STATUTORY INSTRUMENTS

1973 No. 408

TRUSTEES

The Public Trustee (Fees) Order 1973

Made - - - - *5th March* 1973
Coming into Operation *1st April* 1973

The Treasury, in exercise of the powers conferred on them by section 9 of the Public Trustee Act 1906(**a**), as amended by section 1 of the Public Trustee (Fees) Act 1957(**b**) and section 2(1) of the Administration of Justice Act 1965(**c**), and with the sanction of the Lord Chancellor, hereby make the following Order:—

1.—(1) This Order may be cited as the Public Trustee (Fees) Order 1973 and shall come into operation on 1st April 1973.

(2) The Interpretation Act 1889(**d**) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

2. The Public Trustee (Fees) Order 1969(**e**), as amended(**f**), shall be further amended as follows:—

(i) Paragraph 21 (which prescribes Registration and Enquiry Fees) shall be omitted.

(ii) For paragraph 25(2) (which prescribes the rate of Income Collection Fee) there shall be substituted the following sub-paragraph:—

"(2) The fee so payable shall be charged on the first £5,000 of such income and the rate shall be 1 per cent."

(iii) Paragraph 25A (which prescribes a Fee for Special Visits) shall be omitted.

(iv) At the end of the Order there shall be added the following:—

"PART VII

VALUE ADDED TAX FEE

28. For the purpose of reimbursing the Public Trustee in respect of value added tax payable on the supply of services to which a fee (other than a fee payable under paragraph 19, 20 or 27 above) relates, there shall be charged an additional fee equal to the amount of such tax and the incidence of the first-mentioned fee shall determine the incidence of the additional fee."

Dated 5th March 1973.

Tim Fortescue,
V. H. Goodhew,
Two of the Lords Commissioners of Her Majesty's Treasury.

Dated 5th March 1973.

Hailsham of St. Marylebone, C.

(**a**) 1906 c. 55. (**b**) 1957 c. 12. (**c**) 1965 c. 2. (**d**) 1889 c. 63.
(**e**) S.I. 1969/513 (1969 I, p. 1422).
(**f**) S.I. 1970/466, 1169, 1971/291 (1970 I, p. 1560; II, p. 3938; 1971 I, p. 1011).

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which amends the Public Trustee (Fees) Order 1969, abolishes Registration, Enquiry and Visiting Fees ; reduces the Income Collection Fee from $1\frac{1}{2}$ per cent. on the first £2,500 and $\frac{3}{4}$ per cent. on the next £2,500 to 1 per cent. on the first £5,000 ; and prescribes an additional fee towards reimbursing the Public Trustee for the value added tax for which he is accountable.

SI 1973/408
ISBN 0-11-030408-X

