



FEES AND DUTIES ACT 1989

HIGH COURT FEES ORDER 2010

Approved by Tynwald 2010

Coming into operation 6th April 2010

The Treasury makes this Order under section 1 of the Fees and Duties Act 1989¹.

1 Title

This is the High Court Fees Order 2010.

2 Commencement

If approved by Tynwald² this Order comes into operation on 6th April 2010.

3 High Court Fees

- (1) For each of the numbered matters set out in the Schedule the fee set out in the final column in respect of each matter shall be chargeable, but subject to paragraph (2).
- (2) If it appears to the Chief Registrar that the payment of any fee specified in the schedule would, owing to the exceptional circumstances of the particular case or the parties to the case, involve undue hardship, the Chief Registrar may, upon receiving an application to do so, reduce or remit the fee in that case³.
- (3) This Order supersedes all previous Orders made under the Fees and Duties Act 1989 in respect of fees for which this Order makes provision

¹ 1989 c.12

² As required by section 1(4) of the Act

³ GC No. 250/90

4 Revocation

The High Court Fees Order 2009⁴ is revoked.

Made

2010

Minister for the Treasury

⁴ SD 407/09

Schedule

CIVIL DIVISION

1.	FEES PAYABLE IN SMALL CLAIMS PROCEDURE	£
1.1	Filing a claim for personal injuries	
	• Up to £300	15.00
	• £300.01 to £500	22.50
	• £500.01 to £1,000	32.50
	• £1,000.01 to £1,500	37.50
	• £1,500.01 to £3,000	42.50
	• £3,000.01 to £5,000	54.00
1.2	Filing a claim in any other case	
	• Up to £300	15.00
	• £300.01 to £500	22.50
	• £500.01 to £1,000	32.50
	• £1,000.01 to £1,500	37.50
	• £1,500.01 to £3,000	42.50
	• £3,000.01 to £5,000	54.00
	• £5,000.01 to £10,000	82.50
1.3	Filing of an application	23.00
2.	FEES PAYABLE IN SUMMARY PROCEDURE	
2.1	Filing a claim for personal injuries	
	• £5,000.01 to £100,000	82.50
2.2	Filing a claim in any other case	
	• £10,000.01 to £15,000	112.50
	• £15,000.01 to £50,000	180.00
	• £50,000.01 to £100,000	315.00
2.3	Filing of an application	23.00

3.	FEES PAYABLE IN ORDINARY PROCEDURE	£
3.1	Filing a claim for personal injuries <ul style="list-style-type: none"> • More than £100,000 	405.00
3.2	Filing a claim in any other case <ul style="list-style-type: none"> • £100,000.01 to £150,000 • £150,000.01 to £200,000 • £200,000.01 to £250,000 • £250,000.01 to £300,000 • more than £300,000 	405.00 495.00 585.00 675.00 765.00
3.3	Filing a claim for an unspecified amount	765.00
3.4	Filing a non-money claim	102.00
3.5	Filing of an application	57.00
4.	FEES PAYABLE IN CHANCERY PROCEDURE	
4.1	Filing a claim to wind up a company	156.50
4.2	Filing an application for Mental Health Receivership	102.00
4.3	Filing of any other claim	102.00
4.4	Filing of any other application	57.00
5.	FEES PAYABLE IN BANKRUPTCY MATTERS	
5.1	Distribution under Companies Act and Estate in Chancery and Bankruptcy Acts	67.00
5.2	Auditing Account of Trustees in Bankruptcy, Trustees under Deeds of Arrangement, the Representative of Insolvent Estates Administered by the court, and Liquidators under the Companies Act or the Industrial and Building Societies Acts 1982 to 1986	37.00

6.	FEES PAYABLE IN FAMILY BUSINESS	£
6.1	Filing an initial application or cross-application for divorce	135.00
6.2	Filing an application for a Non-Molestation or Occupation Order - fees payable separately except when filed simultaneously	102.00
6.3	Filing an application for an Order under the Hague Convention	102.00
6.4	Filing an application for an Adoption Order or a Wardship Order	102.00
6.5	Filing an application for hearing a contested divorce matter	102.00
6.6	Filing of any other application	57.00
7.	FEES PAYABLE IN PROBATE & ADMINISTRATION – TESTAMENTARY BUSINESS	
7.1	Settling a draft Testamentary application	34.00
7.2	Filing an application for probate of a Will or Letters of Administration where it is stated in the application that the gross estate in the Isle of Man:-	
	<ul style="list-style-type: none"> • Exceeds £2,800 but does not exceed £21,000 • Exceeds £21,000 but does not exceed £70,000 • Exceeds £70,000 but does not exceed £140,000 • Exceeds £140,000 but does not exceed £200,000 • Exceeds £200,000 	47.50 151.50 300.00 501.00 649.00
7.3	Filing a caveat	34.00

APPEAL DIVISION

8.	FEES PAYABLE IN STAFF OF GOVERNMENT MATTERS	£
8.1	Filing a Notice of Appeal in a civil matter	206.00
8.2	Filing a Notice of Appeal or making an application for a case started in a criminal matter.	206.00
8.3	Filing a Notice of Motion	206.00
9.	FEES PAYABLE IN MISCELLANEOUS MATTERS	
9.1	Application to pay into Court	6.30
9.2	Application for payment out of Court	6.30
9.3	Search of Indexes at General Registry if undertaken by staff (per year or part year)	3.70
9.4	Application for registration of an enduring power of attorney	30.00
9.5	Application for a search of the register of enduring powers of attorney	5.00

EXPLANATORY NOTE

(This note is not part of the Order)

- This Order, made under the Fees and Duties Act 1989, replaces the previous Order made in 2009.
- Due to the similarities in legislation in Civil proceedings and the existing fee charging methods in the England & Wales Courts, a policy has been adopted to structure this Order using a similar approach of proportionately linking the fee to the financial value of the claim, but to limit the increase on this occasion to 50% of the fees chargeable, where comparable, in England & Wales.
- All other fees, where there is no financial value, have been increased by approximately 2.83% (with an element of rounding), this being the increase in inflation as measured by the Isle of Man Retail Prices Index (RPI) since the fees were last revised in 2009.