



REPUBLIC OF KENYA

KENYA JUDICIARY

GUIDE TO ASSESSMENT OF COURT FEES

(REVISED EDITION -1995)

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GUIDE TO ASSESSMENT OF COURT FEES

PREFACE
GUIDE
TO
ASSESSMENT OF COURT FEES
(Revised Edition 1995)

Since the first Guide to the Assessment of the Court Fees was published in 1991, the court fees under various Rules in different Acts have been amended. Consequently, the necessity has inevitably arisen to compile a Revised Edition.

The amendments are promulgated in the Legal Notice No. of 1995; Legal Notice No. of 1995; ; and Legal Notice No. of The amendments contained in these Legal Notices have been embodied in the Guide to the Assessment of Court Fees (Revised Edition 1995).

It is emphasized that the Guide to the Assessment of Court Fees provides the guidelines for the assistance of the Court Officers in the correct assessment of the fees of the court. For easy reference, the Guide contains: a simplified table of the amended court fees payable on filing plaints; a comprehensive reference of the amended court fees leviable as specified in the Rules of court; and appendices of worked-out tables of the amended court fees chargeable in various matters.

As stated in the second paragraph of my preface in the previous Guide to the Assessment of Court Fees, it is reiterated that besides assisting in the correct assessment of the fees the worked-out tables are also intended to have the uniformity maintained by the courts in the Republic in the collection of the court fees.

In view of the usefulness and the tremendous help the previous Guide has provided to our courts in the Republic, I have prepared the present Guide with promptitude so as to be in use as from 1st September, 1995 when the amendments contained in the aforementioned Legal Notices become operative. As in the previous Guide, I trust that the present amplified summaries and tables of the court fees will prove to be of great assistance to the court officers entrusted with the assessment and collection of the fees of court in the High Court and the Subordinate courts in Kenya.

The compilation of the present Revised Edition has not been without the encouragement of Mr. Joseph R. Njoroge, Accounts Controller, Judicial Department. It has been recommended by Mr. Jacob ole Kipury, Registrar, High Court of Kenya; the Hon. Mr. Justice G. S. Pall, Chairman of the Court Fees Review Committee; and authorized by the Hon. Mr. Justice A. M. Cockar, Chief Justice of the Republic of Kenya, who is also the Head of the Kenya Judiciary. I am deeply thankful to them.

As in the previous Guide, in the event of a Court Assessment Officer being uncertain as to the correct fees chargeable in any matter, the court concerned should not hesitate to ascertain from me the correct exigible fee.

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September, 1995 at Law Courts, Nairobi.

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SCHEDULE TO PART IX

(Cap. 8)

COURT FEES

	Sh.	cts.
1. Sale of forms:		
(a) Summons for directions (per form)	10	00
(b) Other forms: per 1 form	5	00
per 50 forms	160	00
per 100 forms	320	00
2. For taking particulars of plaint	100	00
3. On filing a plaint or counterclaim (save as may be otherwise provided for) where the subject matter involved—		
(a) does not exceed Sh. 100	50	00
(b) exceeds Sh. 100, a fee of Sh. 50 together with an additional fee of Sh. 20 for every Sh. 100 or part thereof up to Sh. 2,000 and then an additional fee of Sh. 10 for every additional Sh. 100 or part thereof up to Sh. 5,000 and thereafter an additional fee of Sh. 5 for every additional Sh. 100 or part thereof, the whole fee not to exceed additional Sh. 100 or part thereof, the whole fee not to exceed Sh. 70,000 subject in the High Court to a minimum fee of	1,500	00

NOTE: The fees payable on the filing of plaints are illustrated in the simplified table of court fees appended herebelow which may be of no little utility as a ready reckoner to the Court Officers entrusted with the assessment of the fees of court.

TABLE OF COURT FEES ON PLAINTS

			<i>Amount Claimed</i>			<i>Requisite Fees</i>		
	<i>Sh.</i>	<i>cts.</i>		<i>Sh.</i>	<i>cts.</i>		<i>Sh.</i>	<i>cts.</i>
From	1	00	To	100	00	=	50	00
"	100	01	"	200	00	=	70	00
"	200	00	"	300	00	=	90	00
"	300	01	"	400	00	=	110	00
"	400	01	"	500	00	=	130	00
"	500	01	"	600	00	=	150	00
"	600	01	"	700	00	=	170	00
"	700	01	"	800	00	=	190	00
"	800	01	"	900	00	=	210	00
"	900	01	"	1,000	00	=	230	00
"	1,000	01	"	1,100	00	=	250	00
"	1,100	01	"	1,200	00	=	270	00
"	1,200	01	"	1,300	00	=	290	00
"	1,300	01	"	1,400	00	=	310	00
"	1,400	01	"	1,500	00	=	330	00
"	1,500	01	"	1,600	00	=	350	00
"	1,600	01	"	1,700	00	=	370	00
"	1,700	01	"	1,800	00	=	390	00
"	1,800	01	"	1,900	00	=	410	00
"	1,900	01	"	2,000	00	=	430	00
"	2,000	01	To	2,100	00	=	440	00
"	2,100	01	"	2,200	00	=	450	00
"	2,200	01	"	2,300	00	=	460	00
"	2,300	01	"	2,400	00	=	470	00
"	2,400	01	"	2,500	00	=	480	00
"	2,500	01	"	2,600	00	=	490	00
"	2,600	01	"	2,700	00	=	500	00
"	2,700	01	"	2,800	00	=	510	00
"	2,800	01	"	2,900	00	=	520	00
"	2,900	01	"	3,000	00	=	530	00
"	3,000	01	"	3,100	00	=	540	00
"	3,100	01	"	3,200	00	=	550	00
"	3,200	01	"	3,300	00	=	560	00
"	3,300	01	"	3,400	00	=	570	00
"	3,400	01	"	3,500	00	=	580	00

TABLE OF COURT FEES ON PLAINTS—(Contd.)

And then an additional fee of Sh. 10 for every Sh. 100 or part thereof up to Sh. 5,000.

			<i>Amount Claimed</i>			<i>Requisite Fees</i>
<i>From</i>	<i>Sh.</i>	<i>cts.</i>	<i>Sh.</i>	<i>cts.</i>		<i>Sh.</i> <i>cts.</i>
	3,500	01	„	3,600	00	= 590 00
„	3,600	01	„	3,700	00	= 600 00
„	3,700	01	„	3,800	00	= 610 00
„	3,800	01	„	3,900	00	= 620 00
„	3,900	01	„	4,000	00	= 630 00
„	4,000	01	„	4,100	00	= 640 00
„	4,100	01	„	4,200	00	= 650 00
„	4,200	01	„	4,300	00	= 660 00
„	4,300	01	„	4,400	00	= 670 00
„	4,400	01	„	4,500	00	= 680 00
„	4,500	01	„	4,600	00	= 690 00
„	4,600	01	„	4,700	00	= 700 00
„	4,700	01	„	4,800	00	= 710 00
„	4,800	01	„	4,900	00	= 720 00
„	4,900	01	„	5,000	00	= 730 00

Thereafter Sh. 5 for every additional Sh. 100 or part thereof, i.e.:

			<i>Amount Claimed</i>			<i>Requisite Fees</i>
	<i>Sh.</i>	<i>cts.</i>	<i>Sh.</i>	<i>cts.</i>		<i>Sh.</i> <i>cts.</i>
„	5,000	01	„	5,100	00	= 735 00
„	5,100	01	„	5,200	00	= 740 00
„	5,200	01	„	5,300	00	= 745 00
„	5,300	01	„	5,400	00	= 750 00
„	5,400	01	„	5,500	00	= 755 00
„	5,500	01	„	5,600	00	= 760 00
„	5,600	01	„	5,700	00	= 765 00
„	5,700	01	„	5,800	00	= 770 00
„	5,800	01	„	5,900	00	= 775 00
„	5,900	01	„	6,000	00	= 780 00

and so on and so forth, the whole fee not to exceed Sh. 70,000.

