



Solicitors Act 1974

1974 CHAPTER 47

PART III

REMUNERATION OF SOLICITORS

Contentious business

64 Form of bill of costs for contentious business.

- (1) Where the remuneration of a solicitor in respect of contentious business done by him is not the subject of a contentious business agreement, then, subject to subsections (2) to (4), the solicitor's bill of costs may at the option of the solicitor be either a bill containing detailed items or a gross sum bill.
- (2) The party chargeable with a gross sum bill may at any time—
 - (a) before he is served with a writ or other originating process for the recovery of costs included in the bill, and
 - (b) before the expiration of three months from the date on which the bill was delivered to him,require the solicitor to deliver, in lieu of that bill, a bill containing detailed items; and on such a requirement being made the gross sum bill shall be of no effect.
- (3) Where an action is commenced on a gross sum bill, the court shall, if so requested by the party chargeable with the bill before the expiration of one month from the service on that party of the writ or other originating process, order that the bill be [^{F1}assessed].
- (4) If a gross sum bill is [^{F2}assessed], whether under this section or otherwise, nothing in this section shall prejudice any rules of court with respect to [^{F3}assessment], and the solicitor shall furnish the [^{F4}costs officer] with such details of any of the costs covered by the bill as the [^{F4}costs officer] may require.

Changes to legislation: There are currently no known outstanding effects for the Solicitors Act 1974, Section 64. (See end of Document for details)

Textual Amendments

- F1** Word in s. 64(3) substituted (1.1.2010) by Legal Services Act 2007 (c. 29), ss. 177, 211, **Sch. 16 para. 60(a)** (ss. 29, 192, 193); S.I. 2009/3250, **art. 2(f)(ii)** (with art. 9)
- F2** Word in s. 64(4) substituted (1.1.2010) by Legal Services Act 2007 (c. 29), ss. 177, 211, **Sch. 16 para. 60(b)(i)** (ss. 29, 192, 193); S.I. 2009/3250, **art. 2(f)(ii)** (with art. 9)
- F3** Word in s. 64(4) substituted (1.1.2010) by Legal Services Act 2007 (c. 29), ss. 177, 211, **Sch. 16 para. 60(b)(ii)** (ss. 29, 192, 193); S.I. 2009/3250, **art. 2(f)(ii)** (with art. 9)
- F4** Words in s. 64(4) substituted (1.1.2010) by Legal Services Act 2007 (c. 29), ss. 177, 211, **Sch. 16 para. 60(b)(iii)** (ss. 29, 192, 193); S.I. 2009/3250, **art. 2(f)(ii)** (with art. 9)

Modifications etc. (not altering text)

- C1** S. 64 extended (1.1.1992) by Administration of Justice Act 1985 (c. 61, SIF 34), s. 9, **Sch. 2 para. 22(2)**; S.I. 1991/2683, **art. 2**
S.64 extended (22.5.2000) by S.I. 2000/1119, regs. 1, 37(3), **Sch. 4 para. 7(2)**
- C2** Ss. 64-67 applied (with modifications) (23.12.2011) by The Legal Services Act 2007 (Designation as a Licensing Authority) (No. 2) Order 2011 (S.I. 2011/2866), art. 1(2), Sch. 1 paras. 1, 3, 5

Changes to legislation:

There are currently no known outstanding effects for the Solicitors Act 1974, Section 64.