

GREFFE  
ROYAL COURT  
16 SEP 1993  
GUERNSEY

Guernsey Statutory Instrument 1993 No. 21

Board of Employment, Industry and Commerce

THE INDUSTRIAL DISPUTES (RECOVERABLE COSTS)  
ORDER, 1993

Made .13th. September..... 1993

Laid before the States 27th. October.... 1993

Coming into force .1st. October..... 1993

Under the powers conferred upon it by paragraph 26 of the Schedule to the Industrial Disputes and Conditions of Employment (Guernsey) Law, 1993, and in exercise of all other powers enabling it in that behalf, the Board hereby makes the following Order for the purposes of the said paragraph 26-

Maximum costs which may be awarded by Tribunal.

1. Where the Tribunal, in relation to a hearing before it of an industrial dispute, orders that the whole or any part of the costs of the hearing shall be paid by one or more of the parties to the hearing or by the States, the maximum amount of costs which may be recovered by the person in whose favour the award was made shall be as hereinafter provided.

Costs for Advocates.

2. The maximum costs which may be recovered by a party in respect of the costs, fees and expenses of his Advocate-

- (a) for attending the client, taking instructions and writing and perusing correspondence and other documents, shall be £200;

- (b) for attending and taking proof of witnesses, shall be £50 per hour;
- (c) for consultation with the client prior to the hearing of the dispute, shall be £200;
- (d) for preparing notes of facts and arguments and for preparing generally for the hearing, shall be £200;
- (e) for the hearing of the dispute by the Tribunal, shall be £50 per hour.

Witness costs.

3. The maximum costs which may be recovered by a party in respect of the costs, fees and expenses of a witness-

- (a) for travelling and accommodation expenses, shall be as necessarily incurred but not exceeding £75 per day;
- (b) for loss of earnings, shall be as necessarily incurred but not exceeding £75 per day;
- (c) where the witness is an expert witness, shall be-
  - (i) £50 per hour, for attending to give expert evidence; and
  - (ii) £500, for work in connection with the preparation of such evidence.

Summons costs.

4. The costs which may be recovered by the States of Guernsey in respect of the issue of each witness summons shall be £15.

Parties' costs.

5. The maximum costs which may be recovered by a party in respect of his costs and expenses incurred in presenting his submissions to the hearing shall be £100 per day.

Administrative costs.

6. The maximum costs which may be recovered by the States of Guernsey in respect of the costs and expenses incurred in connection with the holding and conduct of the hearing (other than the costs, fees and expenses of the Chairman) shall be £500 per day.

Chairman's costs.

7. The maximum costs which may be recovered by the States of Guernsey in respect of the costs, fees and expenses of the Chairman of the Tribunal shall be £500 for each day of the hearing.

Interpretation.

8. The provisions of the Interpretation (Guernsey) Law, 1948(a) shall apply to the interpretation of this Order as they apply to the interpretation of an enactment.

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(a) Ordres en Conseil Vol.XIII, p.355.

Commencement.

9. This Order shall come into force on the day of \_\_\_\_\_ 1993.

Citation.

10. This Order may be cited as the Industrial Disputes (Recoverable Costs) Order, 1993.

Signed .....  


D. Evans  
President (for and on behalf of the Board).

Date ..13<sup>th</sup> September 1993.....

EXPLANATORY NOTE

This order prescribes the maximum amounts of Advocates' costs, witness costs and other costs which may be awarded by the Industrial Disputes Tribunal in favour of any party to proceedings before it.