COURT FEES—(Contd.)

4. On filing an election petition of any nature—	Sh.	cts.
(a) in the High Court	25,000	00
(b) in a Subordinate Court	10,000	00
5. A hearing fee for every day or part of a day after the first two days during which the case is being heard before a judge or magistrate in court: to be paid as a further additional fee on the plaint or petition (or, if the judge or magistrate so directs, on the counterclaim)—		
(a) in the High Court	2,000	00
(b) in the Resident Magistrate's Court	1,250	00
(c) in all other Courts	200	00
6. On submission of a special case—		
(a) where the amount involved cannot be estimated	2,000	00
(b) where the amount involved can be estimated—a fee as on a plaint in accordance with item 3.		
NOTE: If the subject-matter has a pecuniary value, <i>ad valorem</i> fees are chargeable; if not, the fee is Sh. 1,500. If the subject-matter has both a pecuniary and a non-pecuniary value, <i>ad valorem</i> fees on the pecuniary value only are chargeable.		
7. On a reference to the High Court other than by way of appeal or review—		
(a) if in chambers	1,000	00
(b) if in court	2,000	00
7A. For listing of a matter “for mention” only unless the judge or magistrate directs, otherwise	150	00
8. In a suit where there is a claim for damages of an unspecified amount or where the amount involved in the suit cannot be estimated at a money value and no special fee is prescribed for that class of suit	1,500	00
<i>Provided that—</i>		
(i) where, and as soon as, the amount of damages or the amount otherwise involved in the suit is ascertained by judgement of the court or by agreement of the parties or otherwise an <i>ad valorem</i> fee on the amount so ascertained shall be calculated in accordance with the scale in item 3 of this Schedule and, if that fee exceeds Sh. 1,500 the excess shall immediately become payable;		
(ii) where the court has delivered a judgement which does not specifically state the amount of money involved in the judgement and the parties cannot agree upon that amount, any party to the suit or the registrar may apply to the court to assess the amount for the purpose of levying a fee under this Schedule and the court may assess the amount accordingly.		

COURT FEES—(Contd.)

Sh. cts.

9. (a) On filing a plaint in a suit arrears of rent by a landlord against a tenant where an order for the possession of the property occupied is sought from the tenant.	An <i>ad valorem</i> fee of 15% on the yearly rental of the property in addition to the fee leviable for recovery of rent under item 3 subject to a minimum of Sh. 1,500 and a maximum of Sh. 70,000.	
(b) Where no rent is claimed but an order for possession only is claimed.	An <i>ad valorem</i> fee of 15 % on the yearly rental value of the property, subject to a minimum of Sh. 1,500 to a maximum of Sh. 70,000.	
10. On an interlocutory application, including the filing of one or more affidavits in support		250 00
NOTE: Notices of motion are generally interlocutory but a notice of motion under Order XXXV rule 1 is an application for final judgment and the fee is in item 10 (a).		
10 (a) for an application for summary judgment under 0.35:		
In the High Court		1,000 00
In a Subordinate Court		250 00
11. On an application for judgment under Order IXA, which fee includes any fee on the decree and on any certificate of costs ..		500 00
12. On the filing of an application for judicial review for an order of <i>mandamus</i> , prohibition, <i>certiorari</i> or any application for any constitutional reference		6,000 00
On filing of an application for enforcement of a judicial order or decree against a Government department a fee of Sh. 1,500 shall be charged. Further, on filing an application for habeas corpus a fee of Sh. 1,500 only shall be charged.		
13. (a) On a summons, motion, application or demand taken out, made or filed (not particularly charged and subject to item 10)		250 00
Provided that no fees shall be chargeable on an application for execution of a decree where the amount sought to be recovered, including the costs of the application, is less than Sh. 300.		
(b) On a decree or order (not particularly charged and subject to item 10)		150 00
(c) On an originating summons or originating motion if the value of the subject matter can be determined an <i>ad valorem</i> fee under item (3) (b) of this Schedule shall be charged. But if the value of the subject matter cannot be determined a fixed fee of Sh. 1,500 shall be charged.		
(d) On an application for stay of execution of decree or order following fees shall be charged:		
In the High Court		1,000 00
		250 00

COURT FEES—(Contd.)

	Sh.	cts.
14. (1) On an application for the adjournment of a hearing of a suit whether or not by consent in the High Court:		
(a) If made at the hearing or at any time after confirmation of the suit in the call over	1,000	00
(b) If made at the call over, at request of the party making it ..	500	00
(c) On an application for adjournment of an interlocutory summons, notice of motion or any application made at the hearing thereof	400	00
(2) In a subordinate court of a resident Magistrate, Principal Magistrate or a Chief Magistrate on an application for adjournment:		
(a) If made at the hearing of a suit or within one month thereof	400	00
(b) On an application for adjournment of an interlocutory application if made at the hearing thereof	200	00
(3) In any other court on an application:		
(a) For adjournment of a suit at the hearing thereof	200	00
(b) For adjournment of an interlocutory application at the hearing thereof	100	00
Provided the Chief Justice, the Presiding Judge or Magistrate or an officer designated by the Chief Justice may on application in that behalf for good cause shown remit all or part of such fee.		
15. On the taking or passing of an account by an officer of the court otherwise than in court unless the judge or magistrate otherwise orders	400	00
And in addition for every hour or part thereof after the first hour spent in taking or passing the account	200	00
NOTE: This fee should not be charged until the account has actually been taken.		
16. For service of a document on a party, witness, assessor or other person—		
(a) within two miles of the court issuing it	150	00
(b) beyond that distance up to ten miles	300	00
(c) over ten miles, in addition to the cost of transport	400	00
(d) for service of a document within Kenya, at the request of a court or a party outside Kenya, in addition to any expenses incurred by the person serving the document ..	200	00
Provided that no court fee shall be charged in respect of service when a request therefor is received by the registrar in relation to a civil matter pending before a court or tribunal in a foreign country with which a convention in that behalf has been made and applied to Kenya and is subsisting. The particulars of charges of the officer or agent employed to effect service shall be submitted to the registrar who shall certify the amount properly payable in respect thereof issuing summons		
	50	00

COURT FEES—(Contd.)

