

Case study 5 - commercial law - responsibility - Northern Ireland

## Important Points to Note About the Information Provided

### Case n° 5 Commercial Law – Responsibility

It should be noted that it is not possible to give definitive costs and the matters included below are indicative only. Where possible actual fees have been included for certain aspects of the processes but these should be viewed as a guide only. Fees often depend on the tier of court used and the steps involved in the individual case, a full list of court fees charged can be found at the [Northern Ireland Court and Tribunals Service](#).

N/A is shown where the answer is Not Applicable and N/K is shown where the answer is Not Known.

## Indicative costs in Northern Ireland

### Indicative costs for court, appeals and alternative dispute resolution

Case Study	Court	Initial court fees	Transcription fees	Other fees	Appeals	ADR	Costs
Case A	High Court	£200	Fees are £0.78 pence per folio or CD audio recording £25 per hour (if proceedings are recorded)	£150 – if they wish case to be transferred to the Commercial List. £300 setting down fee	Initial court fees £200 (Notice of appeal to the High Court) £500 (Notice of appeal to the Court of Appeal) £200 (Notice of appeal to the High Court) £500 (Notice of appeal to the Court of Appeal)	Is this option open for this type of case? Yes	N/K but fees would be as agreed with the mediator. Some information may be available from the <a href="#">Northern Ireland Law Society</a>
Case B	High Court	£200	As above	£150 if they wish case to be transferred to the Commercial List. £300 setting down fee	As above	Yes	N/K but fees would be as agreed with the mediator. Some information may be available from the <a href="#">Northern Ireland Law Society</a>

## Indicative 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	N/K	-	-	-	No	N/K
Case B	No	N/K	-	-	-	No	N/K

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

Case Study	Witness compensation Are witnesses compensated?	Pledge or security Does this exist and when and how is it used? Cost used?	Other fees Cost Description	Cost
Case A them	May be entitled to their expenses from the solicitors who called them	An order for security for costs exists N/K	There would be fees on interlocutory applications Fees for copy orders if required	£115 £10 or £8 if obtained on line
Case B them	May be entitled to their expenses from the solicitors who called them	An order for security for costs exists N/K	There would be fees on interlocutory applications Fees for copy orders if required	£115 £10 or £8 if obtained on line

## Indicative costs for legal aid and other reimbursement

Case study	Legal Aid When and under what conditions is it applicable?	Reimbursement Can the winning party obtain reimbursement of litigation costs?	If reimbursement is not total, what is percent-age in general?	What costs are never reimbursed?	Are there instances when legal aid should be reimbursed to the legal aid organisation? Clients may be liable to pay a contribution depending on their income and capital. (See Case 1A)
Case A	The normal means and merits tests apply (see section: Legal Aid).	Reimbursement of costs normally follows the decision on the case.	N/K		
Case B	If the case is heard in Northern Ireland, the usual means and merits test will apply.	Reimbursement of costs normally follows the decision on the case.	Court decision	N/K	See above

## Indicative costs for translation and interpretation

Case study	Translation	When and under what conditions is it necessary?	Approximate cost?	
		If documents to be put before the court are not in English		The current rate is £120 per 1000 words for every language or 12p per word.
Case A	English			
		If documents to be put before the court are not in English		The current rate is £120 per 1000 words for every language or 12p per word.
Case B	English			
Case study	Interpretation	When and under which conditions is it necessary?	Approximate cost?	Other costs specific to cross-border disputes?
		If parties or witnesses do not speak or understand English	Minimum payment of £30.00 per hour.	Description
Case A				Approximate cost?
		If parties or witnesses do not speak or understand English	Minimum payment of £30.00 per hour.	N/A
Case B				Application to register out- going judgement/ order
				Unless a European enforcement order
				£50

■ Last update: 16/03/2016

The national language version of this page is maintained by the respective Member State. The translations have been done by the European Commission service. Possible changes introduced in the original by the competent national authority may not be yet reflected in the translations. The European Commission accepts no responsibility or liability whatsoever with regard to any information or data contained or referred to in this document. Please refer to the legal notice to see copyright rules for the Member State responsible for this page.