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**HIGH COURT OF LAGOS STATE (FEES) LAW – Laws**

CHAPTER H3(1)

**HIGH COURT OF LAGOS STATE (FEES) LAW**

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**CHAPTER H3(1)**

HIGH COURT OF LAGOS STATE (FEES) LAW – [L.S.L.N. 6 of 1991. L.S.L.N. 6 of 2001.]

A Law to prescribe fees payable in proceedings and allied matters in Lagos State High Court and for connected purposes.

[20th April, 2001]        [Commencement.]

1. Fees chargeable

(1)    The fees chargeable in all High Court proceedings and allied matters in the State High Court are as specified in the Rules set out in the Schedule to this Law.

(2)    The Rules may be cited as the High Court of Lagos State Fees Rules 2000.

1. Revocation of L.S.L.N. 1994

The High Court of Lagos State (Increase of Fees) Rules Cap. H3 Laws of Lagos State 1994 are revoked.

1. Citation and commencement

This Law may be cited as the High Court of Lagos State (Fees) Law and shall come into force on the 20th day of April 2001.

SCHEDULE OF FEES

Schedule A

Civil Summons

Fees payable on Civil Summons are as follows:

1. (A) For the recovery of specified sum:

(a)    N250,001, N500,000.00 – N1,000.00

(b)    N500,001, N,000,000.00 – N2,500.00

(c)    N1,000,001, N5,000,000.00 – N5,000.00

(d)    Above N5,000,000 – N7,500.00

(B)    For the recovery of an unspecified sum:

(a)    Each Declaration – N250.00

(b)    Each Order – N50.00

(c)    Maximum Fees – N1,000.00

For an account to be taken and payment of the sum found due:

(a)    INITIAL FEE – N100.00

(b)    SECOND fee payable before setting down for judgement per N1,000 or part thereof found due in excess of N2,000 – N50.00

(c)    Maximum to the fee – N250.00

1. SUMMONS FOR POSSESSION

(a)    For possession of property as between landlord and tenant N1,000.00

(b)    For possession of property other than as between Landlord and tenant – N1,000.00

1. DECLARATION OF TITLE

(a)    Declaration affecting land – N1,000.00

(b)    For other relief of assistance e.g. specific performance – N1,000.00

1. PLEADINGS

(a)    Filing of statement of claim – N100.00

(b)    Filing of statement of Defence – N100.00

(c)    Filing Terms of settlement per signatory – N50.00

1. ADMINISTRATION SUMMONS

For the administration of property of a deceased person where there is no dispute regarding succession or distribution.

(a)    Where the gross value of the property is N1,000.00 – N100,000.00  
N500.00

(b)    Where the gross value of the property is N100,001 – N250,000.00  
N750.00

(c)    Where the gross value of the property is N250,001 – N500,000.00  
N1,000.00

(d)    Where the gross value of the property is N500,001 -1 million:  
N1,500.00

(e)    Above 1 million or not specified – N2,000.00

For the administration of the property of person of unsound mind same as under item 5.

For the determination of a question relating to the distribution or succession to the property of a deceased person to a trust whether the person who created the same be dead or alive.

(a)    Where the gross value of the property of the deceased or the property under trust does not exceed N100,000.00 –  
N1,000.00

(b)    Where it exceeds N100,000.00 plus N50.00 per N1000.00 or part thereof up to a maximum of N500,000.00 – N100.00

(c)    Where no gross value can be specified – N5,000.00

1. SERVICE AND MILEAGE

For service of process on one person the mileage is generally assessed thus:

(a)    Service (per party) – N200.00

(b)    Mileage (per kilometer) – N20.00

1. MISCELLANEOUS

All matters classified under the above headings are motions, originating summonses. These are numbered M/…………../S.

1. MOTIONS

(a)    The fee payable on a motion supported by an affidavit with one deponent is N350.00 per exhibit.

Broken down thus:

Motion N100.00

Oath N50.00

Sealing Order N150.00

Exhibit (if any) per exhibit N50.00

1. ORIGINATING SUMMONS

(a)    Originating Summons – N1,000.00

(b)    If for the enforcement of Fundamental Human Rights – N50.00

(c)    Sealing Order – N150.00

(d)    Oath – N50.00

(e)    Filing – N50.00

(f)     Exhibit (if any) – N50.00

Service and mileage according to number of parties.