	Sh.	cts.
5A. Issuing summons to enter appearance or any other summons not provided for	50	00
7. (a) On the issue of a witness summons or notice (not particularly charged)	50	00
of attachment or of sale of property, or a warrant of arrest and of attachment of salary	50	00
8. For attending to view, in addition to all other expenses incurred, unless otherwise ordered	400	00
9. On filing a bill of costs for taxation, drawn as between advocates and client or party and party, for every ten folios or part thereof	250	00
10. On a deposit of a document or bundle of documents	300	00
11. On taking an affidavit or declaration (other than by a court process server deposing as to his service of a document	50	00
12. For every exhibit to an affidavit or declaration	10	00
13. For attending elsewhere than at the offices of the court to administer an oath or affirmation or to take a declaration, in addition to the ordinary fees thereon	300	00
Provided that where the distance travelled exceeds two miles such further fees as will cover the cost of the entire journey shall be charged.		
4. (a) On balance of estates of deceased persons paid into court.	10 per cent on any amount or value up to and including £100, and 5 per cent above, in no case exceeding a total fee of Sh. 3,000.	
(b) For superintending or taking an inventory.		
(c) On deposit of any money or valuables in court.		
(d) On money lodged in court otherwise than within the framework of an existing suit.		
5. On payment of money into court in an action.	10 per cent on the payment not exceeding a maximum fee of Sh. 1,500.	
6. (a) On filing in the High Court consent to judgement	150	00
(b) On filing in any court, other than the High Court an application for entering judgement ex parte and/or consent to judgement not otherwise provided for	100	00
7. (a) On filing in the High Court or the Resident Magistrate's Court any other document for the filing whereof no other special fee is prescribed	75	00
(b) On filing in any court, other than the High Court or the Resident Magistrates's Court, any other document for the filing whereof no other special fee is prescribed under this Schedule ..	25	00

COURT FEES—(Contd.)

	Sh.	cts.
28. For certifying or attesting a signature or seal on a document	75	00
29. For attendance of an officer of the court at a sale: for each hour or part of an hour	300	00
30. On reference to the archives—		
(a) in a district magistrate's court	25	00
(b) in any other court	50	00
(c) in the Probate Registry, per calendar year of search	50	00
31. For making a photocopy of a document in the archives: per foolscap page	10	00
32. For making an uncertified copy of any document in the archives otherwise than by photocopy process: per foolscap page	30	00
33. For certifying a copy of any document in the archives or prepared outside the court: per foolscap page	30	00
34. All certificates not otherwise provided for	100	00
35. For an official certified translation of any document—		
(a) for the first folio of 100 words or part thereof	200	00
(b) for each subsequent folio or part thereof	100	00
36. For certifying a translation tendered by a party—		
(a) for the first folio of 100 words or part thereof	100	00
(b) for each subsequent folio or part thereof	50	00
37. For every communication with a court or tribunal outside Kenya	250	00
Provided that no communication fee shall be chargeable for sending or returning a summon, decree or notice to any court or tribunal outside Kenya where item 16 (d) has been charged.		
38. For every communication with another court or tribunal within Kenya, including communications relating to the transfer of cases from one registry to another (other than a reminder)	100	00
Provided that no such fee shall be charged where a service fee has been charged.		
39. On the filing of a recognizance, bail bond or surety	50	00
40. (a) For taking a shorthand note of evidence in court or in chambers there shall be payable by the party requesting the note (unless the court otherwise directs) a fee per hour or part thereof	150	00
(b) For an uncertified copy of a transcript of the shorthand note—		
(i) for the first copy, per folio or part thereof	30	00
(ii) for each additional copy, per folio or part thereof	10	00
41. (1) For the execution of a warrant or service of process issuing from a civil court by the police, in addition to the ordinary court fees chargeable under any of the foregoing items—		
(a) for service in the ordinary course of police patrol duty when no special journey is made—		

No fee other than the ordinary service fees under item 16;

COURT BROKERS FEES

Sh. cts.

(b) for service by a police officer when a special journey is made at the request of the party on whose behalf the document is to be served or of the advocate representing that party—

(i) when the distance the officer has to travel does not exceed two miles from the police station where he is stationed

75 00

(ii) when the distance exceeds two miles, at the rate laid down from time to time for Government officers using their own motor vehicles in the public service.

(2) For execution of civil warrants of arrest if that duty necessitates the absence of a police officer from his station for a longer period than six hours: for the first six hours and for each day or part of a day thereafter—

(a) for an officer of or above the rank of inspector

200 00

(b) for any other officer

100 00

(3) In addition to the court fees already prescribed in this paragraph, there shall be paid by the party requiring the services of a police officer, any necessary rail fares and mileage allowances at the rate laid down from time to time for Government officers using their own motor vehicles in the public service when the vehicle is used, which fares or allowances shall be paid to the police officer effecting the service; and there shall be paid by the party to that police officer subsistence allowance to be determined by the court.

42. On the estates of wards of court, minors or lunatics managed by the the court or a trustee appointed by the court, the charge for management per calendar year or part thereof shall be—

(a) if the capital value of the estate does not exceed Sh. 1,000 ..

150 00

If the capital value of the estate does not exceed Sh. 1,000 but does not exceed Sh. 5,000

500 00

If the capital value of the estate exceeds Sh. 5,000 a fee calculated on the capital value of the estate at

5%

(b) and, in every case, on the net annual income of the estate ..

10%

NOTE: The above fees shall not apply to the Public Trustee.

43. On a protest against a fee as assessed in the registry (returnable if the protest is upheld)

150 00

II. COMPANY MATTERS

1. On presenting a petition—

(a) to confirm an alteration in a memorandum

1,500 00

(b) to confirm the substitution of a memorandum and articles for a deed of settlement

1,500 00

(c) to sanction a recognition of capital

1,500 00

(d) to confirm a reduction of capital

1,500 00

1,500 00

COURT FEES—(Contd.)

	Sh.	cts.
(g) of such a nature as is not herein provided for	1,500	00
Provided that when a petition is presented under more than one of the above items, a fee of Sh. 300 only shall be paid in respect of each additional item after the first.		
2. On application for extension of time, for registration or for rectification of a register of mortgages, or for the registration of an allotment of shares	750	00
III. APPEALS AND APPLICATIONS FOR REVIEW OF JUDGEMENT		
1. Save as otherwise provided, on appeals from any court or tribunal within Kenya to any other court or tribunal within Kenya (other than the Court of Appeal)—		
(a) On filing a memorandum of appeals from a court, tribunal or body from which an appeal lies to the High Court (save as otherwise provided)	1,500	00
(b) On appeals from orders in interlocutory matters and motions ..	750	00
(c) On filing security for costs	200	00
2. On filing an application for review of Judgement, half the fee payable on the original plaint, but not to exceed Sh. 1,500		
IV. MATRIMONIAL MATTERS		
1. On filing a petition (other than for a protection order)—		
(a) to the High Court	1,500	00
(b) to a subordinate court	500	00
2. On filing a petition for a protection orders: a fee calculated under Section 1 upon the estimated value of the property to be protected.		
3. Motions and chamber applications—		
(a) filing fee	250	00
(b) fee on the order	150	00
(c) for service—as under Section I.		
4. On an application for a registrar's or magistrate's certificate of compliance	200	00
5. On a decree <i>nisi</i>	150	00
6. On an application for a decree absolute	200	00
7. On an order making a decree absolute	150	00
8. On a registrar's certificate that a decree has been made absolute ..	75	00
9. Other fees—as prescribed in this Schedule.		
V. REGISTRATION OF JUDGEMENTS UNDER THE FOREIGN JUDGEMENT ENFORCEMENT ACT		
1. On filing an application and supporting affidavit	200	00
2. On filing any other affidavit	50	00

COURT FEES—(Contd.)

	Sh.	cts.
3. On issuing summons for leave to register	200	00
4. On any other summons	100	00
5. On the order of registration	150	00
6. Other fees—as prescribed in this Schedule.		

