

L.N. 52 of 2000

DISTRICT COURT (FIXED COSTS IN MATRIMONIAL CAUSES) (AMENDMENT) RULES 2000

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

1. First Schedule amended

The First Schedule to the District Court (Fixed Costs in Matrimonial Causes) Rules (Cap. 336 sub. leg.) is amended---

(a) in section 1, in the definition of "列表", by adding "列" after "費";

(b) by adding---

"4A. The cost specified in Part IV of the Table shall apply in respect of the substituted service of a petition and any other documents.";

(c) in the Table of Fixed Costs---

(i) by repealing Part I and substituting Part I in Schedule 1;

(ii) in Part II, in item 2, by repealing "2,500", "3,000", "5,000", "1,000" and "8,000" and substituting "4,200", "5,000", "8,400", "1,700" and "13,400" respectively;

(iii) in Part III, in item 3, by repealing "400" and substituting "700";

(iv) by adding---

"PART IV

4. Substituted service of a petition 3,700".
and any other documents

2. Second Schedule amended

The Second Schedule is amended---

(a) by repealing "19" wherever it appears and substituting "20";

(b) by repealing Form 1B and substituting the Form in Schedule 2;

(c) in Form 3, by repealing everything after item 3 and substituting---

"4. Fixed costs on the substituted service of a petition and any other documents under Part IV of the Table*

Amounts allowed under paragraph 5 of the First Schedule.

5. Court fees

6. Disbursements

Dated the day of, 20.....

Registrar.

* Table of Fixed Costs in the First Schedule."

SCHEDULE 1 [r. 1]

PART I

1. Where a decree is made in pursuant to---

- (a) rule 47A of the Matrimonial Causes Rules (cause disposed of in the special
8,800
procedure list)
- (b) a petition filed pursuant to section 11A(2)(a) of the Ordinance (Adultery)
12,600
- (c) a petition filed pursuant to section 11A(2)(b) of the Ordinance (Behaviour)
14,200
- (d) a petition filed pursuant to section 11A(2)(c) of the Ordinance (Consent)
11,700
- (e) a petition filed pursuant to section 11A(2)(d) of the Ordinance (2 years
11,700
Separation)
- (f) a petition filed pursuant to section 11A(2)(e) of the Ordinance (Desertion)
12,600

SCHEDULE 2 [r. 2]

Form 1B [r. 4(2)]

Statement of Costs

Fixed Costs

on Decree

Amount

\$

Costs allowed by Registrar

[1st Schedule Para. 5]

Court

Fees

Disbursements

Total

\$

Special Procedure

08,800

Adultery

12,600

Behaviour

14,200

Consent/2 years

Separation

11,700

Desertion
12,600
Part II
Fixed Costs on
Separate
Attendance
Amount
\$
Costs allowed by Registrar
[1st Schedule Para. 5]
Court
Fees
Disbursements
Total
\$
Custody/Access/
Custody &
Access
Ancillary Relief
Part III
Common Fund
Costs
700
Part IV
Substituted Service
3,700
Total of Fixed
Costs
Total of
Disburse-
ments
Total Costs

We accept this statement of costs.

We accept the statement of costs as adjusted by the Registrar.

Dated the day of, 20.....

Solicitors for the *petitioner/
respondent/applicant.

*Delete whichever is inapplicable.

Made this 22nd day of February 2000.

Andrew LI

The Hon. Chief Justice

H. H. Judge LONGLEY H. H. Judge MUTTRIE

H. H. Judge FUNG Malcolm MERRY Esq.

Raymond TANG Esq. E. T. S. WOOLLEY Esq.

Explanatory Note

These Rules increase the fixed costs payable in respect of decrees or application made in matrimonial causes, and introduce the fixed cost in respect of substituted service of documents.