1. Originating Summons based on title – N2,000.00
2. FILINGS

On an application for writ of Habeas Corpus – N50.00

On filing any other application—

(a)    If alone – N100.00

(b)    If accompanied by other papers – N200.00

(c)    On filing any Affidavit (counter or further) – N100.00

(d)    On filing any other papers (Statement of Claim or Statement of Defence) – N100.00

(e)    On justification of surety – N50.00

(f)     Attestation to signature of an instrument not otherwise provided for – N50.00 (per signature)

(g)    On filing any affidavit to be sworn to by one deponent – N100.00

1. WARRANTS

(a)    For the issue of a Warrant to detain an absconding debtor/defendant or a Writ of Habeas Corpus – N250.00

(b)    Execution N500.00

1. DRAWING UP OF ORDER

(a)    For the drawing up of any order or judgement (Where Sealed copy of same is required) – N100.00

(b)    Cost of folio – N50.00

1. SEARCHING ARCHIVES

For searching archives for each period of 12 months or part thereof  – N50.00

1. COPIES OF JUDGEMENTS, ORDERS, PROCEEDINGS ETC.

(a)    Certified true copy of judgment, proceedings, etc. – N100.00

(b)    Per folio – N20.00

1. SUBPOENAS

For every subpoena (Civil or Criminal) – N100.00

Service and mileage must be charged in accordance with item 6 supra

1. APPEARANCE

(a)    Entering appearance including requisition N100.00

1. PRODUCTION WARRANT

(a)    On issue of a warrant to prisoner to give evidence N100.00

(b)    Execution mileage (as in item 6)

1. SWEARING TO AFFIDAVIT OR DECLARATION

(a)    For each deponent or declarant making paper annexed to an affidavit or – N100.00

(b)    Declaration (Exhibit) N50.00

1. LETTER OF REQUEST

(a)    For sealing a letter of request filing N50.00

(b)    Filing N50.00

1. PETITION

On every petition to the Chief Judge or Registrar (not being an application otherwise provided for) unless waived by a Judge or the Chief Registrar – N1,000.00

1. ATTACHMENT

(a)    Writ of attachment N500.00

(b)    Storage of goods per day N50.00

(c)    Storage of vehicles per day N100.00

(d)    Inter-pleader N250.00

Where the amount of the judgement debt or the value of the property to be recovered or the sum of such amount and value:

(a)    does not exceed N25,000.00 – N250.00

(b)    exceeds N25,000.00 but not N100,000.00 – N350.00

(c)    exceeds N100,000.00 but not N250,000.00 – N1,000.00

(d)    exceeds N250,000.00 – N1,500.00

(e)    mileage (as in item 6)

For a Warrant for possession of premises

(a) Where the annual rental value does not exceed N250,000.00 – N500,000.00  – N1,000.00

(b) exceeds N500,000.00 – N5,000.00

(c) mileage (as in item 6)

1. JUDGEMENT SUMMONS AND GARNISHEE ORDER

(a)    Where the judgment debt or the amount to be garnished does not exceed N100,000.00 – N100.00

(b)    exceeds N100,000.00 but not N500,000.00 – N200.00

(c)    exceeds N500,000.00 – N400.00

1. WARRANT OF COMMITTAL/NOTICE TO SHOW CAUSE

(a)    On the issue of every Order or Warrant of Committal Arrest/Detention of a judgment debtor  – N250.00

For every personal arrest – N500.00

For every arrest of a ship – N1,000.00

Execution – N500.00

(b)    For the issue of the notice to show cause for disobedience of an Order of Court (Form 48) – N100.00

Summons under Form 49 – N250.00

Service and mileage (as in item 6)

1. MATRIMONIAL CAUSES

These are numbered serially “HD/…………… and WD/

”HD” means “Husband’s Divorce

“WD means “Wife’s Divorce” when the petition is to be filed.

(a)    Petition N2,000.00

(b)    Citation (if one person is named) N200.00

(c)    For each other person(s) cited N200.00

(d)    Filing the Marriage Certificate N200.00

(e)    Filing Affidavit N200.00

(f)     Oath N200.00

(g)    Service (on each respondent) (see item 6)

REGISTRAR’S DIRECTIONS FOR TRIAL

(a)    Setting down for Hearing N100.00

(b)    Sealing the Directions N50.00

(c)    Searching fee N50.00

DECREE NISI TO BE MADE ABSOLUTE

(a)    Application N100.00

(b)    Sealing the Decree Absolute N150.00

(c)    Searching N50.00

(d)    Copy of the Decree Absolute N100.00

1. LEGITIMACY CASES

(a)    For the Petition N1,000.00

(b)    For a sealed decree or copy thereof N150.00

1. NIGERIAN REGISTER OF JUDGEMENT

These are numbered N.R.J/………………./7

(a)    Registration of the Certificate N500.00

(b)    Oath per Deponent N50.00

(c)    Filing affidavit N50.00

1. ELECTION PETITIONS

(a)    On filing petition against L.G.C. (Results) N2,000.00

(b)    On filing petition against Parliamentary results N5,000.00

(c)    Hearing deposit N1,000.00

(d)    Oath and filing N100.00

(e)    Service and mileage (as in item 6)

NOTE: Seven copies of the petition must be obtained from the petitioner.

