

MONTSERRAT
STATUTORY RULES AND ORDERS
S.R.O. 6 OF 2013

MAGISTRATE'S COURT ORDER

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MAGISTRATE'S COURT ORDER

THE MAGISTRATE'S COURT ORDER, 2013 MADE BY THE GOVERNOR ACTING ON THE ADVICE OF CABINET UNDER SECTION 151 OF THE MAGISTRATE'S COURT ACT (CAP. 02.02).

1. Citation and commencement

This Order may be cited as the Magistrate's Court Order 2013 and comes into force on the 1st April, 2013.

2. Schedule 1 replaced

Schedule 1 of the Magistrate's Court Act is replaced with the following—

“Schedule 1

(Sections 101, 149, 151)

FEES

COURT FEES

1.	Entering a suit, including summons and copy for service and judgment	\$75.00
2.	Hearing fee.	\$20.00
3.	Court Interpreters' fee.	\$50.00
4.	Summons to witness and copy for service	\$30.00
5.	Execution (<i>Fifa</i>).	\$50.00

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6.	Warrant of distress or of possession or execution under the Small Tenements Act	\$75.00
7.	Order of Attachment of moneys or Garnishee summons	\$75.00
8.	Any other summons including copy for service and Order thereon	\$50.00
9.	Order for new trial	\$75.00
10.	Affidavit, each oath.	\$25.00
11.	Appointment of estimators, under Small Tenements Act	\$30.00

OTHER FEES

1.	For entering an information or a complaint	\$50.00
2.	For every summons to a defendant..	\$25.00
3.	For every summons to a witness..	\$25.00
4.	For every warrant of arrest	\$50.00
5.	For every search warrant	\$75.00
6.	For every warrant of distress	\$75.00
7.	For every other document.	\$30.00

BAILIFF FEES

1.	Service of summons, notice or other document required to be served	\$15.00
2.	Arrest under order of committal on judgment summons, and taking person arrested to prison.	\$100.00

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3. Seizure of property under Attachment, Possession or Execution \$100.00
4. Taking Security or Bail and enquiry into sufficiency thereof \$60.00
5. Levy fee — 5% on net proceeds of sale”

Made by the Governor acting on the advice of Cabinet this 31st day of January, 2013.

(Sgd.) Angela Greenaway
CABINET SECRETARY

Published by exhibition by the Cabinet Secretary at the Office of the Legislature, Farara Plaza, Brades, this 5th day of February, 2013.

(Sgd.) Angela Greenaway
CABINET SECRETARY