STATUTORY INSTRUMENTS

1984 No. 793

LANDS TRIBUNAL

The Lands Tribunal (Amendment) Rules 1984

Made - - - -	*5th June* 1984
Coming into Operation	*25th June* 1984

The Lord Chancellor, in exercise of the powers conferred on him by section 3 of the Lands Tribunal Act 1949 (**a**) and by section 28(6) of the Law of Property Act 1969 (**b**) after consultation with the Council on Tribunals in accordance with section 10 of the Tribunals and Inquiries Act 1971 (**c**), and with the approval of the Treasury in regard to fees, hereby makes the following Rules:—

1. These Rules may be cited as the Lands Tribunal (Amendment) Rules 1984 and shall come into operation on 25th June 1984.

2. For Schedule 2 to the Lands Tribunal Rules 1975 (**d**) there shall be substituted the following Schedule:—

(**a**) 1949 c.42; section 3 was amended by paragraph 3 of Schedule 33 to the Local Government, Planning and Land Act 1980 (c.65).
(**b**) 1969 c.59.
(**c**) 1971 c.62.
(**d**) S.I. 1975/299, amended by S.I. 1977/1820, 1981/105 and 600.

"SCHEDULE 2

FEES

Item	Fee
Notices of appeal and reference, and applications	£
1.—(1) On lodging a notice of appeal under Part I or Part III of these Rules (not being an appeal against a determination by the Commissioners of Inland Revenue under the Finance (1909–10) Act 1910 or under the Finance Act 1975) and on a notice of reference under Part IV of these Rules (not being a reference under section 47(1) or section 47A of the Taxes Management Act 1970)	18
(2) On lodging an application for a determination under Schedule II to the Compulsory Purchase Act 1965 and section 58 of the Land Clauses Consolidation Act 1845	20
2. On lodging a notice of appeal under Part II of these Rules—	
(i) where net annual value does not exceed £500	5
(ii) where net annual value exceeds £500 but not £1250	10
(iii) where net annual value exceeds £1250	20
3. On lodging an application under Part V of these Rules	55
4. On lodging an application under Part VI of these Rules—	
(1) for a definitive certificate	45
(2) for a temporary and definitive certificate	55
5. On an application to the President, Tribunal or registrar	10
Hearing Fees	
6.—(1) On an appeal against the decision of a local valuation court and on an appeal by way of a reference by consent—	
(i) where net annual value does not exceed £500	10
(ii) where net annual value exceeds £500 but not £1000	30
(iii) Where net annual value exceeds £1000 but not £5000	60
(iv) Where net annual value exceeds £5000—	
(a) for the first £5000	60 subject to a maximum fee of £1500
(b) for every £200 or fraction of £200 over £5000	5 subject to a maximum fee of £1500
(2) On an appeal against a determination under Part I (not being a determination by the Commissioners of Inland Revenue under the Finance (1909–10) Act 1910 or under the Finance Act 1975) or on a reference under Part IV of these Rules (not being a reference on a dispute as to water rates or under section 47(1) or section 47A of the Taxes Management Act 1970) or on an application for a certificate of value—	
where the amount awarded or determined by the Tribunal or agreed by the parties following a hearing—	
(i) does not exceed £500	20
(ii) exceeds £500	
(a) for the first £500	20 subject to a maximum fee of £1500
(b) for every £100 or fraction of £100 over £500	1 subject to a maximum fee of £1500

Item	Fee
(3) On an appeal or reference where the award is in terms of rent or other annual payment, the following scale of fees shall be substituted for those payable under paragraph (2) above—	
where the amount awarded—	
(i) does not exceed £100 per annum	20
(ii) exceeds £100 per annum—	
(a) for the first £100 per annum	20 subject to a maximum fee of £1500
(b) for every £100 or fraction of £100 over £100 per annum	1 subject to a maximum fee of £1500
(4) On the hearing of an application or the making of an order under Part V of these Rules	90
(5) On the hearing of any other appeal or reference (not being an appeal against a determination by the Commissioners of Inland Revenue under the Finance (1909–10) Act 1910 or under the Finance Act 1975 or a reference under section 47(1) or section 47A of the Taxes Management Act 1970) in which no fee is payable by reference to an amount awarded	45
Copies of Documents	
7. For a certified copy of any document, for each page	1
8. For a copy of any document, or for examining a plain copy and marking it as an office copy, per page—	
(a) Typewritten	0.50
(b) Carbon or photographic	0.25
Other fees	
9. On a case for the decision of the Court of Appeal	10
10. On the taxation of costs or expenses, for every £1 or part thereof allowed	0.05
Directions for payment	
11. A notice, application or other document in respect of which a fee is payable shall, if sent by post, be accompanied by a cheque or postal order drawn in favour of Her Majesty's Paymaster General for the amount of the fee."	

Dated 25th May 1984.

Hailsham of St. Marylebone, C.

We approve the fees prescribed by these Rules in respect of proceedings before the Lands Tribunal.

Dated 5th June 1984.

Ian B. Lang,
Alastair Goodlad,
Two of the Lords Commissioners
of Her Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules increase the fees payable in connection with proceedings before the Lands Tribunal, broadly by a factor of three. Changes have also been made to the structure of certain of the fees.

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