1. APPEALS

(a)    On filing a Notice of Appeal to Court of Appeal – N500.00

(b)    On filing Notice of Motion for Leave to appeal to Court of Appeal  
– N100.00

(c)    On filing a Notice of Appeal to Court of Appeal Leave having been obtained or granted – N400.00

(d)    On filing a Notice of Appeal against an Interlocutory order – N500.00

(e)    On filing a Notice of Appeal against above order LEAVE having been granted – N200.00

(f)     On filing a Notice of Appeal of intention to contend that the decision of the court below be varied or affirmed – N500.00

(g)    On filing Bond for costs on Appeal – N100.00

(h)    Justification (per Surety) – N50.00

(i)     On filing attestation (per signature) – N50.00

(j)     On filing amended or additional Notice of Appeal from a Magistrates’ Court – N100.00

(k)    On filing a Notice of Appeal from the Land Registry – N100.00

(l)     On filing a Notice of Appeal from the Valuation Court – N100.00

(m)   On filing Notice of Appeal from Inland Revenue N100.00

NOTE:  Fees for “service and mileage” as stipulated in Item 6 must be included in each of the above cases except in the entry of Bond for costs on Appeal.

1. GENERAL

(a)    Application to conduct a search – N50.00

(b)    Swearing of Affidavit/Declaration – N50.00

(c)    Marking any paper annexed to an affidavit/declaration as exhibit  
– N50.00

(d)    Defendant(s) setting up a counter-claim – N200.00

(e)    Reply to counter-claim – N100.00

(f)     To inspect or produce for inspection documents referred to in pleading notice in lieu of pleading or affidavit pursuant to notice order – Order 28 R. 14 – N100.00

(g)    Notice of preliminary objection – N100.00

(h)    To obtain consent of next friend to sue in his name or of a guardian   ad litem to act – N100.00

Schedule B

Schedule of Fees for Grant of Probate

N

Filing of will                                                                500.00

Filing of Codicil                                                            250.00

Withdrawal of Will                                                        100.00

Application Fee                                                            50.00

Swearing and Filing Inventory                                       50.00

Swearing and Filing Oath for Executor                            50.00

Swearing and Filing Affidavit of Attesting Witness of Will    50.00

Swearing and Filing Affidavit of Attesting Witness of Codicil 50.00

Filing of Caveat                                                           250.00

Filing Renunciation(s)                                                   50.00

Application for Search                                                  200.00

Filing Death Certificate                                                 50.00

Sealing copy of Will                                                     50.00

Sealing copy of Codicil                                                 50.00

Marking Will                                                                200.00

Marking Codicil                                                            200.00

Copying and certifying folio/pages of Will                        50.00

Swearing and Filing Affidavit of Alias (difference in Deceased’s name) 50.00

Swearing and Filing Affidavit of Identity of Executors                50.00

Filing Schedule of Debts and Funeral Expenses                         50.00

Filing Particulars of Realty                                             50.00

Drawing up Order for Grant                                           50.00

Filing Power of Attorney                                                50.00

Estate Fee 10% of Real and Personal Properties

Schedule C

Schedule of Fees for Grant of Letters of Administration

Legal Notice (Deposit) Fee (to be determined by Publisher)

|  |  |
| --- | --- |
|  | N |
| Application Fee | 200.00 |
| Swearing and Filing Inventory | 50.00 |
| Swearing and Filing Next-of-Kin Form | 50.00 |
| Swearing and Filing Administration Oath | 50.00 |
| Filing Administration Bond | 50.00 |
| Attesting Signatures on Bond | 50.00 |
| Justification of Surety/Sureties | 50.00 |
| Swearing Deponents on Justification of Sureties | 50.00 |
| Filing Schedule of Debts and Funeral Expenses | 50.00 |
| Filing Particulars of Realty | 50.00 |
| Filing Death Certificate | 50.00 |
| Swearing and Filing Affidavit in lieu of Death Certificate | 50.00 |
| Filing of Caveat | 250.00 |
| Filing Renunciation(s) | 50.00 |
| Filing Nomination of Two (2) Administrators | 50.00 |
| Filing election of Guardians to take Grant | 50.00 |
| Filing Power of Attorney | 50.00 |
| Application for Search | 200.00 |
| Swearing and Filing Affidavit to Lead Order for Assignment | 50.00 |
| Re-sealing Grant | 50.00 |
| Re-sealing a grant so as to bring it into force in Lagos State | 100.00 |
| Copy and Certify of Letter of Administration | 50.00 |
| Drawing up Order for Grant | 50.00 |
| Drawing up Order for Assignment of Guardianship | 50.00 |
| Swearing and Filing Affidavit of Alias | 50.00 |
| Estate Fee | 10% of Real and Personal Properties |
| On application to search index to grants of Wills or to inspect a Grant or Will | 100.00 |
| On deposit of Will for safe custody | 100.00 |

#### **LAWS OF THE FEDERATION OF NIGERIA**