

**L.N. 94 of 2004****RULES OF THE DISTRICT COURT (AMENDMENT)  
RULES 2004**

(Made by the District Court Rules Committee under section 72  
of the District Court Ordinance (Cap. 336))

**1. Commencement**

These Rules shall come into operation on a day to be appointed by the Chief Justice by notice published in the Gazette.

**2. Costs**

Order 62 to the Rules of the District Court (Cap. 336 sub. leg. H) is amended, in Part II of Schedule 1, in paragraph 2(3), by repealing everything after “unless—” and substituting—

- “(a) where counsel appears for a plaintiff, the amount recovered exceeds \$150,000;
- (b) where counsel appears for a defendant, the amount claimed by the plaintiff exceeds \$150,000;
- (c) where counsel appears for a party making a counterclaim, the amount recovered exceeds \$150,000;
- (d) where counsel appears for a party against whom a counterclaim is made, the amount of the counterclaim exceeds \$150,000;
- (e) where counsel appears for a party to third party proceedings who issues the third party notice, the amount recovered exceeds \$150,000;
- (f) where counsel appears for a party to third party proceedings against whom the third party notice is issued, the amount claimed in the third party notice exceeds \$150,000;
- (g) where counsel appears for a party to proceedings on a notice issued by that party under Order 16, rule 8, the amount recovered exceeds \$150,000;
- (h) where counsel appears for a party to proceedings on a notice issued against that party under Order 16, rule 8, the amount claimed in the notice exceeds \$150,000; or
- (i) the Court has certified the attendance of counsel as being proper in the circumstances of the case.”.

Made this 10th day of May 2004.

Andrew LI  
The Hon. Chief Justice

Barnabas FUNG  
H. H. Judge FUNG  
Chief District Judge

Ian CARLSON  
H.H. Judge CARLSON

David LOK  
H. H. Judge LOK

Pui Yin LO

HO Kwan Yiu Junius

Roy YU

### **Explanatory Note**

The object of these Rules is to apply the threshold of HK\$150,000 for determining whether costs can be allowed in respect of counsel appearing for a plaintiff in the District Court to cases in which counsel appears for a party to a counterclaim, third party proceedings or other similar proceedings.