance.

No. of Fee	Description of Proceeding	Amount of Fee
	Registry of County Court Judgments	
72	(i) On a search by an applicant who attends at the Registry	For every name, 2*s*.
	(ii) On a request to the Registrar of County Court Judgments—	
	(*a*) for a search for any entries against a named person	5*s*., and in addition, for every calendar year more than three to which the search is to extend, 1*s*., and for every entry more than one, 1*s*.
	This fee includes the supply of an uncertified copy of any entries found.	
	(*b*) for a serial list of entries of a specified class	For every fifty entries copied and supplied, £3.
	(*c*) for a certified copy of an entry in the Register	5*s*.
	The request for the search or serial list or certified copy may be made by letter addressed to the Registrar of County Court Judgments, 3, Dean's Yard, Westminster, S.W.1, and the fee payable under Fee No. 72 (ii), so far as it can be ascertained in advance, is to accompany the request.	
	(iii) On a request to cancel the registration of a judgment which has been satisfied...	2*s*.
	This fee is to be paid to the registrar of the county court in which satisfaction was made, and transmitted by him to the Registrar of County Court Judgments.	

EXPLANATORY NOTE

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

This Order consolidates, with minor alterations, the County Court Fees Order, 1949, and subsequent amending Orders. It also increases the fees payable on the entry of a plaint for the recovery of possession of land together with a sum of money and on a plaint for an injunction or similar relief and prescribes a new fee of £2 on an originating application under the Companies Act, 1948.