1982 No. 138

SUPREME COURT PROCEDURE

The Rules of the Supreme Court (Northern Ireland) (Amendment) 1982

Made . . . . . *26th April 1982*

Coming into operation . . . *1st June 1982*

To be laid before Parliament

We, the Northern Ireland Supreme Court Rules Committee, being the authority having for the time being power under section 55 of the Judicature (Northern Ireland) Act 1978(a) to make, amend or revoke rules regulating the pleading, practice and procedure of the Supreme Court of Judicature of Northern Ireland, hereby with the concurrence of the Lord Chancellor exercise those powers as follows:

1.—(1) These Rules may be cited as the Rules of the Supreme Court (Northern Ireland) (Amendment) 1982 and shall come into operation on 1st June 1982.

(2) In these Rules an Order referred to by number means the Order so numbered in the Rules of the Supreme Court (Northern Ireland) 1980(b).

2. Appendix 3 to Order 62 shall be amended as follows:—

(*a*) For the figures "£350" and "£1,200", wherever they appear, there shall be substituted the figures "£600" and "£3,000" respectively.

(*b*) In Part I—

(i) in paragraph 1, for the words "1st January 1981" there shall be substituted the words "1st June 1982" and for the words "rule 2(1)(*b*)" there shall be substituted the words "rule 2(*b*)";

(ii) for Table A (Basic Costs) there shall be substituted the following Table:—

"A. BASIC COSTS

If the amount recovered is—	*Amount to be allowed in cases under following sub-paragraphs of paragraph 1 of this Appendix—* (a) £ p	(b) £ p	(c) £ p
not less than £600 but less than £2,000 —			
(i) where the writ was served by post	33.00	43.00	76.00
(ii) where the writ was served on the defendant personally	36.00	46.00	79.00
not less than £2,000 but less than £3,000 —			
(i) where the writ was served by post	36.00	46.00	79.00
(ii) where the writ was served on the defendant personally	39.00	49.00	82.00
not less than £3,000	50.00	70.00	100.00

(a) 1978 c. 23

(b) S.R. 1980 No. 346; relevant amending instruments are S.R. 1980 No. 433 and S.R. 1981 No. 166

(iii) Table B (Additional Costs) shall be amended by substituting for the figures shown in columns (i) and (ii) the following figures:—

	(i)	(ii)
(1)	5.50	6.50
(2)	12.00	25.00
(3)(a)	18.50	34.00
(b)	22.00	37.50
(4)	8.00	9.00
(5)	8.00	9.00
(6)	7.00	12.00

(iv) The paragraph following Table B and commencing with the words "Nothing in this paragraph shall apply" shall be deleted and the following substituted:

"3. Nothing in the preceding provisions of this Part shall apply in relation to a writ of summons issued before 1st June 1982, unless judgment in default of appearance or default of defence or under Order 14 is obtained after that date."

Dated 23rd April 1982.

Lowry
J. B. E. Hutton
R. D. Carswell
J. J. Sheil
Owen Catchpole
James McFarland

I concur,

Hailsham of St. Marylebone, C.

Dated 26th April 1982

EXPLANATORY NOTE

(This note is not part of the Rules.)

These Rules amend the Rules of the Supreme Court (Northern Ireland) 1980 so as to revise the fixed costs which may be allowed under Appendix 3 to Order 62.