STATUTORY INSTRUMENTS

1986 No. 1322

LANDS TRIBUNAL

The Lands Tribunal (Amendment) Rules 1986

Made - - - 18*th July* 1986

Coming into Operation 1*st September* 1986

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 1986 and shall come into operation on 1st September 1986.

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, 1984/793.

"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)	20	
(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	40	
2. On lodging a notice of appeal under Part II of these Rules —		
(1) where net annual value does not exceed £500	8	
(2) where net annual value exceeds £500 but not £1,250	25	
(3) where net annual value exceeds £1,250	70	
3. On lodging an application under Part V of these Rules	90	
4. On lodging an application under Part VI of these Rules—		
(1) for a definitive certificate	80	
(2) for a temporary and definitive certificate	90	
5. On an application to the President, Tribunal or registrar	15	
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	15	
(ii) where net annual value exceeds £500 but not £1,000	40	
(iii) where net annual value exceeds £1,000 but not £5,000	80	
(iv) where net annual value exceeds £5,000 —		
(a) for the first £5,000	80	subject to a maximum fee of £2,000
(b) for every £200 or fraction of £200 over £5,000	10	

Item	Fee	
	£	
(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	25	
(ii) exceeds £500—		
(a) for the first £500	25	subject to a maximum fee of £2,000
(b) for every £100 or fraction of £100 over £500	2	
(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 £1,500
(b) for every £100 or fraction of £100 over £100 per annum	1	
(4) On the hearing of an application or the making of an order under Part V of these Rules	135	
(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—		
(1) Typewritten	0.50	
(2) Carbon or photographic	0.25	
Other fees		
9. On a case for the decision of the Court of Appeal	10	
10. On a 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."

Hailsham of St. Marylebone, C.

Dated 16th July 1986.

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

T. Sainsbury,
Michael Neubert,
Two of the Lords Commissioners of
Her Majesty's Treasury.

Dated 18th July 1986.

EXPLANATORY NOTE

(*This Note is not part of the Rules.*)

These Rules increase the fees payable in connection with proceedings before the Lands Tribunal, on average by about half.

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