

## SCHEDULE 5

Regulation 10

## Experts' fees and rates

1. Subject to paragraph 2, where the expert service is of a type listed in the Table, the Lord Chancellor must pay remuneration to the provider for the expert service at the fixed fees or at rates not exceeding the rates set out in the Table.

**Table**

<i>Expert</i>	<i>Non-London - Hourly Rate unless stated to be a Fixed Fee</i>	<i>London - Hourly Rate unless stated to be a Fixed Fee</i>	<i>Comments</i>
A&E consultant	£126	£135	
Accident reconstruction	£90	£68	
Accountant	£50 - £135	£50 - £144	Partner £144, Manager £108, Accountant £80, General staff £50
Anaesthetist	£135	£135	
Architect	£99	£90	
Cardiologist	£144	£144	
Cell telephone site analysis	£90	£90	
Child psychiatrist	£135	£135	
Child psychologist	£126	£126	
Computer expert	£90	£90	
Consultant engineer	£90	£68	
Dentist	£117	£117	
Dermatologist	£108	£108	
Disability consultant	£68	£68	
DNA-testing of sample	£315 per test	£315 per test	
DNA-preparation of report	£90	£90	
Doctor (GP)	£99	£90	
Employment consultant	£68	£68	
Enquiry agent	£32	£23	
ENT surgeon	£126	£126	
General surgeon	£135	£90	
Geneticist	£108	£108	

*Status: This is the original version (as it was originally made).*

<i>Expert</i>	<i>Non-London - Hourly Rate unless stated to be a Fixed Fee</i>	<i>London - Hourly Rate unless stated to be a Fixed Fee</i>	<i>Comments</i>
GP (records report)	£63 fixed fee	£90 fixed fee	
Gynaecologist	£135	£90	
Haematologist	£122	£90	
Handwriting expert	£90	£90	
Interpreter	£32	£25	
Lip reader/Signer	£72	£41	
Mediator	£126	£126	
Medical consultant	£135	£90	
Medical microbiologist	£135	£135	
Meteorologist	£126	£180 fixed fee	
Midwife	£90	£90	
Neonatologist	£135	£135	
Neurologist	£153	£90	
Neuropsychiatrist	£158	£90	
Neuroradiologist	£171	£171	
Neurosurgeon	£171	£90	
Nursing expert	£81	£81	
Obstetrician	£135	£135	
Occupational therapist	£68	£68	
Oncologist	£140	£140	
Orthopaedic surgeon	£144	£144	
Paediatrician	£135	£90	
Pathologist	£153	£540 fixed fee	
Pharmacologist	£122	£122	
Photographer	£32	£23	
Physiotherapist	£81	£81	
Plastic surgeon	£135	£135	
Process server	£32	£23	
Psychiatrist	£135	£135	
Psychologist	£117	£117	
Radiologist	£135	£135	
Rheumatologist	£135	£135	
Risk assessment expert	£63	£63	

<i>Expert</i>	<i>Non-London - Hourly Rate unless stated to be a Fixed Fee</i>	<i>London - Hourly Rate unless stated to be a Fixed Fee</i>	<i>Comments</i>
Speech therapist	£99	£99	
Surveyor (non housing-disrepair)	£50	£50	
Surveyor (housing-disrepair)	£85	£115	
Telecoms expert	£90	£90	
Toxicologist	£135	£135	
Urologist	£135	£135	
Vet	£90	£90	
Voice recognition	£117	£90	

### **Exceptional circumstances**

2.—(1) The Lord Chancellor may increase the fixed fees or rates set out in the Table after paragraph 1 if the Lord Chancellor considers it reasonable to do so due to exceptional circumstances.

(2) In sub-paragraph (1), “exceptional circumstances” mean that the expert’s evidence is key to the client’s case and either—

- (a) the complexity of the material is such that an expert with a high level of seniority is required; or
- (b) the material is of such a specialised and unusual nature that only very few experts are available to provide the necessary evidence.

### **Payment of expert services of a type not listed in the Table after Part 1**

3. Where the expert service is of a type not listed in the Table after paragraph 1, in considering the rate at which to fund the expert service the Lord Chancellor—

- (a) must have regard to the rates set out in the Table after paragraph 1; and
- (b) may require a number of quotes for provision of the service to be submitted to the Lord Chancellor.

### **General provisions relating to experts**

4.—(1) The costs and expenses relating to experts listed at sub-paragraph (2) are not payable by the Lord Chancellor.

(2) The costs and expenses are—

- (a) any administration fee charged by an expert, including (but not limited to)—
  - (i) a fee in respect of office space or provision of a consultation room;
  - (ii) a fee in respect of administrative support services, such as typing services;
  - (iii) a fee in respect of courier services;
  - (iv) a subsistence fee; and
- (b) any cancellation fee charged by an expert, where the notice of cancellation was given to the expert more than 72 hours before the relevant hearing or appointment.

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5. The maximum amount that the Lord Chancellor may pay as a disbursement in respect of an expert's vehicle mileage is £0.45 per mile.

6. The maximum amount that the Lord Chancellor may pay as a disbursement in respect of an expert's travel time is £40 per hour.