VI. CRIMINAL AND QUASI-CRIMINAL MATTERS

1. (a) On every summon or warrant issued at the instance of a prosecutor (unless directed by the court to be issued free of charge)	1,000	00
(b) Service fee: as in item 16 in Section 1.		
2. On hearing a private prosecution (unless otherwise directed by court) for the first day	1,500	00
For each subsequent day or past thereof	1,000	00
3. On a warrant of commitment	50	00
4. On an application to the High Court for revision (per person) ..	300	00
5. On filing a petition of appeal—		
(a) to the High Court	500	00
(b) to a subordinate court	150	00
Provided that the judge or magistrate before whom the appeal is heard may waive these fees at his discretion.		
6. On any other application to the court or to a judge in chambers (per person)	300	00

PROBATE AND ADMINISTRATION

THIRD SCHEDULE

(Cap. 160—r. 71)

TABLE OF COURT FEES

	Sh.	cts.
1. Sale of forms: per form	5	00
2. On depositing a will of a living person otherwise than under rule 6 (4)	500	00
3. On withdrawing from deposit or inspecting a will of a living person ..	300	00
4. On depositing a will or certified copy of a will of a deceased otherwise than under rule 6 (4)	300	00
5. On a petition for a grant of any nature	500	00
6. On every declaration or oath (this fee to be chargeable in respect of each declarant or deponent even if all subscribe on the same document)	150	00
7. On every surety or security bond (to be stamped before presentation at the registry)	300	00
8. On filing any account	250	00
9. On passing any account—for each hour or part thereof occupied in registry	400	00
Provided that the sums levied in respect of items 5 to 9 (inclusive) shall not in the aggregate exceed 5 per cent of the apparent net value of the estate.		
10. On every notice of amendment or withdrawal of an application for a grant	300	00
11. On entering a caveat (r. 15(2))	500	00
12. On lodging an objection (r. 17(1))	750	00
13. On filing an answer and petition (r. 17)	400	00
14. On filing an amended answer and petition (r. 17(8))	300	00
15. On filing a notice of withdrawal of an answer or objection (r. 17(7)) (9),	400	00
16. On every citation	350	00
17. On every summons	250	00
18. On every order for the issue, confirmation, sealing, rectification, or revocation of a grant	200	00
19. On filing an affidavit	100	00
20. On depositing a grant in connection with an application for letters of administration <i>de bonis non</i> or otherwise	300	00
21. For every communication or series of communications in the same matter with a court in any other country sent by a registry at the request of any party	300	00
22. On filing an estate duty certificate or a certificate of value and other necessary documents	75	00

COURT FEES—(Contd.)

	<i>Sh.</i>	<i>cts.</i>
3. For preparing photocopies of documents: per page		10.00
4. For certifying photocopies of documents (including sealing, if necessary): per page	30	00
5. For inspecting documents in a registry: per document	25	00
6. Fees not herein provided to be charged as in Section 1 of the Schedule to Part IX (Court Fees) of the High Court (Practice and Procedure) Rules.		

BANKRUPTCY
(Cap. 53)
FIRST SCHEDULE (r. 2)
COURT FEES

	<i>Sh.</i>	<i>cts.</i>
1. On filing a declaration by debtor of inability to pay his debt	75	00
2. On issuing a bankruptcy notice	75	00
3. On presenting a bankruptcy petition—		
(a) if presented by the debtor	500	00
(b) if presented by a creditor	750	00
4. On filing a petition under section 121 of the Act	750	00
5. On sealing a receiving order under section 102 of the Act	750	00
6. On sealing an order dismissing a petition or granting leave to with- draw a petition	150	00
7. On sealing an order adjourning a petition	35	00
8. On sealing an order of adjudication	75	00
9. On sealing a vesting order under section 58 of the Act	150	00
10. On filing application for discharge	500	00
11. On filing application for annulment of adjudication	500	00
12. On application to court to approve a scheme of arrangement or com- position, a fee computed at the following rates on the gross amount of the composition—		
(a) on every £100 or fraction of £100 up to £5,000	100	00
(b) on every £100 or fraction of £100 above £5,000	50	00
Provided that where a fee has been paid on a previous application to the court to approve a scheme of arrangement or composition, seven-eighths of the amount thereof shall be deducted from the fee payable on application to approve a further scheme of arrange- ment or composition.		
13. On filing appeal to court under section 35(5) of the Act	500	00
14. On sealing an order approving a scheme of arrangement or composition	150	00
15. On order annulling an adjudication	150	00
16. On any application by trustee to the court including an application for directions	100	00
17. On application to the court by a party, other than a trustee or re- ceiver, under section 58(5) or 6, section 82, section 112, or section 137(8) of, or paragraph 14 of the First Schedule or paragraph 24 of the Second Schedule to, the Act	150	00
18. On any order of the court not hereinbefore specified	35	00

COURT FEES—(Contd.)

	Sh.	cts.
9. Where, by the Act or the Bankruptcy Rules, the Registrar is required to gazette or publish in a local newspaper any matter, such sum as the Registrar requires.		
10. On administration of any oath, affirmation or declaration by Registrar	60	00
(a) for each exhibit	10	00
(b) for authenticating an office copy under rule 45(2) of the Bankruptcy Rules	10	00
11. On any application to court not hereinbefore specified	100	00
12. On appeal to Court of Appeal, such fee as is required by the Court of Appeal Rules.		
13. On taxation of bills of costs, accounts, etc.	75	00
14. On issue of a subpoena	15	00
15. On inspection of proof of debt under the Second Schedule to the Act	25	00
16. On inspection of any record under rule 9 of the Bankruptcy Rules ..	30	00
17. (a) For certified copy of any document under rule 13 of the Bankruptcy Rules—		
(i) for the first folio of 100 words	25	00
(ii) for each subsequent folio	10	00
(b) For uncertified copies of any document under rule 13 of the Bankruptcy Rules—		
(i) for first four folios or part thereof	15	00
(ii) for each subsequent folio	5	00
18. On filing any document not elsewhere specified (not payable by the official receiver)	25	00
19. On giving appointment to settle order under rule 25(2) of the Bankruptcy Rules	35	00
20. On approval of memorandum under rule 28 of the Bankruptcy Rules	35	00
21. On issue of any notice (including hearing notice), for each notice ..	10	00
22. On witnessing a declaration under rule 98 of the Bankruptcy Rules or attesting a bankruptcy petition	15	00
23. For filing report to court under rule 267(3) of the Bankruptcy Rules	35	00
24. Application by receiver to court	No	fee
25. All other fees not specifically provided herein before shall be those payable in the High Court in similar matters and proceedings.		

THE SUBORDINATE COURTS (SEPARATION AND MAINTENANCE) ACT

(Cap. 153)

The fees payable in proceedings under the Act shall, unless remitted in whole or in part by a magistrate having jurisdiction, be—

	<i>Sh.</i>	<i>cts.</i>
(a) On filing a complaint or application	300	00
(b) On taking out a witness summons	100	00
(c) On taking out any other summons	100	00
(d) For the service of each document on a party, witness or other person:		
(i) within two miles of the court issuing it	150	00
(ii) beyond that distance up to ten miles	300	00
(iii) beyond ten miles	400	00

APPENDIX A

Certain aspects of procedure in civil matters present difficulty to the court officers in assessing fees. The following worked-out summary of court fees payable in various matters will assist in one correct assessment:—

	<i>Sh.</i>	<i>cts.</i>
1. FILING OF PLAINTS		
Fees on claim in plaint as per Rule 3:		
(i) Issue of summons per defendant	50	00
(ii) <i>Service:</i> Within 2 miles from issuing court per defendant	150	00
Over 2 miles upto 10 miles	300	00
Over 10 miles	400	00
2. FILING OF DOCUMENTS		
Filing of any document whereof no other special fee is prescribed:		
(a) Filing in the High Court or in R. M.'s Court	75	00
(b) Filing in the D.M.'s Court	25	00
3. CHAMBER SUMMONS		
On application	250	00
Order thereon	150	00
Service fee (if necessary) as per (ii) in item 1 above.		
Filing of the Return of Service fee (if necessary) as per (a) or (b) in item 2 above.		
4. NOTICE OF MOTIONS		
On application	250	00
Order thereon	150	00
Usual service fee as per (ii) in item 1 above—i.e., KSh. 150, 300 or 400.		
Filing of the Return of Service as per (a) or (b) in item 2 above.		
5. CONSENT JUDGEMENTS IN THE HIGH COURT		
Filing of the Consent Judgement	150	00
Order thereon	150	00
Decree	150	00
Taxation Certificate or Certificate of costs	100	00
6. EX-PARTE JUDGEMENTS AND OR CONSENT JUDGEMENTS IN ANY OTHER COURT OTHER THAN THE HIGH COURT		
Filing of the application	100	00
Order thereon and/or Judgement	150	00
Decree	150	00
Certificate of stated costs	100	00

COURT FEES—(Contd.)

