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## Case study 1 - family law - divorce - Poland

### Costs in Poland

Case n° 1 ( in B- the country when the wife files for divorce is Poland – in that case, the fees, expenses and conditions are the same as in case A.

#### Costs for court, appeals and alternative dispute resolution

Case Study	Court Initial court fees	Transcription fees	Other fees	Appeals		Other fees	ADR Is this option open for this type of case?	Costs
				Initial court fees	Transcription fees			
Case A	600 PLN	For each page of copies, copies of judgements with enforcement, copies of judgement with legal validity - 6 PLN. If those documents are in a foreign language -12 PLN for each page.	-	Fixed cost 600 PLN			,Parties are free to opt for ADR	If the court accepts the enforceability clause, 50 PLN

#### Costs for lawyer, bailiff and expert

Case Study	Lawyer Is representation compulsory?	Average costs	Bailiff Is representation compulsory?	Pre-judgement costs	Post-judgement costs	Expert Is use compulsory?	Cost
Case A	No	Minimum 360 PLN	No	-	-	No	According to the calculations of the expert.

#### Costs for witness compensation, pledge or security and other relevant fees

Case Study	Witness compensation	Pledge or security	Other fees

Are witnesses compensated?	Cost	Does this exist and when and how is it used?	Cost Description	Cost
Case A Yes	Costs of transport, lost earnings, accommodation, according to Articles 85 to 88 of the Act on Judicial Costs in Civil Cases	--	--	--

## Costs for legal aid and other reimbursement

Case study	Legal Aid	Reimbursement	Are there instances when legal aid should be reimbursed to the legal aid organisation?	
Case A	<p>When and under what conditions is it applicable?</p> <p>A party exempted from legal costs can apply for legal aid. The court decides if the participation of a professional attorney is needed</p> <p>When is support total?</p> <p>Depends on court decision</p>	<p>Conditions?</p> <p>Can the winning party obtain reimbursement of litigation costs?</p> <p>General rules apply, depending on the circumstances. If the court finds the defendant guilty, the losing party pays the costs; if the court finds the defendant not guilty, - each party pays half of the costs of the proceedings.</p> <p>If the costs are excessive or will cause financial hardship to the party</p>	<p>If reimbursement is not total, what is the percentage in general?</p> <p>What costs are never reimbursed?</p> <p>Balance of costs higher than what was essential and appropriate to the case</p>	<p>Are there instances when legal aid should be reimbursed to the legal aid organisation?</p>

## Costs for translation and interpretation

Case study	Translation	Interpretation	Other costs specific to cross-border disputes?
Case A	<p>When and under what conditions is it necessary?</p> <p>If documents are submitted to the court in another language</p>	<p>When and under what conditions is it necessary?</p>	<p>Approximate cost?</p> <p>Description</p> <p>Approximate cost?</p>
	<p>Approximate cost?</p> <p>According to the Minister of Justice's Regulations of 24 January 2005</p>		

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