



## ST. CHRISTOPHER AND NEVIS

### CHAPTER 3.10

## COURTS OF JUSTICE FEES ACT and Subsidiary Legislation

### Revised Edition

showing the law as at 31 December 2020

This is a revised edition of the law, prepared by the Law Commission under the authority of the Law Commission Act, Cap. 1.03.

This edition contains a consolidation of the following laws—

	Page
<b>COURTS OF JUSTICE FEES ACT</b>	3
Act 11 of 2019 ... in force 20th September 2019	
† <b>SUPREME COURT (PAYMENT OF FEES IN STAMPS)</b>	
<b>ORDER – Sections 5 and 7</b>	8
SRO 38/1934 –	
* <b>MAGISTRATES’ COURTS (CIVIL FEES) (PAYMENT IN –</b>	
<b>STAMPS) ORDER – Sections 5 and 7</b>	9
SRO 23/1931	
* <b>SUPREME COURT (FEES IN CIVIL PROCEEDINGS)</b>	
<b>ORDER – Section 2</b>	10
SRO 34/1998	
* <b>SUPREME COURT (FEES IN MATRIMONIAL PROCEEDINGS)</b>	
<b>ORDER – Section 2</b>	20
SRO 35/1998	
* <b>SUPREME COURT (FEES IN BANKRUPTCY PROCEEDINGS)</b>	
<b>ORDER – Section 2</b>	24
S.R.O 36/1998	

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† Regulations made under the former Courts of Justice Fees Act, Act 6 of 1880 included as these regulations not specifically repealed by Act 11 of 2019

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Printed on the authority and on behalf of the Government of Saint Christopher and Nevis

**CHAPTER 3.10**  
**COURTS OF JUSTICE FEES ACT**

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
  2. Fixing court fees
  3. Payment of court filing fees
  4. Description of stamps
  5. Use of stamps
  6. Stamps to be impressed or adhesive
  7. Documents to be stamped before signature
  8. Unstamped documents not evidence
  9. Cancellation of stamps
  10. Custody of stamped documents
  11. Rules
  12. Accounts
  13. Penalty for forgery
- FIRST SCHEDULE: Supreme Court (Payment of Fees in Stamps) Order
- SECOND SCHEDULE: Magistrates' Courts (Civil Fees) Payment in Stamps) Order
- THIRD SCHEDULE: Supreme Court (Fees in Civil Proceedings) Order
- FOURTH SCHEDULE: Supreme Court (Fees in Matrimonial Proceedings) Order
- FIFTH SCHEDULE: Supreme Court (Fees in Bankruptcy Proceedinds) Order



**CHAPTER 3.10**  
**COURTS OF JUSTICE FEES ACT**

AN ACT TO PROVIDE FOR THE FEES TO BE PAID IN THE COURT AND FOR RELATED MATTERS.

**Short title.**

1. This Act may be cited as the Courts of Justice Fees Act.

**Fixing Court Fees.**

2. The Chief Justice may make rules fixing the fees required to be paid—
  - (a) in the High Court, the magistrate's court and in any other court established by the legislature for civil or criminal proceedings and in any court created by commission;
  - (b) in any Office which is connected with any of those Courts, or in which any business connected with any of those Courts is conducted, or by any Officer, paid wholly or partly out of public moneys, who is attached to any of those Courts;
  - (c) to the Office of Registrar of Deeds.

**Payment of Court Filing Fees.**

3. (1) The payment of court filing fees and percentages, including payments for transcripts of court proceedings payable, may be paid and received by—
  - (a) credit card;
  - (b) debit card;
  - (c) cash; and
  - (d) cheque.

(2) Where the payment methods under subsection (1) are not possible, the payment may be made in postage stamps denoting the amount payable.

(3) The method of payment of all fees and percentages payable may be paid and received in any other manner which the Chief Justice and 2 other judges may fix.

**Description of Stamps.**

4. The stamps referred to in the preceding paragraph shall be adhesive or impressed stamps as authorised under the provisions of the Stamps Act, Cap. 20.40, and any number of separate fees may be expressed on a document by one or more stamps for the gross amount.

**Use of Stamps.**

5. The stamp or stamps shall be affixed to the document in respect of which the fee is payable; provided that where any fee is payable in respect of any matter or thing in reference to which it shall not have been customary or may not be necessary to use any document or paper, the party or his or her solicitor requiring such matter or thing to be done shall make application for the same by a praecipe or short note in writing or print to or upon which the stamp or stamps shall be affixed, and all papers and

documents when possible shall be stamped on the left hand upper corner of the front sheet.

#### **Stamps to be Impressed or Adhesive.**

6. (1) Such stamps shall be impressed, or adhesive, as authorised under the provisions of the Stamp Act and shall only be distributed by the Accountant General and such other Government officers as the Attorney-General may direct.

(2) Any number of separate fees may be expressed on a document by one or more stamps for the gross amount.