7. APPLICATION FOR EXECUTION OF DECREE ON NOTICE TO SHOW CAUSE		Sh.	cts.	
On filing of execution application (if the amount thereon is more than Sh. 300)	250	00		
Order thereon	150	00		
Issue of N.T.S.C.	50	00		
Usual service fee—i.e., Sh. 150, 300 or 400.				
Filing of the Return of Service—as per (a) or (b) in item 2.				
8. APPLICATION FOR ATTACHMENT AND SALE OF PROPERTY				12.
On filing of execution application (if the amount is more than Sh. 300)	250	00		
Order thereon	150	00		13.
Issue of attachment warrant	50	00		
Issue of Sale Warrant	50	00		
Service of the Warrant of Attachment on the executing Court Broker—				14.
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.				
Service of the Warrant of Sale on the executing Court Broker—				15.
usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.				
Filing of the Return of Service—as per (a) or (b) in item 2.				
9. SALARY ATTACHMENT ORDER AND WARRANT OF ARREST				16.
On filing of application (letter) in the High Court or R.M.'s Court ..	75	00		
On filing of application (letter) in D.M.'s Court	25	00		
Issue of the Order to attach salary	50	00		
Usual service—i.e., Sh. 150, Sh. 300 or Sh. 400.				
Filing of the Return of Service—as per (a) or (b) in item 2.				
10. RE-ISSUE OF SALARY ATTACHMENT ORDER OR WARRANT OF ARREST				
On filing of application (letter) in the High Court or R. M.'s Court ..	75	00		17.
On filing of application (letter) in D.M.'s Court	25	00		
Order thereon	150	00		
Issue of the Order to attach salary or Warrant of Arrest	50	00		
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400 of salary attachment.				
Filing of the Return of Service—as per item 2.				18.
11. RE-ISSUE OF THE WARRANTS OF ATTACHMENT AND SALE				
Filing of application (letter) in the High Court or R.M.'s Court ..	75	00		
Filing of application (letter) in D.M.'s Court	25	00		
Order thereon	150	00		
Re-Issue of Warrants of Attachment	50	00		

COURT FEES—(Contd.)

	Sh.	cts.
Re-Issue of Warrants of Sale	50	00
Service of the Warrant of Attachment of the executing Court Broker		
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Service of the Warrants of Sale on the executing Court Broker—		
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Returns of Service—as per item 2.		
FILING OF APPEARANCE AND DEFENCES		
Filing fees as per item 2 herein.		
OATHS AND DECLARATIONS (CAP. 15)		
For swearing of an Affidavit/Complaint	50	00
For making of Declaration	50	00
For making of Affirmation	50	00
CERTIFICATION OR ATTESTATION OF DOCUMENTS		
For certifying or attesting a signature or seal on a document	75	00
COURT COLLECTION FEES		
Court collection fee on money paid into court in an action 10 per cent—		
maximum Sh. 1,500.		
SUMMONS FOR DIRECTIONS (O.LI)		
Filing of the summons	75	00
Issue of the summons	50	00
Filing of the issues	75	00
Order thereon	150	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service, if any, as per item 2.		
ORIGINATING SUMMONS (O.XXXVI)		
On application (non-pecuniary matter)	1,500	00
Issue of the summons	50	00
Usual service—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service, if any, as per item 2.		
EVIDENCE DE BENNE ESSE		
On application	250	00
Order thereon	150	00
Usual service fee—i.e., Sh. 150, sh. 300 or Sh. 400.		
Filing of the Return of Service, if any, as per item 2.		

COURT FEES—(Contd.)

19. FILING OF BILL OF COSTS	Sh.	cts.
On filing of the bill of costs	250	00
Issue of Notice of Taxation	75	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service, if any, as per item 2.		
20. APPLICATION TO APPEAL OUT OF TIME		
On application	1,000	00
Order thereon	150	00
For any annexure at Sh. 5 per document		
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service, if any, as per item 2.		
21. INJUNCTIONS (O.XXXIX)		
On application (non-pecuniary matter)	1,500	00
Order thereon	150	00
22. THIRD PARTY PROCEEDINGS		
On application	250	00
Order thereon	150	00
On filing copy of notice	75	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service, if any, as per item 2.		
23. TRANSFER OF DECREES TO ANOTHER COURT FOR EXECUTION		
On application for transfer of a Decree	250	00
Order thereon	150	00
Certified copy of the Order at Sh. 60 per page.		
Uncertified copy of the decree at Sh. 30 per page.		
Certificate on non-satisfaction (App. D Forms 3)	100	00
Usual certification fees where applicable.		
Communication fee for transfer outside Kenya	250	00
24. APPLICATION FOR ATTACHMENT OF LAND		
(1st Stage)		
Filing of application for execution of decree (if the amount thereon is more than Sh. 300)	250	00
Filing of abstract of title in the High Court at R.M.'s Court	75	00
Filing of abstract of title in the D.M.'s Court	72	00
Order thereon	150	00
Issue of Prohibitory Order	50	00

COURT FEES—(Contd.)

	Sh.	cts.
Issue of Notice of the day fixed for settlement terms and conditions of sale	50	00
Order thereon	150	00
Service on the Judgement-debtor of above Notice.		
Service of Prohibitory Order on Judgement-debtor.		
Service of Prohibitory Order on property.		
Service of Prohibitory Order on Land/Registrar.		
Usual service fee as per (ii) in item 1 each—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		
(2nd Stage re-above)		
Filing of Notification of Sale in the High Court or R.M.'s Court ..	75	00
Filing of Notification of Sale in the High Court or R.M.'s Court ..	75	00
Filing of Notification of Sale in D.M.'s Court	25	00
Issue of Warrant of Sale (Civil 29D)	50	00
Usual service fee as per (ii) in item 1—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Services as per item 2.		
SERVICE OUTSIDE COURT'S JURISDICTION		
On application	250	00
Order thereon	150	00
Filing Affidavit of service/statements of the Return of Service as per item 2.		
Local service fee to be remitted to foreign court:		
Uganda	15	00
Tanzania	13	00
or as the serving court shall demand.		
SUBSTITUTED SERVICE		
On application	250	00
Order thereon	150	00
Issue of summons	50	00
Actual cost of advertisement, postage, etc.		
Filing of affidavit of service/statement of the Return of Service as per item 2.		
GUARDIAN AD LITEM		
On application	250	00

COURT FEES—(Contd.)

