

SCHEDULE 7

PART 69

COURT'S POWER TO APPOINT A RECEIVER

Receiver's remuneration

- 69.7.**—(1) A receiver may only charge for his services if the court—
- (a) so directs; and
 - (b) specifies the basis on which the receiver is to be remunerated.
- (2) The court may specify—
- (a) who is to be responsible for paying the receiver; and
 - (b) the fund or property from which the receiver is to recover his remuneration.
- (3) If the court directs that the amount of a receiver's remuneration is to be determined by the court—
- (a) the receiver may not recover any remuneration for his services without a determination by the court; and
 - (b) the receiver or any party may apply at any time for such a determination to take place.
- (4) Unless the court orders otherwise, in determining the remuneration of a receiver the court shall award such sum as is reasonable and proportionate in all the circumstances and which takes into account—
- (a) the time properly given by him and his staff to the receivership;
 - (b) the complexity of the receivership;
 - (c) any responsibility of an exceptional kind or degree which falls on the receiver in consequence of the receivership;
 - (d) the effectiveness with which the receiver appears to be carrying out, or to have carried out, his duties; and
 - (e) the value and nature of the subject matter of the receivership.
- (5) The court may refer the determination of a receiver's remuneration to a costs judge.