

*The 14th September, 1946, before Ambrose James Sherwill, Esquire, C.B.E., M.C., Bailiff; present, etc.:*

**Matrimonial Causes (Costs and Court Fees)  
Ordinance (1946).**

THE COURT, by virtue of the provisions of section (1) of Article 69 of the Matrimonial Causes Law (Guernsey) 1939, hereinafter referred to as "the principal Law") and having heard the conclusions of His Majesty's Comptroller, has ordered and hereby orders as follows:—

Matrimonial  
Causes—  
Costs and  
fees

In all matrimonial causes save those in respect of which the Court of Alderney or the Court of Sark has exclusive original jurisdiction there shall be paid by way of costs and Court fees the sums set out in the Schedule hereto.

Such sums shall be paid to the persons specified in the Schedule hereto, and shall be paid, subject to any award of costs made by the Court by virtue of Article 68 of the principal Law, and subject to any regulations made by the Royal Court by virtue of Article 7 of the principal Law, by the person or persons at whose request the matters in respect of which such sums become payable were carried out:

PROVIDED that nothing in this Ordinance contained shall be construed as limiting the right of any person or body other than the Court, His Majesty's Greffier or His Majesty's Sergeant, to waive the payment to such body or person of any sum or sums which but for such waiver would be payable by virtue of the provisions of this Ordinance.

And the Court has further ordered that a copy of this Ordinance shall be sent by His Majesty's Greffier to the Judge of Alderney and to the Seneschal of Sark to be registered on the records of those islands.

## SCHEDULE

## COURT FOR MATRIMONIAL CAUSES

## SCALE OF COSTS, FEES AND CHARGES

*Answer: settling:—*

Advocate £2.

if containing cross-petition, settling:—

Advocate £3.

*Appeal or Cross-Appeal:*

hearing of, first half-day:—

Court 10/-; Greffier 10/-; Advocate £5.

hearing of, for each additional half-day:—

Advocate £3.

notice of, settling:—

Advocate 10/-.

notice of, memorandum of, entering:—

Greffier 2/6d.

*Appearance: entry of:—*

Greffier 2/6d.

notice of, to every opposite party--each notice:--

Sergeant 2/6d.; Advocate 7/6d.

settling, memorandum of:—

Advocate 5/-.

*Applications: (including applications to vary or modify an order given, on any issue, other than for*

(i) contributions for support;

(ii) variations of settlements;

(iii) care of children),

settling:—

Advocate 10/-.

hearing:—

Court 5/-; Greffier 5/-; Advocate 10/-.

order:—

Greffier 5/-.

*Cause or Issue:*

setting down:—

Greffier 2/6d.; Advocate 5/-.

hearing of, defended:—

first half-day, Court 10/-, Greffier 10/-,  
Advocate £5; for each additional half-  
day, Advocate £3.

hearing of, undefended:—

Court 5/-, Greffier 5/-, Advocate £3.

*Children:* application for care of,

settling:—

Advocate £1.

hearing:—

Court 5/-, Greffier 5/-.

hearing (for each hour or part of an hour):—

Advocate £1.

counsel separately representing the children of  
the marriage (for each hour or part of an  
hour):—

Advocate £1.

order:—

Greffier 5/-.

*Commission:* issue of:—

Greffier £1.

*Declarations,* sworn:

settling:—

Advocate 10/-.

swearing:—

Body or person administering oath 5/-, (or  
appropriate fee if sworn elsewhere than in  
the Island of Guernsey)

examination by the Court of person who should  
have made:—

Court 2/6d., Greffier 2/6d., Advocate £1.

*Decree:* drafting:—

Greffier 10/-.

sealed copy, issuing:—

Greffier 5/-.

certified copy, issuing:—

Greffier 5/-.

*Discretion Statement:*

settling:—

Advocate 10/-.

lodging:—

Greffier 2/6d.

*Documents, examined copies (folio—72 words):*

typed and examined, per folio (minimum 2/6d.):—

Greffier 1/-.

examined only, per folio:—

Greffier 6d.

making copies, per folio:—

Advocate 1/-.

producing, per attendance:—

Advocate 7/6d.

*Document, other than a petition:*

filing:—

Greffier 2/6d.

*Guardian, to Minor or person of unsound mind:*

appointment of:—

Court 2/6d., Greffier 2/6d., Advocate 10/-.

*Interrogatories:*

settling:—

Advocate £1.

answer to, settling:—

Advocate £1.

*Judicial Separation, Rescission of:*

settling declaration:—

Advocate 10/-.

witnessing:—

Greffier 5/-.

*Medical Inspections of Parties:*

attendance identifying:—

Advocate £1.

minute of identification of parties, signing:—

Advocate 5/-.

filing of:—

Greffier 2/6d.

supplying copy of:—

Greffier 5/-.

fee per person for examination and report:—

Doctor—minimum 3 guineas.

maximum 5 guineas.

*Notices, Public*, in La Gazette Officielle, in addition to cost of publication:—

Greffier 5/-.

*Notices* for which no fee otherwise laid down, including notices to produce documents:

settling:—

Advocate 10/-.

*Order*, final:

drafting:—

Greffier 10/-.

*Petition*:

settling:—

Advocate £3.

filing:—

Greffier 5/-.

*Petition*, supplemental:

settling:—

Advocate £2.

filing:—

Greffier 2/6d.

*Pleadings*, other than petition or answer:

settling:—

Advocate £1.

particulars of pleadings, application for:—

Advocate £1.

particulars of pleadings, settling:—

Advocate £1.

ments to:

settling:—

Advocate £1.

*Search:*

Greffe:—

Greffier 2/6d., Advocate 5/-.

*Service* of any document, in addition to out-of-pocket expenses:—

Sergeant 2/6d.

certificate of:—

Sergeant 1/-.

*Service*, substituted:

settling advertisement:—

Advocate 10/-.

*Service* abroad, request for:

settling form of:—

Advocate 10/-.

sealing document to be served:—

Greffier 2/6d.

translation of document to be served:—

Advocate 10/-

transmission to H.E. the Lieutenant-Governor:

Sergeant 2/6d.

*Settlements*, application for variation of:

settling:—

Advocate £2.

hearing:—

Court 5/-, Greffier 5/-.

hearing (for every hour or part of an hour):—

Advocate £1.

counsel separately representing the children of the marriage (for each hour or part of an hour):—

Advocate £1.

order:—

Greffier 5/-.



A party having engaged two Advocates may apply to the Court at the hearing for costs for two Advocates to be awarded and should the Court grant the application the costs in respect of the second Advocate shall be a sum equal to two-thirds of the amount in respect of the first Advocate.

In the event of the Court not awarding costs of two Advocates, the costs of one Advocate only shall be charged.