#### **Documents to be Stamped Before Signature.**

7. All documents must be fully stamped to the amount of the prescribed fees before being brought to the Officer of the Court responsible for the transaction involved, and such officer before signing the document shall satisfy himself or herself that the same has been correctly stamped.

#### **Unstamped Documents not Evidence.**

8. Any document which ought to bear a stamp in pursuance of this Act, or any rule or order made thereunder, shall not be received, filed, used, or admissible in evidence, except in criminal trials or inquiries, unless and until it is properly stamped within the time prescribed by the rules under this Act regulating the use of stamps, but if any such document is, through mistake or inadvertence, received, filed, or used without being properly stamped, the Court may, if it think fit, order that the same be stamped on the payment of a penalty, or otherwise, as in such Order may be directed.

#### **Cancellation of Stamps.**

9. Before any stamped document passes out of the possession of the officer responsible for the transaction, the stamps on the document shall be effectively cancelled by the officer by means of a metallic date stamp and indelible ink.

#### **Custody of Stamped Documents.**

10. On the conclusion of the hearing of a case the stamped documents in connection therewith shall be retained in safe custody by the court office and shall not be delivered to any person save for official purposes.

#### **Rules.**

11. The Attorney-General may make rules for regulating the use of stamps in accordance with this Act, and particularly for prescribing the application thereof to documents in use or required to be used for the purposes of such stamps, and for insuring the proper cancellation of stamps, and for keeping accounts of such stamps and for the allowancing for spoiled or misused stamps.

#### **Accounts.**

12. (1) An account of all money received in respect of stamps under this Act shall be kept in the Treasury.

(2) As soon as possible after the end of each quarter the Registrar shall transmit to the Treasury a statement signed by him or her certifying the amount paid by means of stamps in respect of all proceedings filed in the High Court during the preceding quarter, and the same shall be duly entered in the appropriate account.

(3) As soon as possible after the end of each quarter the Chief Magistrate shall transmit to the Treasury a statement signed by him or her certifying the amount paid by means of stamps in respect of all proceedings filed in the Magistrates Court during the preceding quarter, and the same shall be duly entered in the appropriate account.

**Penalty for Forgery.**

**13.** Any person who forges any such stamp shall be liable to be imprisoned, for any term not exceeding seven years.

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**‡FIRST SCHEDULE***(Sections 5 and 7)***COURTS OF JUSTICE FEES ACT****SUPREME COURT (PAYMENT OF FEES IN STAMPS) ORDER****Citation.**

1. This Order may be cited as the Courts of Justice (Supreme Court) (Payment of Fees in Stamps) Order.

**Fees to be paid in stamps.**

2. From and after the first day of January, 1935, the fees for the time being payable in all proceedings in the High Court in all its branches shall be taken in stamps.

**Description of stamps.**

3. The stamps referred to in the preceding paragraph shall be adhesive or impressed stamps as authorised under the provisions of the Stamp Act, and any number of separate fees may be expressed on a document by one or more stamps for the gross amount.

**Use of stamps.**

4. The stamp or stamps shall be affixed to the document in respect of which the fee is payable; provided that where any fee is payable in respect of any matter or thing in reference to which it shall not have been customary or may not be necessary to use any document or paper, the party or his or her solicitor requiring such matter or thing to be done shall make application for the same by a præcipe or short note in writing or print to or upon which the stamp or stamps shall be affixed, and all papers and documents when possible shall be stamped on the left hand upper corner of the front sheet.

**Documents to be stamped before signature.**

5. All documents must be fully stamped to the amount of the prescribed fees before being brought to the Officer of the Court responsible for the transaction involved, and such officer before signing the document shall satisfy himself or herself that the same has been correctly stamped.

**Cancellation of stamps.**

6. Before any stamped document passes out of the possession of the Officer of the Court responsible for the transaction involved, the stamps on the document shall be effectively cancelled by such officer by means of a metallic date stamp and indelible ink; and in the case of stamps of a higher value than 24 cents, each stamp must be perforated with a punching machine in such a way as to destroy completely any philatelic value such stamps might otherwise possess.

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‡ Regulations made under Act 6 of 1880 the former Courts of Justice Fees Act included as these regulations not specifically repealed by Act 11 of 2019



**Accounts.**

7. As soon as possible after the end of each quarter the Registrar shall transmit to the Treasury a statement signed by him or her certifying the amount paid by means of stamps in respect of all proceedings during the preceding quarter, and the same shall be duly entered in the appropriate account.

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**§SECOND SCHEDULE**

*(Sections 5 and 7)*

**MAGISTRATES' COURTS (CIVIL FEES) (PAYMENT IN STAMPS) ORDER****Citation.**

1. This Order may be cited as the Magistrates' Courts (Civil Fees) (Payment in Stamps) Order.

**Fees to be paid in stamps.**

2. From and after the first day of December, 1931, the fees for the time being payable in civil proceedings in the Magistrates' Courts shall be taken in stamps.

