

**The Court of Appeal (Civil Division) (Costs and Fees)
(Guernsey) (Amendment) Rules, 2018 No.92**

THE BAILIFF OF GUERNSEY, in exercise of the powers conferred upon him by sections 18(2) and 44 of the Court of Appeal (Guernsey) Law, 1961^a, hereby orders:-

Amendment of Principal Rules.

1. The Court of Appeal (Civil Division) (Costs and Fees) (Guernsey) Rules, 2012^b (the "Principal Rules") are amended as follows.

2. In rule 3 of the Principal Rules -

(a) in paragraph (2), for "£253" substitute "£268", and

(b) in paragraph (3), for "2018" substitute "2020".

3. For the Schedule to the Principal Rules, substitute the following Schedule -

^a Ordres en Conseil Vol. XVIII, p. 315; Order in Council No. III of 2012; Ordinance No. XXXIII of 2003.

^b G.S.I. No. 66 of 2012; amended by G.S.I. No. 18 of 2015; G.S.I. No. 54 of 2016.

"SCHEDULE

Rule 2

1. DESCRIPTION OF PROCEEDING OR MATTER	2. FEES PAYABLE TO COURT, REGISTRAR OR SERGEANT
1. Setting down appeal or filing of application for leave to appeal. Including an application for leave to appeal to the Judicial Committee of the Privy Council	Registrar: £312.
2. Lodging of consolidated bundle.	Registrar: £ 247.
3. Preparatory reading by a judge and writing of judgment in respect of any proceedings. No fee shall be payable for the first hour of such reading time or the first hour of such writing time.	Court: The Court retains discretion to charge £176 per hour or part thereof (in excess of the first hour).
4. Preparatory arrangements relating to the attendance of judges for the hearing of the appeal or hearing of any application.	Court: In the event that the hearing or application does not take place for whatever reason, the Court retains discretion to charge for actual non recoverable travel and accommodation costs incurred and all incidental and ancillary costs relating thereto.
5. Hearing of applications to Court (where three judges are sitting), including determination of an application on the papers.	Court: £916 per hour or part thereof, provided however that a reduced fee of £461 shall be payable if a hearing takes less than 30 minutes in total.
6. Hearing of applications to single judge or to	Court: £312 per hour or part

presiding judge of court below, including determination of an application on the papers.	thereof.
7. Hearing of appeal.	Court: £916 per hour or part thereof.
8. Personal service of notices or other documents.	Sergeant: £176 for expedited or special service at request of Advocate or in cases where acknowledgement of service required; £55 otherwise.
9. Certificate of service.	Sergeant: £27.
10. Preparation of official transcript.	Registrar: £10 per A4 side or part thereof.
11. Copy of whole or any part of official transcript.	Registrar: £1.50 per A4 side or part thereof.
12. Photocopying of documents	Registrar: £0.50 per A4 side
13. (a) Listening to original magnetically taped recording of proceedings (reel to reel or part thereof).	Registrar: £53 per hour or part thereof during which access to the recording is granted.
(b) Listening to digital recording of proceedings.	Registrar: £33 per hour or part thereof.
(c) Provision of CD recordings of hearings.	Registrar £72.
14. Taxation proceedings:	

<p>(a) Filing of request for taxation or of request for further time for submission of request for taxation.</p> <p>(b) Filing of Points of Dispute by paying party.</p> <p>(c) Filing of Response by receiving party.</p> <p>(d) Fixing of date for taxation hearing.</p> <p>(e) Preparatory reading by a judge and writing of judgment in respect of any proceedings, provided that no fee shall be payable for the first hour of such reading time or the first hour of such writing time.</p> <p>(f) Taxation hearing.</p> <p>(g) Other applications.</p>	<p>Registrar: £72.</p> <p>Registrar: £170.</p> <p>Registrar: £170.</p> <p>Court: £170.</p> <p>Court: £176 per hour or part thereof (in excess of the first hour).</p> <p>Court: £411 per hour or part thereof.</p> <p>Greffier: £132.</p>
<p>15. Video Conferencing</p> <p>(a) Video Conference booking fee.</p> <p>(b) Set-up and test video link.</p>	<p>Court: £60.</p> <p>Court: £176 Set-up and test video link, for the first 15 minutes (or part of), use of equipment and attendance of court officer.</p> <p>£33 subsequent 15 minutes (or part of) including use of equipment and attendance of court officer.</p> <p>Additional technical assistance will be charged at £72 per hour (or part thereof).</p> <p>Transmission costs will be charged cost.”.</p>

Transitional provisions.

4. These Rules shall have effect in relation to Court fees, Advocates' fees and other recoverable costs incurred (whether before, on or after the date of commencement specified in Rule 6) -

(a) in respect of any appeal commenced, but not finally determined or disposed of, before that date, and

(b) in respect of any appeal commenced on or after that date,

and for the purposes of this Rule an appeal shall be considered to have commenced when a notice of appeal or application preliminary to an appeal is delivered to the Registrar.

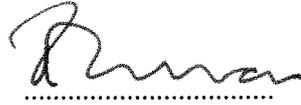
Citation.

5. These Rules may be cited as the Court of Appeal (Civil Division) (Costs and Fees) (Guernsey) (Amendment) Rules, 2018.

Commencement.

6. These Rules shall come into force on the 1st January, 2019.

Dated this 14th day of December, 2018

A handwritten signature in black ink, appearing to read 'R. Collas', written in a cursive style. Below the signature is a horizontal dotted line.

R.J. Collas
Bailiff of Guernsey