1978 No. 1298 (L. 32)

THE SUPREME COURT OF JUDICATURE, ENGLAND

FEES AND STAMPS

The Supreme Court (Non-Contentious Probate) Fees (Amendment) Order 1978

Made - - - - 9*th August* 1978

Coming into Operation 2*nd October* 1978

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 (Non-Contentious Probate) Fees (Amendment) Order 1978 and shall come into operation on 2nd October 1978.

(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 Schedule to the Supreme Court (Non-Contentious Probate) Fees Order 1975(**d**), as amended(**e**), shall be further amended as follows:—

(1) In Fee No. 1 for the words "not more than" to the figure "200.00" in Column 2 there shall be substituted

Not more than £2000	No Fee
More than £2000 but not more than £100,000 ...	£2.50 per £1000 or part thereof

(2) In each of the fees mentioned below for the figure in *Column B* there shall be substituted the figure shown opposite thereto in *Column C*

Fee No.	*Column B*	*Column C*
5	2.00	4.00
6	1.00	2.00
12	0.50	1.00
16	2.00	5.00

(**a**) 1925 c. 49. (**b**) 1879 c. 58. (**c**) 1889 c. 63.
(**d**) S.I. 1975/1344. (**e**) S.I. 1976/1363.

3. Nothing in this Order shall affect any fee due or payable before the commencement of the Order.

Elwyn-Jones, C.

Dated 4th August 1978.

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

Dated 31st July 1978.

A. W. Stallard,
Peter Snape,
Two of the Lords Commissioners of Her Majesty's Treasury.

Dated 9th August 1978.

EXPLANATORY NOTE

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

This Order amends the Supreme Court (Non-Contentious Probate) Fees Order 1975, as amended by the Supreme Court (Non-Contentious Probate) Fees (Amendment) Order 1976 by substituting for the scale of charges in Fee No. 1 an ad valorem fee of £2.50 per £1000 of the value of the Estate where it does not exceed £100,000 while raising the figure at which no fee is payable from £1000 to £2000. Changes are also made in Fees Nos. 5, 6, 12 and 16.

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