**Description of stamps.**

3. The stamps referred to in the preceding paragraph shall be adhesive stamps as authorised for postage and revenue under the provisions of the Stamp Act, and any number of separate fees may be expressed on a document by one or more stamps for the gross amount.

**Use of stamps.**

4. The stamp or stamps shall be affixed to the document in respect of which the fee is payable; provided that where any fee is payable in respect of any matter or thing in reference to which it shall not have been customary or may not be necessary to use any document or paper, the party or his or her solicitor requiring such matter or thing to be done shall make application for the same by a præcipe or short note in writing or print to or upon which the stamp or stamps shall be affixed, and all papers and documents when possible shall be stamped on the left hand upper corner of the front sheet.

**Documents to be stamped before signature.**

5. All documents must be fully stamped to the amount of the prescribed fees before being brought to the Magistrate, and the Magistrate before signing the document shall satisfy himself or herself that the same has been correctly stamped.

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§ Regulations made under Act 6 of 1880 the former Courts of Justice Fees Act included as these regulations not specifically repealed by Act 11 of 2019

**Cancellation of stamps.**

6. Before any stamped document passes out of the possession of the Magistrate or of any duly appointed clerk to the Magistrate the stamps on the document shall be effectively cancelled by the Magistrate or his or her clerk by means of a metallic date stamp and indelible ink.

**Custody of stamped documents.**

7. On the conclusion of the hearing of a case the stamped documents in connection therewith shall be retained in safe custody by the Magistrate or his or her Clerk and shall not be delivered to any person save for official purposes.

**Destruction of documents.**

8. The Magistrate shall cause all stamped documents, over seven years old, in his or her custody, to be destroyed.

**Accounts.**

9. As soon as possible after the end of each quarter the Magistrate shall transmit to the Treasury a statement signed by him or her certifying the amount paid by means of postage and revenue stamps in respect of civil proceedings during the preceding quarter, and the same shall be duly entered in the appropriate account.

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**\*\*THIRD SCHEDULE**

*(Section 2)*

**SUPREME COURT (FEES IN CIVIL PROCEEDINGS) ORDER****Citation.**

1. This Order may be cited as the Supreme Court (Fees in Civil Proceedings).

**Fees.**

2. The fees specified in the Schedule to this Order shall be payable in respect of the matters to which they are specifically applicable.

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\*\* Regulations made under Act 6 of 1880 the former Courts of Justice Fees Act included as these regulations not specifically repealed by Act 11 of 2019

**SCHEDULE TO THE ORDER**

*(Rule 2)*

SUMMONSES, WRITS, NOTICES, COMMISSIONS AND WARRANTS

ITEM.

	\$	¢
1. On sealing a writ of summons for commencement of an action	15.00	
2. On sealing a concurrent, renewed or amended writ of summons for commencement of an action	10.00	
3. On sealing a warrant of arrest in Admiralty	15.00	
4. On sealing a notice for service	10.00	
5. On sealing a writ of mandamus	20.00	
6. On sealing a writ of subpoena for witness, not exceed three persons	10.00	
7. On sealing a writ of execution, a subpoena, and every other writ	15.00	
8. On sealing or issuing an originating summons for the taxation of a solicitor's bill of costs within 12 months after delivery, or delivery of a bill of costs by a solicitor, including the order to be made thereon	15.00	
9. On sealing any other originating summons	15.00	
10. On amending same	15.00	
11. On sealing or issuing an interpleader summons	15.00	
12. On sealing any other summons	10.00	
13. On filing a notice to have a reference to an Admiralty Registrar placed in the list for hearing	15.00	
14. On a notice in Admiralty actions	20.00	
15. On sealing a commission to take evidence	50.00	
16. On every other commission	20.00	

APPEARANCES

17. On entering an appearance for each person	10.00
18. On amending the same	10.00

COPIES

19. On a copy of written deposition of a witness to enable a party to print the same, for each folio	2.00
20. On examining a written or printed copy, and marking or sealing same as an office copy, for each folio	2.00
21. On making a copy and marking same as an office copy, for each folio	2.00
22. On a copy in a foreign language – the actual cost	

- |  | \$   | ¢ |
|--|------|---|
| 23. On a copy of a plan, map, section, drawing, photograph, or diagram –the actual cost  |      |   |
| 24. On a printed copy of an order, not being an office or certified copy, for each folio | 2.00 |   |

## ATTENDANCES

- |   |       |  |
|---|-------|--|
| 25. On an application, with or without a subpoena, for any officer to attend as a witness, or to produce records or documents to be given in evidence (in addition to the reasonable expenses of the officer) for each day or part of the day he or she shall necessarily absent from his or her office | 20.00 |  |
|---|-------|--|

The officer may require a deposit of stamps on account of any further fees, and a deposit of money on account of any further expenses which may probably become payable beyond the amount payable for fees and expenses on the application, and the officer or his or her clerk taking such deposit shall thereupon make a memorandum thereof on the application.

