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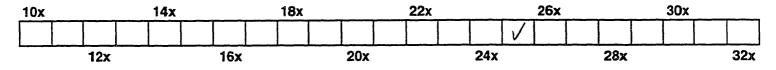
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Commentaires supplementaires.

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# TABLE OF FEES

TO BE TAKEN BY THE

## JUDGE, REGISTRAR, MARSHAL, AND PRACTITIONERS

OF THE

# VICE-ADMIRALTY COURT

АT

# VANCOUVER ISLAND.

In pursuance of Her Majesty's Order in Council of the 22d day of November 1860.



#### LONDON:

PRINTED BY GEORGE E. EYRE AND WILLIAM SPOTTISWOODE, PRINTERS TO THE QUEEN'S MOST EXCELLENT MAJESTY. FOR HER MAJESTY'S STATIONEBY OFFICE.

1860.

# No. 1.

## VANCOUVER ISLAND.

DEC 19 1200

Sterling Money.

1.1 2.1

## TABLE OF FEES.

### BY THE JUDGE.

For ad	lministering whether by Attachmen before or a	one or t, or an	more pe y other	ersons. Instru	De ment	creei , or :	ng Mo for any	nition, ( 7 Judie	Commissi ial Act de	ion, one	•	s. ,	d.
•	herein	•	•	•	-		•	-	•	- (	)	2	6
	Judge :	but if h	e should	be abs	sent, o	r una	ble fron	n any c	of Court ause to pe to the above	rform	the		
For ev	ery Decree Case	pronour -	ncing for	r the -	inter -	est of	a Par	rty in a	in in pæn -	am • :	L	6	8
For ev	ery Motion Motion	before -	the Jud	lge, to -	pe 1	paid -	by the -	Party	making	the -	L	6	8
If oppo	osed, to be pa	aid by th	e Party	opposi	ng th	e san	1e, in a	ddition	to the ab	ove :	l	6	8
For ev	ery Interloc to the Suit		ecree or -	Sente	ence 1	aot in	ı pæna -	m, fron -	n each pa -	rty - 1	L	6	8
For eve	ery day on v Suit, in add from each l	lition to									3	0	0
On sea	lling every V tution, or Process, or	Attach	ment, (	Compu	lsory	, Su	ıbpœna	sion, De a, Exe	ecree, Re mplificati	sti- on, - (	)	6	8

### BY THE REGISTRAR.

1. Fees on Instruments prepared by the Registrar.

For Drawing and Engrossing—			
Any Warrant to arrest Ship, Goods, or Person, or any Compulsory or			X
Subpœna, or any Bail Bond	0	10	0
Any Monition, Commission, Decree, Restitution, or Attachment, or any other Instrument not otherwise specified, issued under Seal of the			
Court	1	Ó	0
If either of the preceding Instruments exceed ten folios in length, for every folio beyond ten	0	2	0
Note.—Each folio must contain 72 words.	•		
A 2			

s șe

4 TABLE OF FEES.							ling M	oney
Should the Registrar b be entitled to the same ch	e required to preparge as a Practit	pare any ioner : v	v other viz.—	Docum	ent, he v	£ will	s.	<i>d</i> .
For Drawing, for every for	lio -	-	-	-	•	- 0	2	0
For Fair Copying or Engr	ossing, for every	folio	-	-	•	- 0	1	0
2. Fees on Documents	not prepared by	the Reg	ristrar,	but by	the <b>P</b> ro	actitio	ner.	
On filing any Affidavit, wi the same, or any I	thout reference t	o the nu	mber	of perso	ons mak	ing		
Document -	· -	-	-	-		- 0	6	8
On filing any Exhibit		-	-	-	-	- 0	1	6
NOTE.—No charge from the Registry	for filing is to be mad ; nor on any Minute	le on the e or Act of	return o Court,	f any Do	ocument p	revious	ly iss	sued
3. Fees	on taking the $oldsymbol{E}$ s	caminati	ion of V	Witness	es.			
On taking the Evidence of on any Plea or Info	f any Witness on a rmation, a Fee of	a Libel, f	or on	Interro	gatories -		13	4
If the evidence be taken of for each folio to whi	lown by the Regi ch the Deposition	strar, or 1 shall e	• his D xtend,	eputy, if the e	in writi evidence	ng, be		
given in English		-	-	-	-	- 0	2	0
If by Interpretation (inclu	ding the charge o	of the In	terpret	er)	-	- 0	4	0
4. Fees o	n Office Copies of	r <b>P</b> apers	or <b>P</b> r	oceedin	gs.			
For Office Copy of any D	ocument, if 10 fo	lios or u	ınder	-	-	- 0	10	0
If exceeding 10 folios, for	every folio beyon	d 10	-	-	-	- 0	1	0

### 5. Fees on Translation of Papers.

Where Papers are translated, the Registrar should charge the Disbursement actually made to the Translator, with an addition of one-fourth to compensate himself for his trouble, advances, &c.