	Sh.	cts.
Order thereon	150	00
Filing of affidavit/s and/or consent if necessary as per item 2.		
Usual service fee—i.e. Sh. 150. Sh. 300 or Sh. 400.		
Filing of the Return of Service, if any, as per item 2.		
28. APPLICATION FOR ATTACHMENT OF SHARES (O.XXI R.41)		
On filing application for execution of decree (if the amount thereon is more than Sh. 300)	250	00
On filing of abstract of Certificate of Shares in the High Court at R.M.'s Court	75	00
On filing of abstract of Certificate in the D.M.'s Court	25	00
Order thereon	150	00
Issue of Prohibitory Order	50	00
Issue of Notice of the day for settling terms and conditions of sale ..	50	00
Service of the Judgement-debtor of above Notice.		
Service of Prohibitory Order on the Judgement-debtor.		
Service of Prohibitory Order on Company Secretary.		
Service of Prohibitory Order on Court Notice Board.		
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400. (each services).		
Filing of Return of Service—as per item 2 (each Return).		
Filing of application by letter to issue Sale Order as per item 2.		
Issue of Sale Order for execution by the named (Broker) O.XXI R.67 ..	50	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		
29. ATTACHMENT OF DEBTS (GARNISHEE)		
On filing of application (ex parte)	250	00
Order thereon	150	00
Filing application requesting to issue attachment as per item 2.		
Issue of Attachment of Debtors (Civil 16D) to Garnishee	50	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		
Order for Order Absolute	150	00
Application by letter requesting for issue of Garnishee Order Absolute—fees as per item 2.		
Issue of Garnishee Order (Absolute) Civil D15 (b) or Civil D16—each	50	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		

COURT FEES—(Contd.)

	Sh.	cts.
Filing of the Return of Service—as per item 2.		
0. EVICTION ORDER		
Filing of application for execution of decree (if amount thereon is more than Sh. 300,)	250	00
Order thereon	150	00
Issue of Eviction Order, for execution	50	00
1. EVICTION ORDER AND ATTACHMENT AND SALE		
Filing of Application for execution of decree (if amount thereon is more than Sh. 300)	250	00
Order thereon	150	00
Issue of Eviction Order, for execution	50	00
Court Order for attachment in the file	150	00
Issue of Warrant of Attachment in the file	50	00
Issue of Warrant of Sale	50	00
Service of Warrants of Attachment and Sale.		
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400 each Warrant.		
Filing of the Return of Service—as per item 2 (a) or (b)—each Warrant.		
OBJECTION TO ATTACHMENT PROCEEDINGS (O.XXI r. 53)		
On filing Notice of Objection in the High Court or R.M.'s Court ..	75	00
On filing Notice of Objection in D.M.'s Court	25	00
On filing Affidavit in the High Court or R.M.'s Court	75	00
On filing Affidavit in the D.M.'s Court	25	00
For issue of Notice to attachment creditor	50	00
Order postponing sale in the file	150	00
Issue of Order to Court Broker to keep the attached goods in safe custody until further Order	50	00
Service fees—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of Return of Service—as per item 2 (a) or (b).		
On filing intimation of intention to proceed in the High Court or R.M.'s Court	75	00
On filing intimation of intention to proceed in D.M.'s Court	25	00
Order raising attachment (where applicable)	150	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		

COURT FEES—(Contd.)

Filing of the Return of Service—as per item 2 (a) or (b).	Sh.	cts
Issue of Notice to objecting claimant	50	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2 (a) or (b).		
Court Order in the file for Court Broker to proceed with the Sale ..	150	00
33. RAISING OF PROHIBITORY ORDER		
On filing of application by letter to raise Prohibitory Order in the High Court or R.M.'s Court	75	00
In the D.M.'s Court	25	00
Order thereon	150	00
Certification of a copy	60	00
34. SUMMARY JUDGEMENT—(O.XXXV)		
On application	250	00
Order thereon	150	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		
35. EVIDENCE ON COMMISSION		
On application for evidence to be taken on commission	250	00
Order thereon	150	00
For service on the Commissioner.		
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		
For communication to a court within the Republic	100	00
For communication to a court outside the Republic	250	00
NOTE: A deposit should be taken from the applicant to cover the charges of the commissioner.		
36. PRESUMPTION OF DEATH		
<i>(When a person has not been heard of for seven years—vide Section 118A of Evidence Act).</i>		
On application	1,000	00
Order thereon	150	00
Certification: Usual fee—i.e., Sh. 60 per page.		
37. APPLICATIONS FOR PREROGATIVE ORDERS		
On the filing of an application for Judicial review—		
On application for an Order of Mandamus	6,000	00
On application for an Order of Prohibition	6,000	00

COURT FEES—(Contd.)

	Sh.	cts.
On application for an Order of Certiorari	6,000	00
Any application for any constitutional reference	6,000	00
On application for an Order of Habeas Corpus	1,500	00
On application for enforcement of a Judicial Order or Decree against a Government Department	1,500	00
On orders thereon	150	00

Usual service fee is Sh. 150, Sh. 300 or Sh. 400.

Filing of the return of service or any other document as per item 2.

APPLICATION FOR ARBITRATION UNDER—(O.XLV r. 1)

On application	250	00
Order thereon	150	00

For service on abitrators—usual service fee, i.e. Sh. 150,
Sh. 300 or Sh. 400.

Filing of the Return of Service—as per item 2.

EXHIBITS

For every exhibit put in during the hearing of a case	10	00
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FILING OF AN AWARD

On filing of an award	100	00
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VESTING ORDERS

On application	1,500	00
Order thereon	150	00

For service where necessary—usual service fee, i.e. Sh. 150, Sh. 300
or Sh. 400.

Filing of the Return of Service—as per item 2.

Certification—Usual fee, i.e. Sh. 60 per page.

APPLICATION FOR WARRANT OR ARREST BEFORE JUDGMENT—(O.XXXVIII)

On application	250	00
Order thereon	150	00

For filing plaint as per item 1 in Appendix A.

Issue of the Summons	50	00
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Service—Usual service fee, i.e. Sh. 150, Sh. 300 or Sh. 400.

Filing of the Return of Service—as per item 2.

Issue of the Warrant of Arrest before Judgment (Form Civil IE) ..	50	00
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EXTENSION OF TIME FOR REGISTRATION, RECTIFICATION OF REGISTER OR MORTGAGES, REGISTRATION OF ALLÔTMENT OF SHARES, ET CETERA (CAP. 486)

On application	1,000	00
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COURT FEES—(contd.)

	Sh.	cts.
Order thereon	150	00
Any annexure or exhibit—Sh. 10 per document.		
Certification—Usual fee, i.e. Sh. 60 per page.		
44. APPLICATION BY SURETY TO BE DISCHARGED—(O.XXXIII r. 3)		
On application	250	00
Order thereon	150	00
Service—Usual service fee, i.e. Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		
45. APPLICATION TO SET ASIDE SALE (O.XXI r. 78, 79 or 80)		
On application	250	00
Order thereon	150	00
Service—Usual service fee, i.e. Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		
46. CONSOLIDATION OF SUITS (O.XI)		
On application by a party	250	00
Order thereon	150	00
Service—Usual service fee, i.e. Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		
47. APPLICATION TO SET ASIDE JUDGMENT		
On application	250	00
Order thereon	150	00
Service—Usual service fee, i.e. Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		
48. ADOPTION ORDER (CAP. 43)		
On application (non-pecuniary matter)	1,500	00
Filing of any document as per item 2 per document.		
Order thereon	150	00
Service—Usual service fee, i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		
Issue of the granted Order	150	00
Certification—Usual fee, i.e. Sh. 60 per page.		
49. TRANSFER OF CASES BY THE HIGH COURT		
On application by a party	1,000	00
Order thereon	150	00
Service—Usual service fee, i.e. Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		

COURT FEES—(Contd.)