The officer may also require an undertaking in writing to pay any further fees and expenses which may become payable beyond the amounts so paid and deposited.

## OATHS, ETC

- |   |      |  |
|---|------|--|
| 26. On taking an affidavit or an affirmation or attestation upon honour in lieu of an affidavit or a declaration, for each person making the same | 5.00 |  |
| 27. And in addition thereto for each exhibit therein referred to and required to be marked  | 2.00 |  |

## FILING

- |   |       |  |
|---|-------|--|
| 28. On filing a special case  | 20.00 |  |
| 29. On filing an application for an order of sale of land under the Judgments Act   | 15.00 |  |
| 30. On filing, except in Admiralty actions, and unless otherwise provided, an affidavit, deposition or set of depositions (including any exhibit to any such affidavit of deposition) statement of claim in default of appearance, referees' certificates, preliminary act, submission to arbitration, award, warrant of attorney, cognovit, bail, satisfaction piece, bond, writ of execution with return and power of attorney, and every other proceeding in a probate action or matter required by an act, general order, or order in the action, cause or matter to be filed | 5.00  |  |
| 31. On filing any other document  | 2.00  |  |
| 32. On filing scripts in a probate action or on depositing pursuant to an order in any cause or matter any documents for safe custody or production, if the number does not exceed five   | 15.00 |  |
| 33. If exceeding five   | 10.00 |  |

	\$	¢
34. On a receipt for any document or documents to which the two last fees apply, when delivered out, or for any other document or documents when delivered	5.00	
35. On filing an affidavit and notice under Order XLVI Rule 4	15.00	
36. On every minute in Admiralty actions pursuant to Order LXVI, Rule 8, for every instrument or document to which the minute relates (other than an exhibit, or any instrument or document previously issued from the Registry or the Marshal's office) unless otherwise provided	10.00	
37. On filing a fiat of satisfaction	10.00	
38. On filing an appeal from the Magistrate's Court	15.00	

## CERTIFICATES

39. On a certificate of appearance, or a pleading, affidavit or proceeding having being entered, filed or taken, or of the negative thereof; or any other certificate unless otherwise provided	5.00	
40. Or if required for use in a foreign country	10.00	
41. Or if a certificate of proceedings pursuant to Order LXI, 24	10.00	

## SEARCHES AND INSPECTIONS

42. On an application to search for an appearance or an affidavit, and inspecting the same	5.00	
43. On an application to search an index, and inspect a pleading, judgment, decree, order or other record, unless otherwise expressly provided for by any Act or Ordinance or this Order, and to inspect scripts filed or documents deposited pursuant to an Order for safe custody or production, for each hour or part of an hour occupied	5.00	
44. Not exceeding on one day	15.00	

## EXAMINATION OF WITNESSES

45. On every memorandum of appointment for an examination to be taken before an examiner or other officer of the Court	10.00	
46. On every witness sworn and examined or other officer of the Court in his or her office, unless otherwise provided, including oath, for each hour or part of an hour	10.00	
47. On an examination of witnesses by any such officer away from the office (in addition to reasonable travelling and other expenses) for each hour or part of an hour	15.00	
48. Not exceeding on one day		

	\$	¢
49. The officer may require a deposit of stamps on account of fees and a deposit of money on account of expenses which may probably become payable beyond any amount paid for fees and expenses upon the examination, and the officer or his or her clerk, taking such deposit shall, thereupon make a memorandum thereof, and deliver the same to the party making the deposit	50.00	

The Officer may also require an undertaking in writing to pay any further fees and expenses which may become payable beyond the amount so paid or deposited.

#### HEARING

50. On entering or setting down a cause or matter for trial or hearing	20.00
(1)	
(2) On trial or hearing in Court of any cause or matter entered or set down as aforesaid	20.00
An additional \$10.00 for each day or part of a day after the first	
51. On entering directions of the Judge at a trial pursuant to Order XXXVI, Rule 42, and certifying same when required	15.00
52. On writing for the attendance of assessors on the hearing of an Admiralty action	10.00
53. On answering and setting down for hearing in Court a petition by which any proceeding is commenced unless otherwise provided	15.00
54. Any other petition	10.00

#### JUDGMENTS, DECREES AND ORDERS

On drawing up and entering judgments, Decrees and Orders:

55. If made in Court on the original hearing or hearing on further consideration of a cause, or on the hearing of a special case or petition, or on any application to the Court of Appeal unless otherwise provided	20.00
56. If a judgment without hearing in Court or a final order in a probate action or in an order made in a probate or matter on a motion, including filing the case or application on which the order is made	10.00
57. If made on the hearing of an originating summons, unless otherwise provided	10.00
58. If made at Chambers on the hearing of a cause or matter	10.00
59. If made under Order XV, Order XXXII, Rule 6, or Order XXXIII, Rule 2	10.00
60. If made on an application by Order LV, Rule 2, directed to be disposed of in Chambers, comprised in sections (1), (2), (3) or (10) of the said Rule exclusive of those comprised in section (12) of the same rule	10.00

