

No. 620.

THE ADVOCATES AND ADVOCATES' CLERKS (FEES)
RULES, 1953.

J. FLETCHER-COOKE,
Acting Governor.

In exercise of the powers vested in me by section 38 of the Courts of Justice (Supplementary Provisions) Law and section 12 of the Advocates' Clerks Law, I, the Acting Governor, with the advice and assistance of the Chief Justice, do hereby make the following rules:—

1. These rules may be cited as the Advocates and Advocates' Clerks (Fees) Rules, 1953.

2. The fees in the Appendix hereto set out shall be the maximum fees which may be taken by an advocate or by a registered clerk on behalf of the advocate who procured his registration in the Register in respect of any business transacted in the Land Registry Office and, save as otherwise provided in the Appendix, shall include all preparatory work relating thereto, writing material used and all necessary attendances at the Land Registry Office, but shall be exclusive of the cost of any stamp required to be affixed to documents prepared and of the fees required to be paid to the Land Registry Office in relation to such business.

3. Every document prepared by an advocate or an advocate's registered clerk shall bear on it a note of the fee charged, signed by the advocate or clerk concerned. If the note is signed by a clerk it shall state the name of the advocate on whose behalf he is acting.

4. Any person aggrieved by an alleged overcharge made by an advocate or advocate's registered clerk shall, on demand, be supplied with a bill of costs and may submit the same to the officer in charge of the Land Registry Office where the business to which the alleged overcharge relates was transacted, and the officer aforesaid may thereupon proceed to tax such bill as nearly as possible in the manner laid down for the taxation of costs in actions before the Court. Any party dissatisfied with the taxation made by the aforesaid officer may within seven days from the date thereof apply for review of such taxation by the Director of Land Registration and Surveys, whose decision shall be final and binding on all parties.

5. The rules dated the 8th October, 1923, prescribing the maximum fees to be taken by an advocate in respect of business transacted in the Land Registry Office, and the Advocates' Clerks (Fees) Rules, 1942, are hereby revoked.

APPENDIX.

1. For preparing a Declaration of Sale, Gift or Exchange ..	4s.	
plus, for every registration in excess of 6 included therein,	4½p.	
2. For preparing a Declaration of Mortgage and all documents connected therewith	7s.	
plus, for every registration in excess of 6 included therein,	6p.	
3. For preparing in duplicate and depositing an Application for registration of immovable property in a judgment debtor's name under the Civil Procedure Law (form N. 43), including the filling in of a receipt (form N. 44) ..	6s.	Cap. 7.
plus, for every item of property in excess of 6 included therein,	6p.	
4. For preparing and depositing an application for partition, re-adjustment of interests or compulsory acquisition under sections 28, 29 or 32, respectively, of the Immovable Property (Tenure, Registration and Valuation) Law, per form N. 261 or 262, as the case may be, necessarily filled in	3s.	Cap. 231. 8 of 1953.
plus, for copies of the application required to be supplied to the Land Registry Office, per form	1s.	

Cap. 12.
Cap. 4.

Appendix.

Statute
Laws, 1923,
Vol. II,
p. 563.
Gazette :
Supplement
No. 3 :
6.8.1942

	5. For preparing and depositing an application not specifically mentioned above	2s. 4½ <i>p.</i>
Cap. 231. 8 of 1953.	6. For preparing in duplicate and depositing a grant of right, easement, etc., under section 10 of the Immovable Property (Tenure, Registration and Valuation) Law (Form N. 251)	3s.
Cap. 231. 8 of 1953.	7. For preparing a notice to co-owners under section 27 (1) of the Immovable Property (Tenure, Registration and Valuation) Law, per notice or copy thereof	1s. 4½ <i>p.</i>
Cap. 231. 8 of 1953.	8. For preparing a notice to the owner of immovable property sought to be acquired under section 32 of the Immovable Property (Tenure, Registration and Valuation) Law, per notice or copy thereof	1s. 4½ <i>p.</i>
	9. For preparing an affidavit relating to the service of a notice or notices and to any other matter concerning immovable property	3s.
Cap. 7.	10. For preparing and depositing a Memorandum under section 5 of the Civil Procedure Law (form N. 54), including the filling in of a receipt (form N. 55)	3s.
Cap. 7.	11. For preparing and depositing a Memorandum under section 53 of the Civil Procedure Law (form N. 56), including the filling in of a receipt (form N. 57)	4s. 1s.
	12. For preparing and depositing a notice respecting the prolongation of the registration of a judgment under section 55 of the Civil Procedure Law	2s.
Cap. 7.	13. For preparing and depositing a notice respecting the cancellation of the registration of a judgment under section 58 of the Civil Procedure Law (form N. 58)	2s.
	14. For preparing a contract of sale of immovable property	4s.
Cap. 238.	15. For preparing and depositing a form N. 34 relating to the deposit of a contract of sale under the Sale of Lands (Specific Performance) Law	2s.
Cap. 220. 5 of 1951.	16. For preparing a notice of the grant of probate or letters of administration under section 69 of the Wills and Succession Law	3s.
Cap. 239.	17. For preparing a notice to a mortgagor under the Sale of Mortgaged Property Law (form N. 38)	3s.
	18. For all attendances at the Land Registry Office in relation to a forced sale under a Writ of sale or application, until the case is completed	3s.
	19. For preparing a certificate, list of immovable properties or other document required in connection with an application to the Land Registry Office	3s.
	plus, for every piece of immovable property in excess of 6 described in detail therein,	3 <i>p.</i>
	20. For translating any document issued out of the Land Registry Office, per 50 words or less	1s.

Given under the hand and official seal of the Acting Governor and the hand of the Chief Justice at Nicosia this 4th day of December, 1953.

E. HALLINAN,
Chief Justice.