

## SCHEDULE 1

### PART II

#### *III—FIXED PERCENTAGE INCREASE IN ROAD TRAFFIC ACCIDENT CLAIMS*

##### **Assessment of alternative percentage increase**

**45.19.**—(1) This rule applies where the percentage increase of fees is assessed under rule 45.18(4).

(2) If the percentage increase is assessed as greater than 20% or less than 7.5%, the percentage increase to be allowed shall be that assessed by the court.

(3) If the percentage increase is assessed as no greater than 20% and no less than 7.5%—

(a) the percentage increase to be allowed shall be 12.5%; and

(b) the costs of the application and assessment shall be paid by the applicant.