

1991 No. 440

SUPREME COURT

**Supreme Court Fees (Amendment) Order
(Northern Ireland) 1991**

Made 20th September 1991

Coming into operation 1st October 1991

The Lord Chancellor, after consultation with the Lord Chief Justice and with the concurrence of the Treasury, in exercise of the powers conferred on him by section 116(1) of the Judicature (Northern Ireland) Act 1978(a) hereby makes the following Order:—

1. This Order may be cited as the Supreme Court Fees (Amendment) Order (Northern Ireland) 1991 and shall come into operation on 1st October 1991.

2. In this Order, “the principal Order” means the Supreme Court Fees Order (Northern Ireland) 1991(b).

3. In Section 1 of the Schedule to the principal Order in Item 23 for the figure “34”, in Column 1, there shall be substituted the figure of “32”.

4. For Section 4 of the Schedule to the principal Order there shall be substituted the new Section set out in the Schedule hereto.

Dated 20th September 1991.

Mackay of Clashfern, C.

We concur,

*Sydney Chapman
Gregory Knight*

Dated 26th September 1991

Two of the Lords Commissioners
of Her Majesty’s Treasury

(a) 1978 c. 23
(b) S.R. 1991 No. 291

SCHEDULE

SECTION 4

Fees payable in the Bankruptcy and Companies Office

Column 1	Column 2	Column 3
<i>Item</i>	<i>Fee £</i>	<i>Document to be endorsed</i>
UNDER THE COMPANIES (NORTHERN IRELAND) ORDER 1986 OR THE INSOLVENCY (NORTHERN IRELAND) ORDER 1989		
28. (a) On sealing a petition for the winding up of a company by the Court or for an order under Article 452 or 453 of the Companies (Northern Ireland) Order 1986	40·00	The petition
(b) On sealing a bankruptcy petition:		
(i) if presented by a debtor or by the personal representative of a deceased debtor	15·00	The petition
(ii) if presented by a creditor or other person	45·00	The petition
(c) On sealing any other petition (One fee only is payable where more than one petition is presented in relation to a partnership)	50·00	The petition
(d) On the hearing of a public examination	15·00	The application
29. (a) On sealing an application to extend time to set aside a statutory demand	15·00	The application
(b) On sealing any other originating application	50·00	The application
(c) On sealing any other application	10·00	The application
The fees at Items 29(b) and (c) are not payable on an application to set aside a statutory demand or an application by the Official Receiver when applying only in that capacity		
UNDER THE BANKRUPTCY ACTS (NORTHERN IRELAND) 1857 TO 1980		
30. On a notice of a sitting of the court or an application to the court except by the Official Receiver when applying otherwise than as receiver of the property of a bankrupt, deceased insolvent or arranging debtor	10·00	The notice, summons, affidavit or report
31. On a bond	2·00	The bond

Column 1	Column 2	Column 3
<i>Item</i>	<i>Fee</i> £	<i>Document to</i> <i>be endorsed</i>
MISCELLANEOUS		
32. On any search in the office (including an inspection) other than by a bankrupt, directors proposing a company voluntary arrangement, a debtor proposing an individual voluntary arrangement, or the Official Receiver when acting as such	1.00	The search docket

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order amends the Supreme Court Fees Order (Northern Ireland) 1991 to take account of the Insolvency (Northern Ireland) Order 1989 which comes into operation on 1st October 1991.

The Order revises the fees to be paid in the Bankruptcy and Companies Office under Section 4 of the 1991 Order so as to:—

- (a) introduce new fees for commencing proceedings under the 1989 Order and the Companies (Northern Ireland) Order 1986 (as amended by the 1989 Order);
- (b) introduce a fee to be paid on the hearing of a public examination;
- (c) introduce a fee to be paid on sealing an application to set aside a statutory demand;
- (d) introduce a fee to be paid on sealing any other originating application not otherwise provided for;
- (e) introduce a fee to be paid on any other application; and
- (f) provide a fee for any search in the Office.

The Order also retains those of the previous fees which are to be payable in respect of proceedings which, by virtue of the transitional provisions in the 1989 Order, will continue under the Bankruptcy Acts (Northern Ireland) 1857 to 1980.

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These Orders have been exempted from printing by the Statutory Rules (Northern Ireland) Order 1979. Summaries are given in the List of Statutory Rules (Northern Ireland) Order 1979. Summaries are given in the List of Statutory Rules of a Local Character under the heading ROADS.