1986 No. 103

MAGISTRATES' COURTS

The Magistrates' Courts Fees (Amendment) Order (Northern Ireland) 1986

Made	*7th April 1986*
Coming into operation . . .	*12th May 1986*

The Lord Chancellor, in exercise of the powers conferred on him by section 116(1) of the Judicature (Northern Ireland) Act 1978(**a**), after consultation with the Lord Chief Justice, and with the concurrence of the Treasury, hereby makes the following Order:—

1. This Order may be cited as the Magistrates' Courts Fees (Amendment) Order (Northern Ireland) 1986 and shall come into operation on 12th May 1986.

2. For Schedule 1 to the Magistrates' Courts Fees Order (Northern Ireland) 1983(**b**) there shall be substituted the Schedule 1 set out in the Schedule to this Order.

Dated 7th April 1986 *Hailsham of St. Marylebone, C.*

We concur *Donald Thompson*
Michael Neubert

Dated 16th April 1986 Two of the Lords Commissioners of Her Majesty's Treasury

(**a**) 1978 c. 23
(**b**) S.R. 1983 No. 206

Amendment of the Magistrates' Courts Fees Order (Northern Ireland) 1983

SCHEDULE 1 Article 4

Court Fees

A.	In proceedings to which Part VI of the Order applies	
	Debt Proceedings	*Fee*
1.	Process (ordinary, enforcement of committal)	£ 4·00
2.	Set-off, counterclaim, decree (including an order made on application under Part VIII of the Judgments Enforcement (Northern Ireland) Order 1981) or dismiss	£ 4·00
	Ejectment Proceedings	
3.	Process (including proceedings where a claim for rent or sum due under Article 69 of the Order is joined with a claim for possession)	£ 4·00
4.	Decree or dismiss	£ 4·00
	Duplicate Orders and Extracts from Register	
5.	Notice for duplicate orders	£ 4·00
6.	Duplicate order	£ 4·00
7.	Certified extract from register	£ 4·00
B.	In proceedings to which Part VII of the Order applies	
8.	Notice of application or notice of appeal to a magistrates' court	£ 6·00
C.	Appeals and case stated	
9.	Copy notice of appeal lodged with clerk of petty sessions for each complaint, application, appeal or process (except where appellant in prison) subject to a maximum fee of £25·00	£ 5·00
10.	Written application for case stated	£ 6·00
11.	Case stated	£ 12·00
D.	Notices of application under the Licensing Act (Northern Ireland) 1971	
12.	(*a*) Application for renewal	£ 50·00
	(*b*) Application for protection order under section 23	£ 15·00
	(*c*) Application for temporary continuance of business in other premises under section 26	£ 15·00
	(*d*) Application for transfer	£ 50·00
	(*e*) Application for transfer and removal	£100·00

(*f*)	Application for section 29 order	£ 50·00
(*g*)	Application for section 44 order	£ 50·00
(*h*)	Application for section 45 order—one day plus £25·00 for each additional day	£ 75·00
(*i*)	Additional fee for application out of time under section 13 for each month or part of a month	£ 25·00
(*j*)	Application for the grant of an occasional licence for first day plus £5·00 for each additional day	£ 17·00
(*k*)	Application for the grant of an extension licence	£ 17·00
13. (*a*)	For each inspection of the register of licences as provided for under section 35	£ 4·00
(*b*)	For each copy of all or any part of any entry supplied from the register of licences as provided for under section 35—in respect of each licensed premises	£ 4·00
14.	A duplicate licence, being a certified copy of particulars recorded in the register of licences, issued under section 38(2)	£ 20·00

E. Miscellaneous

15.	A certificate of conviction or order	£ 5·00
16.	A certificate authorising the grant of a game dealer's licence	£ 4·00
17.	A notice of application for a licence under section 1 of the General Dealers (Ireland) Act 1903	£ 4·00
18.	On the entry of every application under the Betting and Lotteries Act (Northern Ireland) 1957	£ 60·00
19.	On every application by a club for a certificate of registration or for the renewal of a certificate under the Registration of Clubs Act (Northern Ireland) 1967	£ 50·00
20.	For each inspection of the register and copy rules of each club as provided for under section 13 of the Registration of Clubs Act (Northern Ireland) 1967	£ 4·00
21.	A notice of application to a magistrates' court (other than an application under Article 91(3) or (4) of the Order) not otherwise provided for	£ 6·00

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order amends the Magistrates' Courts Fees Order (Northern Ireland) 1983 by substituting a new Schedule of court fees to be taken in magistrates' courts.

In general the Order increases the court fees to be taken in magistrates' court proceedings.

In Part C of the Schedule (Appeals and case stated) the fee on each notice of appeal remains unaltered and the maximum fee in any case is limited to £25·00.

In Part D of the Schedule (Notices of application under the Licensing Act (Northern Ireland) 1971) the fees for applications for renewal, transfer, transfer and renewal, section 29 orders (functions), section 44 orders (alternative permitted hours) and section 45 orders (additional permitted hours) remain unaltered.

The fee on an application for registration or renewal of a club certificate under the Registration of Clubs Act (Northern Ireland) 1967 also remains unaltered.

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This Order has been exempted from printing by the Statutory Rules (Northern Ireland) Order 1979. A summary is given in the List of Statutory Rules of a Local Character under the heading ROADS.