STATUTORY INSTRUMENTS

1986 No. 2185

SUPREME COURT OF ENGLAND AND WALES

The Non-Contentious Probate Fees (Amendment No. 2) Order 1986

Made - - - - -	4*th December* 1986
Laid before Parliament	23*rd December* 1986
Coming into Operation	12*th January* 1987

The Lord Chancellor, in exercise of the powers conferred on him by section 130 of the Supreme Court Act 1981**(a)**, and with the concurrence of the Lord Chief Justice, the Master of the Rolls, the President of the Family Division, the Vice-Chancellor and the Treasury, hereby makes the following Order:—

1.—(1) This Order may be cited as the Non-Contentious Probate Fees (Amendment No. 2) Order 1986 and shall come into operation on 12th January 1987.

(2) The Non-Contentious Probate Fees Order 1981**(b)** shall be amended in accordance with the following provisions of this Order and in those provisions a fee or column referred to by number means the fee or column so numbered in the Schedule to the said Order of 1981.

2. In the heading of Fee 8 for the words "Personal Applications" there shall be substituted the words "Personal attendance or on application for grant".

3. In the heading of Fee 9 for the words "Postal Applications" there shall be substituted the words "Postal applications other than on application for grant".

4. In Fee 9 in column 1—

(i) the words "in the Principal Registry," shall be deleted;

(ii) for the words "an office copy of any will or grant" there shall be substituted the words "a copy of any will or grant or other document, whether or not issued as an office copy";

(a) 1981 c. 54.
(b) S.I. 1981/861, as amended by S.I. 1981/1103, 1983/1180 and 1986/705.

(iii) at the end of sub-paragraph (b) there shall be added the following: "Only one fee shall be charged for the purposes of sub-paragraph (*a*) or (*b*) on a request for a copy of a will and a grant."

Hailsham of St. Marylebone, C.

Dated 1st December 1986.

Lane, C.J.
John F. Donaldson, M.R.
John Arnold, P.
N. Browne-Wilkinson, V.C.

Dated 4th December 1986.

Timothy Sainsbury,
Peter Lloyd,
Two of the Lords Commissioners
of Her Majesty's Treasury.

Dated 4th December 1986.

EXPLANATORY NOTE

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

This Order amends the Non-Contentious Probate Fees Order 1981, as amended by the Non-Contentious Probate Fees (Amendment) Order 1986, so as—

(*a*) to amend Fees 8 and 9 to provide that only Fee 8 shall apply to copying charges on an application for a grant, whether made by personal attendance or by post (Rules 2 and 3);

(*b*) to amend Fee 9 to extend copying charges on postal applications to District Probate Registries; to enable a fee to be charged on postal applications for documents other than wills or grants; and to provide that where a copy of a will and grant is requested only one fee is taken whether both documents are supplied or a grant alone (Rule 4).

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