

1982 No. 1708 (L.30)
MATRIMONIAL CAUSES
SUPREME COURT OF ENGLAND AND WALES
COUNTY COURTS

The Matrimonial Causes Fees (Amendment) Order 1982

Made - - - 23rd November 1982

Coming into Operation 20th December 1982

The Lord Chancellor, in exercise of the powers conferred on him by section 51 of the Matrimonial Causes Act 1973(a) and with the concurrence of the Treasury, hereby makes the following Order:—

1. This Order may be cited as the Matrimonial Causes Fees (Amendment) Order and shall come into operation on 20th December 1982.
2. Schedule 1 to the Matrimonial Causes Fees Order(b) (“the 1980 Order”) shall be amended as follows:—
 - (a) Under fee 1 (ii) (presentation of petition) the figure “£40” shall be substituted for the figure “£35”.
 - (b) Under fee 2 (application for ancillary relief), the figure “£12” shall be substituted for the figure “£10”.
3. Schedule 2 to the 1980 Order shall be amended as follows:—
 - (a) Under fee 1 (service), the following shall be inserted after the words “Attachment of Earnings Act 1971”:
“(d) an order made under County Court Order 25, Rule 3(4)”.
 - (b) Under fee 2 (enforcement)—
 - (i) in paragraph (ii)(a) the words “Rule 3 or 4” shall be substituted for “Rule 2 or 3”, and the figure “£5” shall be substituted for the figure “£1”;
 - (ii) paragraph (ii)(b) and the figure “£3” shall be omitted;
 - (iii) in paragraph (iii) (garnishee proceedings), the figure “£10” shall be substituted for the words from “For every £2” to “Maximum fee, £10”;

(a) 1973 c.18.

(b) S.I. 1980/819, as amended by S.I. 1981/1515.

- (iv) note (2) shall be omitted;
- (v) paragraph (vi) (attachment of earnings application to secure maintenance) shall be omitted.

4. Schedule 3 to the 1980 Order shall be amended as follows:—

- (a) Under fee 2(i) (sealing a writ of execution), the figure “£6” shall be substituted for the figure “£5”.
- (b) Fee 2(iv) (attachment of earnings) shall be omitted.
- (c) Under fee 2(v), the figure “£10” shall be substituted for the figure “£5”.

Hailsham of St Marylebone, C.

Dated 19th November 1982.

*J. A. Cope,
P. L. Brooke,*

Two of the Lords Commissioners
of Her Majesty's Treasury.

Dated 23rd November 1982.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order increases some of the fees charged in matrimonial proceedings, in particular, the fees for the issue of a petition and on an application for ancillary relief.

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