

SUPREME COURT TAXING OFFICE

PRACTICE DIRECTION

2008 No.2

PLEADING AND INTERLOCUTORY MATTERS: COUNSELS FEES

1. The list of fees allowed to counsel in relation to miscellaneous drafting and interlocutory fees has been reviewed by the Master. A list of the revised fees is set out below.
2. The revised fees will apply with effect from 1 April 2008 in respect of all instructions and briefs delivered on or after that date.
3. As before, the fees specified are those regarded by the Master as justified on taxation in the normal run of cases where the item has been dealt with by counsel properly. Other than in the case of fees for attendance at consultations, each fee covers all necessary perusal of papers in connection with the item.
4. These fees are designed to provide a convenient and reasonable basis for the marking and allowance of fees in the normal run of business. A lower fee may be appropriate if the item has not been dealt with comprehensively or was unusually simple, or where more than one item has been dealt with simultaneously. If any higher amount has been claimed it will need to be specifically justified on taxation.
5. Finally, it should be noted that the fees on the list do not apply to matrimonial proceedings.

FEES FOR PLEADINGS AND INTERLOCUTORY MATTERS

CHANCERY DIVISION

	£
Writ	35.00
Statement of Claim	105.00

Defence	80.00
Defence and Counterclaim	105.00
Reply and Defence to Counterclaim	60.00
Reply	30.00

ORIGINATING PROCEEDINGS

	£
Originating Summons or Notice of Motion	60.00
Brief on Hearing of Summons or on Ex-parte application	95.00
Minute of Judgment	70.00
Motion for Judgment	120.00

PROCEEDINGS BY PETITION

Petition or Answer	80.00
Other Pleadings	60.00
Brief on Hearing of Summons or Motion	95.00

QUEEN'S BENCH DIVISION

Writ (generally endorsed)	30.00
Writ (specially endorsed)	70.00
Statement of Claim	
(running down non-fatal)	75.00
(all other cases)	100.00
Defence	70.00
Defence with Particulars	75.00
Defence and Counterclaim	85.00
Reply and Defence to Counterclaim	70.00
Reply (simple)	15.00
Third Party Notice	70.00
Brief on Ex-parte Hearing	70.00
Brief on Hearing of Summons or Motion	100.00
Brief on Hearing of minor settlement	100.00

FAMILY DIVISION

PROBATE

Motion Paper	85.00
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Motion	85.00
Writ	40.00
Brief on Ex-parte Hearing	80.00
Brief on Hearing of Summons or Motion	95.00
Statement of Claim or Defence	95.00
Defence and Counterclaim	85.00
Reply and Defence to Counterclaim	55.00
Reply (simple)	15.00

BANKRUPTCY

Examination of witnesses	130.00
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GENERAL

	£
Affidavits	55.00
Notice of Motion/Summons	40.00
Notice for Particulars or Answer thereto	55.00
Notice to Admit Facts	60.00
Replies to Notice to Admit Facts	60.00
Interrogatories and Answers	90.00
*Proofs (Liability Admitted)	
Senior	200.00
Junior	170.00
*Proofs (Liability Denied)	
Senior	290.00
Junior	240.00
Supplementary Advice where necessary (Senior)	225.00
Supplementary Advice where necessary (Junior)	185.00
*Opinions, liability and quantum	170.00
Liability only	125.00
Quantum only	125.00
Further	75.00
*Notice of Appeal	80.00

Consultation up to one hour	
Senior	170.00
Thereafter per ½ hour	70.00
Consultation up to one hour	
Junior	115.00
Thereafter per ½ hour	45.00

*to include consultation (if any)

Dated this 20th day of March 2008

JOHN W BAILIE
MASTER