	<i>Sh.</i>	<i>cts.</i>
CERTIFICATE OF SALE (O.XXI r. 83)		
Issue of the certificate	100	00
STAY OF THE EXECUTION OF DECREE		
Application in the High Court	1,000	00
Order thereon	150	00
Application in the Subordinate Courts	250	00
Order thereon	150	00
Service—Usual service fee, Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		
LISTING MATTER “FOR MENTION”		
For listing of a matter for mention	150	00
Issue of Notice, if any	50	00
Service—Usual service fee, Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service—as per item 2.		

APPENDIX B

1. GRANT OF PROBATE

	Sh.	cts.
On application/Petition	500	00
On declaration/Affidavit—each declarant/deponent	150	00
On filing and passing of account (in advance)	250	00
On every surety or security bond (when Judge directs to be stamped before presentation at the Registry—each surety	300	00
On filing of Renunciation/Consent—if necessary	75	00
On filing a certificate for reasons of delay—if necessary	75	00
On deposit of will	300	00
For certification of documents per page	30	00
On filing of any necessary documents	75	00
For preparing photocopy of documents—per page	10	00
For publication of notice in Official <i>Kenya Gazette</i> —as per present charges Order of Court for the issue of the Grant	200	00

2. GRANT OF LETTERS OF ADMINISTRATION INTESTATE

On application/Petition	500	00
On declaration/Affidavit—each declarant/deponent	150	00
On every surety of security bond (to be stamped before presentation at the Registry—each surety)	300	00
On filing affidavit of financial standing	100	00
On filing and passing of account (in advance)	250	00
On filing of Consent/or Renunciation (per document)	75	00
On filing of any necessary document	75	00
On filing of an affidavit	100	00
For publication of Notice in Official <i>Kenya Gazette</i> —as per present charges.		
On Order of Court for issue of the Grant	200	00

3. GRANT OF LETTERS OF ADMINISTRATION WITH WILL ANNEXED ALSO KNOWN AS "LETTERS OF ADMINISTRATION CUM TESTAMENTO ANNECO"

On application/Petition	500	00
On Declaration/Affidavit—each declarant/deponent	150	00
On deposit of original Will (or certified copy of the Will)	300	00
On every surety or security bond (to be stamped before presentation at the Registry)—each surety	300	00
On filing and passing of account (in advance)	250	00

COURT FEES—(Contd.)

Usual certification fee of any document—i.e., Sh. 6 per page.	Sh.	cts.
On filing of Consent/Renunciation	75	00
On filing Power of Attorney	75	00
On an Affidavit	100	00
Filing of Notice of Publication	75	00
Court Order	200	00
On filing valuation certificate or any other necessary document ..	75	00
For publication of Notice in Official <i>Kenya Gazette</i> —as per present charges.		

NOTE: The above grant is issued to the executors' appointed Attorney for the use and benefit of the Principal, limited until the Principal shall obtain grant himself.

RESEALING OF FOREIGN GRANTS

On application	500	00
On filing of affidavit	100	00
On filing Power of Attorney	75	00
On filing and passing of account (in advance)	250	00
Certification of Grant of Letters of Administration with Will annexed or Letters of Administration Intestate—usual certification fee, i.e. Sh. 6 per page.		
Communication with the other Court	300	00
Filing of any other necessary document	75	00
For publication of Notice in Official <i>Kenya Gazette</i> —as per present charges.		
On Order of Court for the issue of the grant	200	00

GRANT OF LETTERS OF ADMINISTRATION BY PUBLIC TRUSTEES

On application/Petition	500	00
On Affidavit	100	00
On filing and passing of account (in advance)	250	00
On filing of death certificate	75	00
On filing of Consent/or Renunciation	75	00
On filing of any other necessary documents	75	00
For Order of Court for issue of the Grant	200	00

LETTERS OF ADMINISTRATION WITH WILL ANNEXED DE BONIS NON OR LETTERS OF ADMINISTRATION DE BONIS NON

On Application/Petition	500	00
On filing Declaration/Affidavit—each declarant/deponent	150	00

COURT FEES—(Contd.)

	Sh.	cts.
On every surety or security bond (to be stamped before presentation at the Registry—each surety)	300	00
On filing of affidavit of financial standing	100	00
On deposit of the surrendered original Grant	300	00
Certification of documents—per page	30	00
On filing and passing of account (in advance)	250	00
On filing of Power of Attorney (if any)	75	00
On filing of an Affidavit	100	00
For preparation of photocopies of documents—per page	10	00
On filing of any other necessary documents	75	00
For publication of Notices in Official <i>Kenya Gazette</i> —as per present charges.		
For Order of Court for issue of the Grant	200	00
7. REVOCATION OR ANNULMENT OF ISSUED GRANTS		
On application	250	00
On filing of an affidavit	100	00
On Annexure/Exhibits—each document	10	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
On filing of the Return of Service (each Return of Service)	75	00
For Issue of the Order	200	00
8. CONFIRMATION OF GRANTS		
On application	250	00
On filing an affidavit	100	00
Issue of the Confirmation Order	200	00

APPENDIX C

MATRIMONIAL MATTERS

(Cap. 152)

	Sh.	cts.
On filing Petition in the High Court	1,500	00
Issue of Notice to the Respondent	50	00
Issue of Notice to the person named in the Petition	50	00
On filing Cross-Petition in the High Court	1,500	00
On filing Petition in the Subordinate Court	500	00
Issue of Notice to the Respondent	50	00
Issue of Notice to the person named in the Petition	50	00
On filing Cross-Petition in the Subordinate Court	500	00
On filing verifying affidavit	75	00
On filing Notice of Appearance	50	00
On filing Memorandum of Appearance	75	00
On filing an Answer to Petition	75	00
On filing marriage certificate	75	00
Certification of all the documents to be served—usual certification fee—i.e., Sh. 30 per foolscap.		
On application for Registrar's or Magistrate's Certification of compliance	200	00
On application for Decree Nisi (letter)	75	00
On a Decree Nisi	150	00
On application for a Decree Absolute	200	00
On Court Order making Decree Absolute	150	00
On Registrar's/Magistrate's Certificate that a Decree has been made Absolute	75	00
On filing a discretionary statement	75	00
On filing Notice of Intervention by the person named	75	00
On filing of affidavit of service	75	00
On filing of any of Return of Service	75	00
Other fees—as prescribed in the Schedule to part IX.		

APPLICATION FOR LEAVE TO INTERVENE

On application	250	00
On filing affidavit	75	00
Order thereon	150	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service	75	00

COURT FEES—(Contd.)

