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STATUTORY RULES OF NORTHERN IRELAND

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**1996 No. 283**

**The Rules of the Supreme Court (Northern Ireland) (Amendment No. 3) 1996**

**Citation, commencement and interpretation**

1.—(1) These Rules may be cited as the Rules of the Supreme Court (Northern Ireland) (Amendment No. 3) 1996 and shall come into operation on 1st September 1996.

(2) In these Rules any reference to an Order by number means the Order so numbered in the Rules of the Supreme Court (Northern Ireland) 1980(1).

**Costs**

2. Order 62 shall be amended as follows—

(1) By substituting in rule 18(3) for the sum “£8·00” the sum “£9·25”;

(2) By substituting in Appendix 3—

(a) for Table A (BASIC COSTS) in Part I the following Table:

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	“Amount to be allowed in cases under following sub-paragraphs of paragraph 1 of this Appendix		
	(a) £ p	(b) £ p	(c) £ p
If the amount recovered is—	61·25	80·75	142·00
not less than £600 but less than £2,000—			
(i) where the writ was served by post			
(ii) where the writ was served on the defendant personally	69·00	87·00	149·00
not less than £2,000	69·00	89·25	149·00
but less than £3,000—			
(i) where the writ was served by post			

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*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

	“Amount to be allowed in cases under following sub-paragraphs of paragraph 1 of this Appendix		
	(a) £ p	(b) £ p	(c) £ p
(ii) where the writ was served on the defendant personally	75·75	94·50	156·00
not less than £3,000	89·25	129·00	184·00”

(b) for Table B (Additional Costs) in Part I the following Table:

	“(i)	(ii)
(1)	9·50	12·25
(2)	22·25	47·75
(a) (3)	34·50	61·25
(b) (3)	40·50	69·00
(4)	16·25	18·25
(5)	16·25	18·25
(6)	12·25	22·25”

(c) in paragraph 1 of Part III for the sum of “£7·50” the sum of “£8·50”;

(d) in paragraph 2 of Part III for the sum of “£26·50” the sum of “£35·00”;

(e) in paragraph 3 of Part III for the sum of “£11·50” the sum of “£13·00”.

(3) By inserting after rule 32 the following new rule—

#### “Short Form Taxation

**32A.**—(1) Where the professional charges have been agreed between the parties and one or more items of disbursement remain in dispute, the Taxing Master may conduct a taxation in accordance with this rule (hereinafter referred to as “short form taxation”).

(2) This rule shall not apply to any taxation under Schedule 2 to the Legal Aid and Assistance (Northern Ireland) Order 1981.

(3) Rule 29 shall apply to a short form taxation subject to the following modifications of sub-paragraphs 7(c) and (d);

(a) the bill of costs shall be in Form 1 (Application for Short Form Taxation) in Appendix 4 to this Order; and

(b) unless the Taxing Master otherwise orders, only those papers and vouchers relevant to the items in dispute shall be lodged in the Supreme Court Taxing Office.

(4) Nothing in Rule 27(3) or, with the exception of paragraphs (4) and (5) of Rule 30, in Rules 30 to 32 shall apply to a short form taxation.

(5) Where a party has begun proceedings in accordance with this rule, the proper officer shall enter the proceedings for taxation in a list kept for the purposes of this rule and shall forthwith give notice of the day and time appointed for the taxation of the party whose costs are to be taxed.

(6) The party whose costs are to be taxed under this rule shall, not less than four days before the day appointed for the taxation, send a copy of Form 1 to every other party entitled to be heard on the taxation with a notice of the day and time appointed for the taxation.”;

(4) By adding after Appendix 3 the new Appendix set out in Schedule 1 to these rules.

**Trade Marks Act 1994**

3. For Order 100 there shall be substituted the new Order set out in Schedule 2 to these rules.

*Brian Hutton  
R. D. Carswell  
J. M. Nicholson  
Anthony Campbell  
Hugh P. Kennedy  
Patrick Coghlin  
Tony Caher*

Dated 27th June 1996.

I concur

Dated 15th July 1996.

*Mackay of Clashfern, C.*