	\$	¢
61. If an order of course under Act 6 and 7 Vic. c 73 to tax a solicitor's bill of costs within twelve months after delivery or for delivery of a bill of costs by a solicitor where fee No. 8 is not applicable	15.00	
62. On any other Order, including an agreement filed pursuant to Order LII, Rule 23 in Admiralty actions, and filing same	10.00	
63. On signing a note or memorandum or an order pursuant to Order LII, Rule 14, when required for production where no order is drawn up	5.00	
64. On a memorandum to enter an order <i>nunc pro tunc</i> On proceedings at the Judge's Chambers, or before a taxing master of the Registrar.	10.00	
65. On the sale or mortgage of any land or hereditaments pursuant to any order directing a sale or mortgage with the approbation of the Judge made in any cause or matter for the purpose of raising money to be dealt with by the Court in such cause or matter, for every \$480 or fraction of \$480 of the amount raised	10.00	
66. On the approval of the purchase of land or hereditaments or of the title of any land or hereditaments to be purchased pursuant to any order in any cause or matter with money under the control of the Court in such cause or matter, for every \$480 or fraction of \$480 of the amount of the purchased money	10.00	
67. On proceedings pursuant to an order in any cause or matter where the amount of the outstanding or the undisposed of estate of a deceased person or of the estate subject to any trust or partnership shall be ascertained for the purpose of being dealt with in such cause or matter without deducting any payment to creditors or parties interested after the commencement of the cause or matter, for every \$480 or portion of \$480 of the amount or value thereof	2.00	
68. On taking an account of moneys received by a executor, administrator, trustee, agent, solicitor, mortgagee, co-tenant, partner, receiver, guardian, consignee, bailee, manager, provisional official or other liquidator, sequestrator, or execution creditor or other person liable to account for each \$480 or fraction of \$480 of the amount found to have been received without deducting any payment	2.00	
69. On taking an account of the debts or ascertaining the amount of any debt due from a deceased person or from any company in any cause or matter when any creditor shall be required to prove his debt otherwise than by production of his security for every \$480 or fraction of \$480 of the amount found to be due to such creditor, or (if more than one) of the aggregate amount found to be due to all such creditors	2.00	
70. In any such case, if after evidence adduced by the creditor, his or her claim shall be disallowed, on each of such claim	15.00	
71. On taking an account of or ascertaining the amount due in respect of the debentures or bonds of a joint stock or other company, for every \$480 or fraction of \$480 of the aggregate amount found to be due	10.00	

	\$	¢
72. On an inquiry to ascertain the heir and next of kin of any one or more than one deceased person whose estate is being administered in any cause or matter in respect of whose estate an application is made under Order LV, Rule 3, and on any such inquiry in Chambers upon an application under any Act whereby the purchase money of any property sold is directed to be paid into Court	20.00	
73. On settling a list of shareholders entitled to a return, where there is any money to be returned, or a list of contributors, for every person settled on either such list, not exceeding 2,000		2.00
74. On settling under section 24 of the Companies Act, Cap. 21.03 the list of creditors of a limited company which proposes to reduce its capital	50.00	
75. On a certificate of a taxing master or Registrar of the result of any proceeding or taxation of costs before him or her including one or any number of matters	10.00	
76. On every other reference, investigation, inquiry, including examination of witness, if any, for every hour or part of an hour the officer is occupied		15.00
On proceedings in Admiralty actions on references before a Registrar.		
77. On reference to the Registrar including examination of witnesses, if any, having regard to the nature and importance of the accounts and other matters and to the time occupied	from 30.00 to 60.00	
78. If the attendance of one or more merchants is required, for each merchant the same fees as to the Registrar	from 30.00 to 60.00	
79. In cases of great intricacy, or very large amount, occupying more than two full days, large fees may be taken not exceeding \$30.00 additional per day to the Registrar and for each merchant for everyday beyond two full days.		
80. In cases where the accounts to be investigated do not exceed \$2400, and where the time occupied in short fees may be taken for the registrar and each merchant	from 15.00 to 45.00	
81. On every reference	20.00	
82. For every hour or part of an hour he or she is occupied including examination		15.00

The fees Nos. 76 to 82 inclusive shall become due and payable by the party conducting the proceedings on the report of the result of the reference or otherwise as hereinafter provided where no such report is made.



§ 6

The above mentioned fees Nos. 65 to 74 and 76 to 82 inclusive shall be due and payable when no certificate, report or order is made by the party conducting the proceedings or if not completed a due proportion shall be payable on so much of the proceedings as shall have taken place, the amount to be fixed by the officer.

In those cases the fees shall be paid by stamps impressed upon or affixed to a memorandum stating on what account such fees are paid.