APPLICATION FOR ALIMONY PENDENTE LITE

	Sh.	cts.
On application	250	00
On filing of an affidavit	75	00
Order thereon	150	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service	75	00

EXECUTION OF COSTS OR MAINTENANCE ORDER

On application	250	00
On filing of an affidavit	75	00
Order thereon	150	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service	75	00

APPLICATION FOR VARIATION OF MAINTENANCE ORDER

On application to vary maintenance	250	00
On filing of an affidavit	75	00
On filing any other necessary document	75	00
Order thereon	150	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service as per item 2 (a)	75	00

APPENDIX D

SEPARATION AND MAINTENANCE IN SUBORNINATE COURTS

(Cap. 153)

	Sh.	cts.
Filing of complaint	300	00
Swearing of complaint	50	00
Issue of Summons	100	00
Service within 2 miles	150	00
Service beyond 2 to 10 miles	300	00
Service beyond 10 miles	400	00

INTERIM MAINTENANCE ORDER

On application	250	00
On filing an affidavit	75	00
Order thereon	150	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service	75	00

EXECUTION OF MAINTENANCE ORDER ON NOTICE TO SHOW CAUSE

On application by (letter) to draw Maintenance Order	75	00
Drawing of Maintenance Order	150	00
On execution application	250	00
Order thereon	150	00
Issue of Notice to show cause	50	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.		
Filing of the Return of Service as per item 2 (a)	75	00

EXECUTION OF MAINTENANCE ORDER BY ATTACHMENT AND SALE OF PROPERTY

On application by (letter) draw maintenance order	75	00
Drawing of Maintenance Order	150	00
On execution of application	250	00
Order thereon	150	00
Issue of Warrant of Attachment	50	00
Issue of Warrant of Sale	50	00
Service of Warrant of Attachment on the executing Court Broker— Usual service fees, i.e., Sh. 150, Sh. 300 or Sh. 400.		
Service of Warrant of Sale on the executing Court Broker—Usual service fee, i.e. Sh. 150, Sh. 300 or Sh. 400.		
On filing of any Return of Service as per item 2 (a)	75	00

COURT FEES—(Contd.)

VARIATION OF MAINTENANCE ORDER

										<i>Sh.</i>	<i>cts.</i>
On application	..	..	..	..	..	..	..	..	..	250	00
On filing of an affidavit	..	..	..	..	..	..	..	..	..	75	00
Order thereon	..	..	..	..	..	..	..	..	..	150	00
Usual service fee—i.e., Sh. 150, Sh. 300 or Sh. 400.											
On filing of the Return of Service as per item 2 (a)	..	..	..	..	..	..	..	..	..	75	00

CIVIL APPEALS TO THE HIGH COURT

	Sh.	cts.
1. On filing an appeal against judgment of the Chief Magistrate	1,500	00
Notice of appeal	50	00
2. On filing an appeal against judgment of the Principal Magistrate ...	1,500	00
Notice of appeal	50	00
3. On filing an appeal against judgment of the Senior Resident Magistrate	1,500	00
Notice of appeal	50	00
4. On filing an appeal against judgment of the Resident Magistrate ..	1,500	00
Notice of appeal	50	00
5. On filing an appeal against judgment of the 1st Class Magistrate ..	1,500	00
Notice of appeal	50	00
6. On filing an appeal against judgment of the 2nd Class Magistrate ..	1,500	00
Notice of appeal	50	00
7. On filing an appeal against judgment of the Chief Kadhi's Court ..	1,500	00
Notice of appeal	50	00
8. On filing an appeal against the judgment of the Kadhi's Court ..	1,500	00
Notice of Appeal	50	00
<i>Miscellaneous Appeals from Tribunals and other Bodies to the High Court</i>		
9. APPEAL FROM RENT RESTRICTION TRIBUNAL		
On filing an appeal against the decision of the Rent Restriction Tribunal—minimum	2,500	00
Notice of appeal	50	00
10. APPEAL FROM BUSINESS PREMISES RENT TRIBUNAL		
On filing an appeal against the decision of the Business Premises Rent Tribunal—minimum	2,500	00
Notice of appeal	50	00
Provided if the yearly rental is ascertainable, the scale under item 3 of Section 1 of this schedule shall apply subject to the aforesaid minimum fee of Sh. 2,500.		
11. APPEAL FROM LIQUOR LICENSING COURT		
On filing an appeal against the decision of Liquor Licensing Court ..	1,500	00
Notice of appeal	50	00
12. APPEAL FROM CITY COMMISSION VALUATION COURT		
On filing an appeal against the decision of the City Commission Valuation Court	1,500	00
Notice of appeal	50	00

COURT FEES—(Contd.)

13. APPEAL FROM RATING COURT		<i>Sh. cts.</i>
On filing an appeal against Judgment of the Rating Court		1,500 00
Notice of appeal		50 00
14. APPEAL FROM PRINCIPAL REGISTRAR OF GOVERNMENT LANDS		
On filing an appeal against the Principal Registrar of Government Lands		1,500 00
Notice of appeal		50 00
15. APPEAL FROM RECORDER OF THE TITLES		
On filing an appeal against the decision of the Recorder of the Titles on a question of Valuation		1,500 00
Notice of appeal		50 00
16. APPEAL FROM TRANSPORT AND LICENSING BOARD		
On Lodging an appeal against the decision of the Transport and Licensing Board		1,500 00
Notice of appeal		50 00
17. APPEAL FROM COMMISSIONER OF LANDS		
On filing an appeal against the land acquisition by the Commissioner of Lands		1,500 00
Notice of appeal		50 00
18. APPEAL FROM COMMISSIONER OF MINES AND GEOLOGY		
On filing an appeal against the decision of the Commissioner of Mines and Geology		1,500 00
Notice of appeal		50 00
19. APPEAL FROM REGISTRAR OF TRADE UNIONS		
On filing an appeal against the decision of the Registrar of Trade Unions		1,500 00
Notice of appeal		50 00
20. APPEAL FROM COMMISSIONER OF CO-OPERATIVES DEVELOPMENT		
On filing an appeal against the decision of the Commissioner of Co-operatives Development		1,500 00
Notice of appeal		50 00
21. APPEAL FROM CLINICAL OFFICERS—TRAINING REGISTRATION AND LICENSING BOARD		
On filing an appeal against the decision of Clinical Officers Training Registration and Licensing Board		1,500 00
Notice of appeal		50 00
22. APPEAL FROM MEDICAL PRACTITIONERS AND DENTISTS BOARD		
On filing an appeal against the decision of the Medical Practitioners and Dentists Board		1,500 00

COURT FEES—(Contd.)

	<i>Sh.</i>	<i>cts.</i>
Notice of appeal	50	00
23. APPEAL FROM NURSING COUNCIL AND DISCIPLINARY COMMITTEE		
On filing an appeal against the decision of the Nursing Council and Disciplinary Committee	1,500	00
Notice of Appeal	50	00
24. APPEAL FROM VALUERS REGISTRATION BOARD		
On filing an appeal against the decision of Valuers Registration Board	1,500	00
Notice of appeal	50	00
25. APPEAL FROM COLLECTOR OF STAMP DUTIES		
On filing an appeal against the decision of the Collector of Stamp Duties	1,500	00
Notice of appeal	50	00
26. APPEAL FROM THE COMMISSIONER OF INCOME TAX		
On filing an appeal against the decision of the Commissioner of Income Tax	100	00
(See Cap. 470, Rules under Section 91 r. 19 at page 179).		

MISCELLANEOUS
COURT BROKERS FEES

	<i>Sh.</i>	<i>cts.</i>
1. On application for licence—Rules (1) (a) (Cap. 20)	1,000	00
On application for the renewal of licence	4,000	00
3. On application for the amendment of a licence, or the issue of a duplicate licence	2,000	00
4. To inspect the Register of Licence	200	00

ADVOCATES ADMISSION

1. On Certification of Admission	400	00
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NOTARIES PUBLIC

1. On appointment as Notary Public	1,200	00
2. Annual renewal of certificates:		
(i) In Nairobi and Mombasa	300	00
(ii) Elsewhere	200	00

COURT LIBRARY

(a) Court Library membership fee	200	00
(b) Annual subscription payable between 1st and 10th January each year	200	00

LOCKERS' FEES

1. Fees for every Locker (in the Advocates Robing-room) rented by an advocate, per year or part of a year	10	00
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