

Schedule

[rule 32]

Regulations as to Costs

(L.N. 150 of 2014)

1. The scale of costs and the amount and the mode of taxation thereof shall be that applicable from time to time in the original jurisdiction of the Court of First Instance. *(25 of 1998 s. 2)*
2. In respect of business connected with sales, purchases, leases, mortgages and other matters of conveyancing, and in respect of other business not being transacted in court or in chambers, and not being otherwise contentious business, the solicitor's remuneration shall (in the absence of any agreement to the contrary) be regulated by the conveyancing scale charges for the time being in force:

Provided that, in cases of sales of mortgaged properties, the trustee's solicitor shall be entitled to percentage only upon so much of the proceeds of sale as shall not be chargeable by the mortgagee's solicitor with the percentage, and such percentage shall be payable only out of the proceeds of sale.
3. All court fees and other proper disbursements shall be allowed in addition to the remuneration in the authorized scale.
4. Extra allowance for length of sitting, or other increased allowances not inconsistent with the scale, may be allowed:

Provided that any such allowances shall have been ordered and certified by the court at the time, or all such charges shall be disallowed.

5. Vouchers shall be produced on taxation for all payments, or such payments shall be disallowed.
6. As to all fees or allowances which are discretionary, the same are, unless otherwise provided, to be allowed at the discretion of the Registrar, who in the exercise of such discretion is to take into consideration other fees and allowances to the solicitor and counsel, if any, in respect of the work to which any such allowance applies, the nature and importance of the matter, the amount involved, the interest of the parties, the estate or person to bear the costs, the general conduct and costs of the proceedings, and all other circumstances.
7. The allowances to witnesses in bankruptcy proceedings in the court shall be in accordance with those from time to time ordinarily made in proceedings in the original jurisdiction of the Court of First Instance. *(25 of 1998 s. 2)*