

**L.N. 17 of 2009****DISTRICT COURT CIVIL PROCEDURE (FEES)  
(AMENDMENT) RULES 2009**

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

**1. Commencement**

These Rules come into operation on the day appointed for the commencement of the Civil Justice (Miscellaneous Amendments) Ordinance 2008 (3 of 2008).

**2. Rule added**

The District Court Civil Procedure (Fees) Rules (Cap. 336 sub. leg. C) are amended by adding—

**“9. Transitional provision relating to the  
District Court Civil Procedure (Fees)  
(Amendment) Rules 2009**

Item 2(a) of the Schedule does not apply to a cause or issue if, before the commencement of rule 3(b) of the District Court Civil Procedure (Fees) (Amendment) Rules 2009 (L.N. 17 of 2009), an application has been made for a pre-trial review in respect of the cause or issue.”.

**3. Schedule amended**

The Schedule is amended—

- (a) by repealing “[rule 2]” and substituting “[rules 2, 8 & 9]”;
- (b) in item 2(a), by repealing “Applying for pre-trial review” and substituting “Setting down a cause or issue for hearing”;
- (c) in item 2(b), by adding “, motion” after “appeal”.

Made this 21st day of January 2009.

The Hon. Mr. Justice MA  
Chief Judge of the High Court

H. H. Judge LOK

H. H. Judge CARLSON

H. H. Judge AU

Mr. P. Y. LO

Mr. Thomas SO

Mr. Siu-tung POON

### **Explanatory Note**

These Rules amend the District Court Civil Procedure (Fees) Rules (Cap. 336 sub. leg. C) (“the principal Rules”).

2. Rule 2 adds a new rule to the principal Rules to provide for the transitional arrangement relating to the amendment to item 2(a) in the Schedule to the principal Rules, effected by rule 3 of these Rules.

3. Rule 3(a) consequentially amends the Schedule to the principal Rules upon the addition of new rules 8 and 9.

4. Rule 3(b) amends item 2(a) of the Schedule to the principal Rules to provide that the fee specified in that item is payable for setting down a cause or issue for hearing instead of payable for applying for a pre-trial review. It is no longer necessary to specify a fee for applying for a pre-trial review because there will no longer be any pre-trial review under Order 34 of the Rules of the District Court (Cap. 336 sub. leg. H).

5. Rule 3(c) amends item 2(b) of the Schedule to the principal Rules to provide that the fee specified in that item is also payable for setting down a motion for hearing.