### 6. Incidental Fees in the progress of a Cause.

On any Action entered in the Action Book, or on subducting the same	- 0	3	4
For entering every Minute or Act of Court	- 0	) 5	0
On every Decree pronouncing for the interest of a party in an in pane Case		13	4
On every Sentence or Interlocutory Decree in other than an <i>in pane</i> Case, including drawing the Act or Minute of Court, to be paid the Party succeeding	2m by - 1	. 6	8
For every Attendance before a Judge or Surrogate, at which any Act in Cause is done, other than pronouncing an Interlocutory Decree	i a or		
Sentence	- 0	6	8

		rling M	onev.
	£	s.	d.
For a receipt for original Documents delivered out of the Registry		) 3	4
For a Search or Examination of the Records by any person not being a Party in the Cause in which the Search is made	0	3	4
NOTENo fee to be charged to a Party in the Cause, or to any Seaman Search:	app	lying	for
For advertising an Intermediate or Extra Court Day, in addition to the sum paid for advertisement, to be paid by the Party proceeding -		10	0
7. On paying Money out of the Registry.			
For preparing Receipt for Money to be paid out of the Registry	C	3	4
Poundage on Money paid out of the Registry, for every Pound sterling -	0	0	3
8. Taxing Costs.			
For taxing a Bill of Costs, if under ten folios, if only one Party attends the Taxation		10	0
If two Parties attend, from each Party	-	5	Õ
If the Bill of Costs exceed ten folios, for every additional folio (besides	-	-	•
the Fees above mentioned), if but one Party attend	C	1	0
If two Parties attend, from each Party for every additional folio	·C	0	6
9. Reference of Accounts, &c. by the Judge to the Registrar and Merch	ian	ts.	•
To the Registrar	6	6	0
In addition, for drawing and engrossing the Report	1	6	8
To the Assistant Merchant	6	6	0
If two Merchants, Six Guineas each.			

## BY THE MARSHAL.

For arresting any Vessel, Goods, or Person	1	6	8 ~
For keeping Possession of a Vessel and Cargo, jointly, or either of them singly, when the same are not under the responsible charge and custody of the Officers of the Customs, for each day in which they			•
remain in the Marshal's charge	0	<b>5</b>	0
For inquiring into and certifying the sufficiency of Persons proposed as Sureties in any Suit, for each Surety	0	7	6
For release of any Vessel, Goods, or Person from arrest -	0	7	<b>6</b> ·
For executing every Monition, Decree, Compulsory, or other Instrument not specified	0.	10	0
For every attendance in Court, when a Sentence or Interlocutory Decree is pronounced, to be paid by the Party succeeding	0	10	0 .

Sterling Money. £ s. d. For executing every Decree or Commission of Appraisement, exclusive of the usual Fees for appraising, but including the making of the Inventory 1 13 4 For executing every Decree of Sale, on the Gross Proceeds Two per cent. -Note.—This Fee will include any payment to the Crier or Person employed to cry the Goods to be sold, but it is exclusive of any tax payable to the Colonial Government on Goods sold by Auction, of Warehouse Rent, if any, and other disbursements necessarily and properly incurred. If properly qualified, the Marshal will himself discharge the duties of Auctioncer in person; should he, however, not do so, he will not be allowed to charge the Auctioneer's Fee in addition to his own Fees on the Sale, but must remunerate the Auctioneer out of the Fee of 2 per cent. allowed him on the gross proceeds. On attending the Execution of a Decree or Commission of Unlivery of Cargo (when not done for the purposes of a Sale by the Court), per 3 3 Day 0 For taking a Person in Execution after Sentence, if the Sum due from such Person does not exceed £100 sterling 1 11 6 For the like Duty when the Sum is above  $\pounds 100$  sterling 3 3 0 Note.--Should it be necessary for the Marshal to go any distance to execute any of the above Duties, there should be paid to him a reasonable sum, to be allowed by the Judge,

#### BY THE PRACTITIONERS.

for Loss of Time and Travelling Expenses, in addition to the preceding Fees.

