



STATUTORY INSTRUMENTS.

S.I. No. 123 of 2016



DISTRICT COURT (SOLICITORS' COSTS) RULES 2016

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The District Court Rules Committee, in exercise of the powers conferred on them by section 91 of the Courts of Justice Act 1924, section 72 of the Courts of Justice Act 1936, section 34 of the Courts (Supplemental Provisions) Act 1961, and section 24 of the Interpretation Act 2005, do hereby, with the concurrence of the Minister for Justice and Equality, make the following rules of court.

Dated this 11th day of May 2015.

Rosemary Horgan Chairperson

Mary C Devins

Brian Sheridan

Anne Watkin

Grainne Larkin

Roy Pearson

Noel A Doherty

Michelle Johnston

I concur in the making of the following rules of court.

Dated this 3rd day of March 2016.

FRANCES FITZGERALD
Minister for Justice and Equality

*Notice of the making of this Statutory Instrument was published in
"Iris Oifigiúil" of 8th March, 2016.*

S.I. No. 123 of 2016

DISTRICT COURT (SOLICITORS' COSTS) RULES 2016

1. (1) These Rules, which may be cited as the District Court (Solicitors' costs) Rules 2016, shall come into operation on the 31st day of March 2016.

(2) These Rules shall be construed together with the District Court Rules 1997 (S.I. No. 93 of 1997) and all other District Court Rules.

(3) The District Court Rules as amended by these Rules may be cited as the District Court Rules 1997 to 2016.

2. The District Court Rules are amended by the substitution of the table in Schedule 1 for the table bearing the like number in the Schedule of Costs annexed to the District Court Rules 1997.

Schedule 1

3. Solicitors' costs in landlord and tenant (ejectment) proceedings				
Annual Rent	Costs if settled without necessity for appearance	Costs of judgment (decree) if case not defended	Costs of judgment (decree) if case defended (assessment of damages)	Costs of judgment (decree/dismiss) if case defended (liability)
	€	€	€	€
Not exceeding €3,000	180	300	390	450
Exceeding €3,000 and not exceeding €6,000	360	600	780	900
Exceeding €6,000 and not exceeding €9,000	540	900	1,170	1,350
Exceeding €9,000 and not exceeding €12,000	720	1,200	1,560	1,800
Exceeding €12,000 and not exceeding €15,000	900	1,500	1,950	2,250

The above scale of costs (3):

- is in every instance exclusive of and in addition to all actual and necessary outlay;
- does not apply to ejectment proceedings brought before the Court by summons pursuant to section 15 of the *Summary Jurisdiction (Ireland) Act 1851*; section 10 of the *Summary Jurisdiction (Ireland) Amendment Act 1871* or sections 81, 84, 85 and 86 of the *Landlord and Tenant (Ireland) Act 1860* — in such proceedings costs shall be in the discretion of the Court and shall not exceed €110 in any case unless the Court shall, for special reason, otherwise order;
- applies to ejectment proceedings brought before the Court on civil summons pursuant to section 82 of the *Civil Bill Courts (Ireland) Act 1851* as applied to the District Court by section 17 of the *Courts of Justice Act 1928*.

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

These rules amend the District Court Rules by the substitution of table 3 in the Schedule of Costs annexed to District Court Rules 1997.

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DUBLIN
PUBLISHED BY THE STATIONERY OFFICE
To be purchased from
GOVERNMENT PUBLICATIONS,
52 ST. STEPHEN'S GREEN, DUBLIN 2.
(Tel: 01 - 6476834 or 1890 213434; Fax: 01 - 6476843)
or through any bookseller.

€2.54



Wt. (B31830). 285. 3/16. Essentra. Gr 30-15.