A deposit of stamps on account of the fees applicable to any proceedings may be required before such proceedings is commenced or at any time during the course thereof, and in Admiralty actions when Order LVI, Rule 4 applies such stamps shall be affixed as therein provided and in all other cases a memorandum of the amount deposited shall be delivered to the party making the deposit.

IN THE ADMIRALTY MARSHAL'S OFFICE

83.	For executing any warrant of attachment	20.00
84.	For keeping possession of any ship, goods or ship and goods (exclusive of any payments necessary for the safe custody thereof) for each day	10.00
	Note: no fee shall be allowed to the Marshal for the custody and possession of property under arrest, if it consists of money in a bank, or of goods stored in a bonded warehouse, or if it is in the custody of a Custom house Officer or other authorised person.	
85.	On release of any ship, goods, or person from arrest	20.00
86.	For attending the delivery of cargo for each day	30.00
87.	For executing any commission of appraisalment and sale, exclusive of the fees, if any, to the appraiser and auctioneer	20.00
88.	For executing any other commission or instrument	20.00
	On the gross proceeds of any ship or goods, etc., sold by order of the Court.	
89.	If not exceeding \$480	20.00

ITEM.

90.	For every additional \$480 or part thereof	15.00
	Note: If the Marshal being duly qualified, acts as auctioneer, he or she shall be allowed a double fee in the gross proceeds.	
91.	On a final decree in an uncontested action	15.00
92.	On a final decree in a contested action	20.00

Note: If the Marshal or his or her officer is required to go any distance in execution of his or her duties, a reasonable sum may be allowed for travelling, boat-hire, or other necessary expenses in addition to the preceding fees.

## TAXATION OF COSTS

	\$	¢
93. On taxing a bill of costs where the amount allowed does not exceed \$19.20	5.00	
94. Where the amount exceeds \$19.20, for every \$9.60 allowed or a fraction thereof		1.00

These fees, unless otherwise provided, shall be taken on signing the certificate or on the allowance of the bill of costs as taxed, but the fees shall be due and payable, if no certificate or allocatur is required, on the amount of the bill as taxed, or on the amount of such part thereof as may be taxed, and the solicitor or person suing in person, shall in such case cause the proper stamps (the amount thereof to be fixed by the officer) to be impressed on or affixed to the bill of costs. The taxing officer may require a deposit of stamps on account of the fees before taxation not exceeding the fees on the full amount of the costs as submitted for taxation; and the officer or his or her clerk in taking such deposit shall make a memorandum thereof on the bill of costs.

## ON PROCEEDINGS WITH REFERENCE TO MONEYS IN COURT

95. On a certificate of the amount and description of any money, funds, securities, including the request therefore	5.00
96. On a request to the Registrar (unless otherwise provided) for any of the following purposes: paying, lodging, transferring or depositing money, funds, or securities in Court, or money in addition to the amount directed by an order to be paid in; paying out of Court any money, or a certificate of a taxing officer; information in writing in respect of any money, funds or securities, for each \$480 or part thereof	5.00

## REGISTER OF JUDGMENTS

97. On registering a judgment, although more than one name may have to be registered	5.00
98. On re-registering same	5.00
99. On a search for each name	2.00
100. On certificate of entry of satisfaction	2.00
101. On a duplicate certificate, if not more than three folios	2.00
102. For every additional folio	2.00
103. On every continuation search, if requested within 14 days of any former search (the result to be endorsed on such certificate)	2.00
104. On filing a certificate issued out of any inferior Court under the Judgment Act	10.00

## MISCELLANEOUS

	\$	¢
105. On a fiat of a judge	10.00	
106. On signing, settling, or approving an advertisement	2.00	
107. On taking the acknowledgement of a deed by a married woman	15.00	
108. On an appointment of a receiver	15.00	
109. On taking a recognizance or bond	10.00	
110. On assignment of a bond	10.00	
111. On taking bail, and taking same off the file and delivering	10.00	
112. On a commitment	10.00	
113. On an application to produce Judge's notes	10.00	
114. On vacating a recognizance	10.00	
115. On the lodging of a will	10.00	
116. On an application for a grant of probate or letters of administration	10.00	
117. On sealing a grant of probate or letters of administration	10.00	
118. On a citation	10.00	
119. On entry of a caveat	10.00	
119A On an application to extend the time for putting in force an application for an order of sale under the Judgment Act, including order thereon	15.00	

## IN THE PROVOST-MARSHAL'S OFFICE

## SERVICE OF DOCUMENTS

120. Serving any writ of summons, notice, or other document when required	5.00
121. At a greater distance than one from the Court House for every extra mile or part of a mile in addition to the above fee	5.00

## EXECUTION OF PROCESS

122. Executing warrant of arrest on board ship if out of harbour	20.00
123. If in harbour	15.00
124. Executing a writ of possession in town	15.00
125. Out of town for every mile or part of a mile from the Court House beyond the first mile in addition to the above fee	10.00
126. Executing a writ of attachment or order of committal in town	10.00

	\$	¢
127. In the country, for every mile or part of a mile from the Court House beyond the first mile in addition to the above fee	10.00	
128. On every search in the record books of the Marshal's office		2.00
129. Receiving and minuting execution		2.00
130. List or extract of executions against any person	10.00	
131. Certified copy of an execution	10.00	
132. Fee on return of any writ	10.00	
133. Levy fee in city	10.00	
134. Levy fee in country beyond the above fee, per mile or part of a mile from the Court House	10.00	
135. Each man in possession per diem	10.00	
136. Summoning special Jury	20.00	
137. Poundage on net proceeds (after payment of all incidental expenses on levy and sale) on the amount actually levied at the rate per cent of	30.00	

Milage in all cases shall be calculated to a place and not to and from a place.

