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## Case study 4 - commercial law - contract - Poland

### Costs in Poland

Case n° 4 (in 4 B- the country when the seller sues the buyer is Poland - in that case, the fees, expenses and conditions are the same than in case A. According to that, there is no need to fill in the table).

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

Case Study	Court		Appeals		ADR	
	Initial court fees	Transcription fees	Other fees	Initial court fees	Is this option open for this type of case?	Costs
Case A	Depends on the value of the object of litigation According to the Act on Judicial Costs in Civil Cases - the fee is 5% of the value, but not less than 30 and not more than 100,000 PLN.	For each page, copies of judgements with enforcement, copies of judgement with legal force - 6 PLN. If those documents are in a foreign language or contains tables - 12 PLN for each page.	--	Depends on the value of the object of litigation. According to the Act on costs in civil cases - the fee is 5% of the value, but not less than 30 and not more than 100,000 PLN. If the value of the object of litigation changes during the procedure, the fee is calculated in the same way - the percentage is still the same but the final sum changes, as another calculation base is used.	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	Bailiff		Expert	
	Is representation compulsory? Average costs	Is representation compulsory?	Pre-judgement costs	Post-judgement costs	Is use compulsory? Cost
Case A					

Case A	No	Depends on the value of the object of litigation. If the value is approximately 90 000 PLN, the fees will be not less than 3.600 PLN	No	--	--	No	If the court accepts the enforceability clause, 50 PLN
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### Costs for witness compensation, pledge or security and other relevant fees

Case Study	Witness compensation Are witnesses compensated?	Cost	Pledge or security Does this exist and when and how is it used?	Cost	Other fees 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	Yes. The value of the object of litigation is taken into consideration.	Depends on the value of the object of litigation	-- --

### 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	When and under what conditions is it applicable? A party exempted from legal costs can apply for legal aid. The court decides if the participation of a professional attorney is needed	When is support total? Conditions? If the costs are excessive or will cause financial hardship to the party	Can the winning party obtain reimbursement of litigation costs? General rules apply, depending on the circumstances	If reimbursement is not total what is percentage in general? What costs are never reimbursed? Balance of costs higher than what was essential and appropriate to the case
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## Costs for translation and interpretation

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

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