STATUTORY INSTRUMENTS

1971 No. 1245 (L.30)

SUPREME COURT OF JUDICATURE, ENGLAND

FEES AND STAMPS

The Supreme Court Fees (Amendment) Order 1971

Made - - - *27th July* 1971

Coming into Operation *1st October* 1971

The Lord Chancellor, the Judges of the Supreme Court and the Treasury, in exercise of the powers and authorities vested in them respectively by section 213 of the Supreme Court of Judicature (Consolidation) Act 1925(a) and sections 2 and 3 of the Public Offices Fees Act 1879(b), do hereby, according as the provisions of the said enactments respectively authorise and require them, make, advise, consent to and concur in the following Order :—

1.—(1) This Order may be cited as the Supreme Court Fees (Amendment) Order 1971 and shall come into operation on 1st October 1971.

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

2. The Supreme Court Fees Order 1970(d) shall be amended as follows :—

(1) In Article 5, the figure "(1)" shall be inserted at the beginning, and the following sub-paragraph shall be added at the end :—

"(2) Where Fee No. 94 has been paid on the appointment of a judge of the Commercial Court as an arbitrator or umpire but the arbitration does not proceed to a hearing or an award, the fee shall be refunded."

(2) The following fee shall be inserted at the end of section 11 of the Schedule :—

(a) 1925 c. 49.
(b) 1879 c. 58.
(c) 1889 c. 63.
(d) S.I. 1970/1870 (1970 III, p. 6135).

Column 1	*Column* 2			*Column* 3
Item	Fee A		Fee B	Document to be Marked
	£ s. d.		£	
"*Judge sitting as arbitrator* 94. On the appointment of a judge of the Commercial Court as an arbitrator or umpire under section 4 of the Administration of Justice Act 1970(a).	250	0 0	250·00	The arbitration agreement or other document produced to the judge as constituting the submission to arbitration.
95. For every two days or part thereof (after the first two days) of the hearing of the reference before a judge so appointed an arbitrator or umpire.	250	0 0	250·00	None (fee to be paid before award is taken up.)".

Dated 26th July 1971.

Hailsham of St. Marylebone, C.

Widgery, C. J.
Denning, M. R.
George Baker, P.

Dated 27th July 1971.

Walter Clegg,
Bernard Weatherill,
Two of the Lords Commissioners
of Her Majesty's Treasury.

EXPLANATORY NOTE

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

This Order adds a new provision to the Supreme Court Fees Order 1970 prescribing £250 as the fee payable by the parties to a Commercial Judge appointed as sole arbitrator or umpire under section 4 of the Administration of Justice Act 1970, with an additional £250 for every two days or part thereof, after the first two days, of the hearing of the reference before the judge so appointed.

(a) 1970 c. 31.