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#### ††FOURTH SCHEDULE

*(Section 2)*

#### SUPREME COURT (FEES IN MATRIMONIAL PROCEEDINGS) ORDER.

##### **Citation.**

1. This Order may be cited as the Supreme Court (Fees in Matrimonial Proceedings) Order.

##### **Fees.**

2. The Fees specified in the Schedule to this Order shall be payable in respect of the matters to which they are specifically applicable.

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†† Regulations made under Act 6 of 1880 the former Courts of Justice Fees Act included as these regulations not specifically repealed by Act 11 of 2019

**SCHEDULE TO THE ORDER**

*(Rule 2)*

CITATIONS, ADVERTISEMENTS, WRITS, COMMISSIONS, ETC.

ITEM.

	\$	¢
On every citation	10.00	
For settling citation or an abstract thereof for advertisement, or any other advertisement if of five folios or under	10.00	
If exceeding five folios, for each additional folio, or part of a folio	2.00	
On every writ of subpoena not exceeding three persons	10.00	
On every writ of attachment	10.00	
On every writ of sequestration	10.00	
On every writ of <i>feri facias</i>	10.00	
On every commission or requisition under seal of the Court	20.00	

APPEARANCE

On entering appearance – for each person	10.00
On amending appearance – for each person added, or other amendment	10.00

COPIES

Office copies of any document as in the Schedule of fees in the Supreme Court (Fees in Civil Proceedings Order), (ante)	
For the seal of the Court affixed to any order, minute or decree, or to any office copy	10.00

DECREE, VERDICT OR ORDER

Entering sentence of final decree in a cause	15.00
Entering verdict, if five folios or under	15.00
Entering verdict, if exceeding five folios, for each additional folio or part of a folio	2.00
Entering order for the examination of a witness or witnesses	10.00
Entering any decree or order for alimony	15.00
Entering any order directing application for damages	20.00
Entering order providing for custody, maintenance or education of children if five folios or under	20.00
Entering any order of settlement of alimony, or of wife's property or disposal of settlements if five folios or under	15.00
If either of the above orders exceed five folios, for each additional folio or part of a folio	2.00
Entering any order of protection for wife's earnings and property	10.00

	\$   ¢
For the order under the seal of the Court	20.00
For any order issuing under the hand of the Judge or Registrar except orders made on summon	10.00
Entering any order, minute or decree in the Court Book other than those above specified	10.00

## REFERENCES

On each reference to ascertain the amount to be paid or secured to a wife to cover her costs for the Registrar's attendance	20.00
For his or her report thereon	15.00
On each reference for any other inquiry before the Registrar – Attendance Registrar	15.00
For every hour or part of an hour after the first	10.00
For the Registrar's report, if five folios or under	10.00
If exceeding five folios, for each additional folio or part of a folio	2.00

## SUMMONSES

On each summons	10.00
For an order on summons, including entry of the same	10.00
For an order on summons, if a final order in the cause	15.00

## MOTIONS

Entering any minute or order on motion other than orders hereinbefore specified	10.00
Entering any minute or order if a final order in the cause	10.00

## OATHS, ETC.

As in the Schedule of fees in the Supreme Court (Fees in Civil Proceedings) Order (ante).

## FILING

Filing any petition	20.00
Filing any answer, reply, rejoinder or any further replication or an act on petition, or any writing to any act on petition by way of answer, reply, rejoinder or conclusion, or any joinder in demurrer, or any interrogatories (each set) or any application for an order of protection of a wife's earnings and property or any case of motion	10.00
Filing depositions (each witness) or copies of issues of fact for the jury as settled	10.00
Filing every affidavit or other document brought into Court, or deposited in the Registry, for filing which no fee is specified	5.00
Filing any notice	5.00

	\$	¢
Filing exhibits, each exhibit	5.00	

CERTIFICATES

For every certificate under the hand of the Judge or Registrar	10.00
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SEARCHES AND INSPECTIONS

Search in each Court Book	5.00
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On an application to search and inspect a pleading, decree, or other record not being in the Court books, unless otherwise provided for expressly by any legislative Act or Ordinance, or this Order, and to inspect documents deposited for safe custody or for production pursuant to an Order, each document	5.00
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EXAMINATION OF WITNESSES

As in the Schedule of Fees to be taken in the Supreme Court under the Supreme Court (Fees in Civil Proceedings) Order.

