

# **STATUTORY INSTRUMENTS**

**2022 No. ...**

## **The Judicature (Court Fees) (Amendment) Rules, 2022**

*(Under section 41(2)(e) of the Judicature Act, Cap. 13)*

IN EXERCISE of the powers conferred upon the Rules Committee by section 41(2) (e) of the Judicature Act, these Rules are made this ..... day of ..... 2022.

### **1. Title**

These Rules may be cited as the Judicature (Court Fees) (Amendment) Rules, 2022.

### **2. Amendment of rule 3 of S.I. 13-1**

The Judicature (Court Fees) Rules, are amended in rule 3 by substituting for the definition of court the following-

“ “ court” means the Supreme Court, the Court of Appeal, the High Court or a court constituted by or under the Magistrates Courts Act”.

### **3. Amendment of Schedule**

The Judicature (Court Fees) Rules, are amended in the Schedule by substituting for A and B in Part I, the following-

#### **“Part I**

#### **A – In civil matters**

		<b>Fee Shs.</b>
<b>1.</b>	<b>On filing a memorandum of appeal or application for review or revision</b>	<b>100,000</b>
<b>2.</b>	<b>Filing a plaint</b>	<b>1% of the value of the</b>

		<b>subject matter</b>
<b>3.</b>	<b>Filing any subsequent application</b>	<b>20,000</b>
<b>4.</b>	<b>Filing a defence</b>	<b>20,000</b>
<b>5.</b>	<b>Filing a counterclaim</b>	<b>1% of the value of the subject matter in the counter claim</b>
<b>6.</b>	<b>Filing a miscellaneous cause or originating summons</b>	<b>100,000</b>
<b>7.</b>	<b>Filing a suit for damages with unspecified amount</b>	<b>100,000</b>
<b>8.</b>	<b>Commissioning an affidavit</b>	<b>20,000</b>
<b>9.</b>	<b>Filing a bill of costs</b>	<b>20,000</b>
<b>10.</b>	<b>In any suit where it is impossible to estimate the value of the subject matter</b>	<b>100,000</b>
<b>11.</b>	<b>Extraction of a decree or order</b>	<b>20,000</b>
<b>12.</b>	<b>Application for execution</b>	<b>20,000</b>
<b>13.</b>	<b>Petition for divorce/judicial separation</b>	<b>100,000</b>
<b>14.</b>	<b>Any subsequent application arising from a petition for divorce or separation</b>	<b>20,000</b>
<b>15.</b>	<b>Application for probate or administration</b>	<b>20,000</b>
<b>16.</b>	<b>Application for court proceedings</b>	<b>100 shillings per page</b>
<b>17.</b>	<b>Lodging a caveat</b>	<b>20,000</b>
<b>18.</b>	<b>Election Petitions:</b>	
	<b>a) Presidential</b>	<b>2,000,000</b>
	<b>b) Parliamentary</b>	<b>1,000,000</b>
	<b>c) City Mayor</b>	<b>800,000</b>
	<b>d) LC V/IV</b>	<b>600,000</b>
	<b>e) District Mayors</b>	<b>600,000</b>
	<b>f) City Counsellors</b>	<b>600,000</b>

	<b>g) District Counsellors</b> <b>h) LC III</b> <b>i) LC II</b> <b>j) LC I</b>	<b>600,000</b> <b>200,000</b> <b>100,000</b> <b>40,000</b>
<b>19</b>	<b>Constitutional petitions</b>	<b>20,000</b>
<b>20</b>	<b>Applications where damages are specified</b>	<b>1% of the value of the Amount of damages sought.</b>
<b>21</b>	<b>Applications where damages are not specified</b>	<b>100,000</b>
<b>22</b>	<b>In any other matter not specified</b>	<b>20,000</b>

**B – In criminal matters**

<b>1.</b>	<b>On filing an appeal</b>	<b>20,000</b>
<b>2.</b>	<b>Filing an application for bail</b>	<b>20,000</b>
<b>3.</b>	<b>Application for proceedings</b>	<b>100 shillings per page</b>
<b>4.</b>	<b>For any other matter not specified</b>	<b>20,000</b>