be dispos and to a progress be genera of the Co The follow acts both	rties have the p sed so to do. I all the lawful ( of the Suit, p ally better for t burt should be ( ring Scale of Fo a s Advocate a onducted the C	But they mus Orders of the ay the proper and employed. sees has been 1 nd Proctor, a	t conform t Judge and r Official Fe l orderly con prepared on nd is conse	o the Rules Officers th ees, as they l nduct of the the unders	and Regula bereof; and become due. Proceedings tanding tha	tions of must, It wil that Pi t the I	f the duri l, ho racti Prac	e Cou ing t oweve itione	rt, he er, ers
<b>Retaining Fee</b>	•	-	-	-	-	-	1	6	8
On extracting any '	Warrant, Mo	onition, Co	mmission	, Writ, or	other Ins	stru-			
ment		-	-	-	-	-	0	10	0
NoteTh	is includes the	Proctor's atte	endance in t	he Registry	to extract t	he Insti	ume	e <b>nt.</b>	
Drawing Libel, In									
Interrogator			other Pro	ceeding	whatever,	пог	Δ	2	0
herein speci		•	-	-	•	-	0		č
Fair Copying or Er	igrossing, fo	r every fol	io •	•. •	-	~ "	0	T	0
For consultation wir Libel, Infor	mation, Ple	a, Act on	Petition	, or for					
portant purp	ose during t	the depend	ence of a	Suit	-	-	0	13	4
For any necessary adverse Proc dental point	ctor during t	he Progre	ss of a C	ause to a	djust any	inci-			
the service o	of any Instru	iment, repo	orting Ba	il, &c.	-	-	0	10	Ò
_' <b>.</b> .				-		<b>**</b> • •	-		~

For attending any Motion before the Judge during the progress of the Suit 1 6 8

On all Office Copies of Depositions, &c. obtained from the Registrar, one-third of the actual sum paid in the Registry is to be added for the trouble of collating and extracting the same.

extracting the same.		
For perusing and considering any Papers, Exhibits, or Documents, introduced ster- into a Cause by the adverse Party, or furnished by a Party to the £ Practitioner, for the purposes of the Suit, if not exceeding ten folios 0	ing Mo S. 5	ney. d. 0
For every additional folio	0	6
For attending the taxation of any Bill, if under ten folios 0	6	8
For every folio above ten 0	0	8
The Fee on the final Hearing must depend on the length of the Evidence and the importance and difficulty of the Case, but in a Case of no great in- tricacy the Fee should be from 3 to 5 guineas, and not exceed the latter sum, except in Cases in which the Proceedings are voluminous,		
or unusually important or intricate, when of course a larger Fee 3	3	0
would be allowed. This is, however, a matter for the discretion of $\geq$	to	•
the Registrar, who should in all cases in which he has any doubt take the directions of the Judge. The Practitioner, however, acting as he does as Advocate, will in no case be allowed to charge for drawing or fair copy of a brief, it being his duty to get up his Case from the papers in the Cause Should the Arguments last more than one day, the Practitioner will be	7	0
entitled for every day after the first to a Fee of 4	4	0
In very intricate and difficult Cases he may occasionally be allowed a Fee of 6	6	0
For attending Judgment, if not delivered on the day on which Arguments are $\begin{cases} 1 \\ heard \end{cases}$	1 to 3	0 0
(ບ (1	1	0
For attending a Reference before the Registrar and Merchants	to	
Tor attending a recipience before the registrar and recipients	3	0

#### IN SLAVE CASES.

In all Prosecutions for breach of the Acts for the Abolition of the Slave Trade, carried on under one Monition, where no Party appears to defend—

		-					•			~~~~		
										£	s.	<i>d</i> .
To the Judge	•	-		•		-	-	-	•	<b>2</b>	<b>2</b>	0
To the Registrar, in	cludin	g a co	ру о	f Int	erloc	eutory	Decree or	Sentence	-	3	3	0
To the Practitioner		-	-		-	~	•	•	-	4	4	0
To the Marshal	-	-		-		-	-	-	-	1	1	0
									-			
									£	210	10	0
										and the second division of the second divisio	· · · · · · · · · · · · · · · · · · ·	

In contested Suits, the usual charges are to be allowed as in any other Suit.

#### TABLE OF FEES.

#### IN UNDEFENDED DERELICT CASES.

									oney.
Where the value of the Prop	Where the value of the Property does not exceed £200-							<i>s</i> .	d.
To the Judge -	-	-	-		-	_	2	2	0
Registrar -	-	-	-	-	-	-	3	3	0
Practitioner	-	-	-	-	-	-	4	4	0
Advocate-Gene	Registrar								0
Marshal	•	-	-		-	-	1	1	0
							12	12	0

Where the value of the Property is under  $\pounds 50$ , half of the above Fees only are to be allowed.

Where the value of the Property exceeds £200 but is under £500, double the above Fees are to be allowed.

Where the value exceeds £500, the Charges usual in contested Suits are to be allowed.