SETTING DOWN AND HEARING

On setting down a cause for hearing or trial	20.00
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Withdrawal of a cause after the same is set down for hearing or trial	15.00
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On the hearing, to be paid by the party setting down the cause	20.00
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On the hearing if the cause occupies more than one day per additional day or part of a day	15.00
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TAKING COSTS

As in the Schedule of fees appointed to be taken in the Supreme Court under the Supreme Court (Fees in Civil Proceedings) Order, (ante).

MISCELLANEOUS

On amending pleadings	5.00
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On settling issues of fact to be tried by a jury	15.00
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On an application to produce a Judge's notes	10.00
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Any fee not specifically provided for in this Schedule shall be dealt with according to the Schedule of fees to be taken in the Supreme Court, under the Supreme Court (Fees in Civil Proceedings) Order, (ante)

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**¶FIFTH SCHEDULE***(Section 2)***SUPREME COURT (FEES IN BANKRUPTCY PROCEEDINGS) ORDER****Citation.**

1. This Order may be cited as the Supreme Court (Fees in Bankruptcy Proceedings) Order.

**Fees.**

2. The Fees specified in the Schedule to this Order shall be payable in respect of the matters to which they are specifically applicable.

**SCHEDULE TO THE ORDER***(Rule 2)***SUMMONS, NOTICES, WRITS AND WARRANTS**

	\$	¢
(a) For every summons, including seal	10.00	
(b) For every notice in the Gazette, including sending of the same	10.00	
(c) For every notice to a creditor, including service, but not including posting	10.00	
(d) For every other notice, including service	10.00	
(e) For every writ, including seal	10.00	
(f) For every warrant, including seal	10.00	

**COPIES**

(a) For every office copy of any proceedings or document, per folio	2.00	
(b) For examining every copy of any proceedings or documents to be certified as an office copy, per folio	2.00	

**DRAFTING**

(a) For drawing a bond	10.00	
(b) For drawing any document not specifically named if two folios or under	10.00	
(c) If exceeding two folios, for each additional folio or part of a folio	2.00	

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¶ Regulations made under Act 6 of 1880 the former Courts of Justice Fees Act included as these regulations not specifically repealed by Act 11 of 2019



ATTENDANCES

	\$	¢
(a) For every attendance before the Judge at Chambers	10.00	
(b) For every attendance in Court	10.00	
(c) For attending the examination of a witness or other person out of court – each person	10.00	
(d) For attending, if the examination of any person takes more than one day, for each additional day or part of a day	10.00	
(e) For attending the public examination of a bankrupt – per hour	5.00	

OATHS, ETC.

According to the Schedule of Fees to be taken in the Supreme Court.

FILING

(a) For filing every petition and entering the same	20.00	
(b) For filing every writ, or other document, and entering the same	5.00	

CERTIFICATES

(a) For every certificate	10.00	
(b) For attesting and signing every declaration of inability to pay or other paper to which attestation of the Registrar may be necessary	5.00	

SEARCHES

For every search	5.00	
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JUDGMENT, DECREES, AND OTHERS

(a) For every order	10.00	
(b) For every decree or adjudication	10.00	
(c) For every written order of the Registrar upon application made	5.00	
(d) For every seal	5.00	

MISCELLANEOUS

(a) For taking every recognizance and attending thereon	5.00	
(b) For entering exception to bail	5.00	
(c) For an additional bail, justification or surrender	5.00	
(d) For taking the examination of any person before a Judge, per folio	2.00	
(e) For entering every motion	5.00	
(f) For recording proceedings when necessary per folio	2.00	
(g) For every amendment made in any petition or other proceeding by the Court or judge's order	5.00	
(h) For entering request when a witness being sworn demands expenses	5.00	

	\$	¢
(i) For every entry in the attachment book	5.00	
SCHEDULE OF FEES TO BE TAKEN BY THE PROVOST-MARSHALL		
(a) For serving a writ or other process, order, summons, or notice	2.00	
(b) If more than one person sued, then for every extra service	2.00	
(c) For every mile from the Court House	1.00	
(d) For executing a search warrant	10.00	
(e) For executing a warrant against debtor	10.00	
(f) For executing a warrant of seizure	10.00	
(g) For making a return to any writ of warrant	5.00	
(h) For making a levy in city or town	10.00	
(i) For making a levy in country beyond the above fee, per mile or part of a mile from the Court House	5.00	
(j) Each man in possession, per diem	5.00	
(k) For Summoning special jury	75.00	
(l) Poundage on net proceeds (after payment of all incidental expenses on levy and sale) on the amount actually levied at the rate per cent of	100.00	

Any fee not specially provided for in this Schedule shall be dealt with according to the Schedule of fees to be paid in the Supreme Court under the Supreme Court (Fees in Civil Proceeding) order, (post).

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