

S^upreme Court Cost Rules

Supreme Court Cost Rules - Cost Variation from the Master's chambers.

The unit rate fixed under Part 1 of the Appendix to Order 63 of the Supreme Court Rules have been approved by the Chief Justice as of 1 January 1999 will be:

for a solicitor: \$16 per unit; and
for a clerk: \$ 8 per unit.

The figure arrived at was calculated by the Northern Territory Treasury in accordance with the requirements of the Part.

The following information is a list of variations of the composite scale applicable under the Appendix which shows the amounts chargeable for the years 1991 to 1999.

Also following is a similar list relating to the fixed costs payable in respect of Part 4 of the Appendix and a schedule of fees calculated as allowable to counsel on taxation in respect of those years.

Variation of Scales applicable Under Appendix to Order 63 of the Supreme Court Rules

As a result of an increase in the rate per unit referred to in Item 3 of Part 1 of the Appendix to Order 63 of the Supreme Court Rules and pursuant to Item 9 of Part 1 of that Appendix, the following new rates apply as from 1 January 1999.

PART 3 - COMPOSITE SCALE

	\$ 1991	\$ 1993	\$ 1994	\$ 1996	\$ 1999
1. Letters - (a) special	66	71	73	76	79
(b) ordinary	40	43	46	54	56
(c) circular	7	7	8	8	8
2. Drawing and engrossing -					
(a) court document					
(i) requiring skill	72	78	80	85	90
(ii) using form or standard document, or, in case of standard form of judgment, order, or the like	37	40	41	46	48
(b) other					
(i) requiring skill	20	22	23	23	24
(ii) not requiring skill	13	14	16	16	16
3. Engrossing a document drawn by someone other than the solicitor making the charge per unit	7	7	8	8	8
4. Telephone calls -					
(a) requiring skill	13	14	14	15	16
(b) not requiring skill	7	7	8	8	8
5. Making annexures, exhibits, enclosing notices of appointment and the like - per unit	7	7	8	8	8
6. Copying - per unit	7	7	8	8	8
7. Instructions to sue to Notice of Trial	922	993	1023	1064	1134
8. Instructions to defend to Notice of Trial	667	718	740	770	822
9. Application in a proceeding -					
(a) contested	590	635	654	682	727
(b) uncontested	472	508	524	545	582
10. Requiring discovery and inspection	354	381	393	409	436
11. Providing discovery and inspection	265	285	294	307	327
12. Seeking answers to interrogatories	407	438	451	470	502
13. Furnishing answers to interrogatories	422	454	468	498	531

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COURT NOTICES

Family Court of Australia

Synopsis of Family Court Research Projects

Copies of the synopsis are available by contacting Barry Smith, Research Analyst at the Family Court of Australia, GPO Box 9991, Canberra, ACT, 2601.

Office of Courts Administration

Principal Registrar - Magistrates Court

Please be advised that Jenny Thorning has been appointed as Principal Registrar of the Darwin Magistrates Court for the period 18 January - 15 July 1999.

Christopher Cox will be returning to the position of Sheriff of the Northern Territory from 18 January 1999

NOTICE

Australian Lawyer Newsletter

Please note that there will be no January 1999 edition of the *Australian Lawyer* newsletter. The next edition will be distributed in *Balance* in February 1999.



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PART 4 - FIXED COSTS

BASIC COSTS

	\$ 1991	\$ 1993	\$ 1994	\$ 1996	\$ 1999
Matter in respect of which charge is made					
1. Costs to be claimed on writ	365	393	405	409	436
In addition, stamp duty paid on filing the writ and on relevant copies etc.					
2. Costs on judgment in default of appearance					
a) where writ served by post:	472	508	524	545	582
b) where writ served by solicitor's clerk	532	573	591	614	655
c) where writ served by person other than solicitor's clerk	472	508	524	545	582
In addition -					
d) where more than one defendant - for each	12	13	13	15	16
e) the cost of stamp duty paid on filing the writ and on relevant copies or fees payable under Item 1 of the part of the Schedule to the Supreme Court Regulations referring to fees payable "In respect of all other proceedings in the Supreme Court" writ and on relevant copies					
f) where (c) applies, a reasonable amount paid for service					

ADDITIONAL COSTS

3. In addition to costs payable under Item 2 -					
a) costs in default of defence	60	65	67	68	73
b) where service out of jurisdiction is ordered and effected -					
i) in the case of service in the Commonwealth	178	192	198	205	218
ii) in the case of service overseas	236	254	262	273	291
c) where substituted service is ordered and effected -					
i) on only defendant	472	508	524	545	582
ii) where more than one defendant so served - in respect of each defendant served	60	65	67	68	73
iii) the reasonable fees incurred for any advertising required under an order for substituted service; and where a judgment is registered under the Service and Execution of Process Act - on entry of judgment	118	127	131	137	145
d) where leave to proceed is given under the service and Execution of Process Act - on entry of judgment	354	381	393	409	436

COMPOSITE FEES FOR WINDING UP OF COMPANIES

	15/7/93	From: 1/1/94	1/1/96	1/1/99
Composite fee for winding up order (not including disbursements)	1,700-00	1,800-00	1,900-00	1,950-00
Composite fee for appointment of provisional liquidator (not including disbursements and additional to the above)	750-00	800-00	800-00	850-00

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SOLICITORS' COSTS-RATE PER UNIT

The rates per unit applicable under paragraph 3 of Part 1 of the Appendix to the Supreme Court costs rules are as follows:

	From 1 January 1999						
	\$	\$	\$	\$	\$	\$	\$
	1988/89	1990	1991	1993	1994	1996	1999
1. For a Solicitor -	11	12	13	14	14	15	16
2. For his clerk -	6	7	7	7	8	8	8

INTEREST RATES ON JUDGMENT DEBTS

The applicable rates of interest from 1 September 1987 are as shown hereunder:

1/9/87	to	30/6/88	12.76% per annum
1/7/88	to	30/6/89	11.84%
1/7/89	to	30/6/90	13.5%
1/7/90	to	30/6/91	13.39%
1/7/91	to	30/6/92	11.05%
1/7/92	to	30/6/93	8.85%
1/7/93	to	30/6/94	7.4%
1/7/94	to	30/6/95	9.67%
1/7/95	to	30/6/96	9.21%
1/7/96	to	30/6/97	8.8%
1/7/97	to	30/6/98	7.05%
1/7/98	to	30/6/99	5.55%

COUNSELS' FEES

			From:
			1/1/97
			\$
			1/1/99
			\$
1. Court preparation and conferences - (Per hour)			
Up to	Junior	160-00	170-00
	Senior Junior	250-00	270-00
	Senior	400-00	430-00
2. Per day			
Up to	Junior	1,120-00	1,190-00
	Senior Junior	1,750-00	1,860-00
	Senior	2,800-00	2,980-00
3. Opinions			
Up to	Junior	480-00	510-00
	Senior Junior	750-00	780-00
	Senior	1,200-00	1,280-00
4. Drawing or Settling			
Up to	Junior	240-00	260-00
	Senior Junior	375-00	400-00
	Senior	600-00	640-00