ANGUILLA

REVISED STATUTES OF ANGUILLA

CHAPTER C136

COURTS OF JUSTICE FEES ACT

Showing the Law as at 31 December 2022

This Edition was prepared under the authority of the Revised Statutes and Regulations Act, R.S.A. c. R55 by the Attorney General as Law Revision Commissioner.

This Edition revises Act 31/2020, in force 1 March 2019

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COURTS OF JUSTICE FEES ACT

TABLE OF CONTENTS

SECTION

1. Fixing court fees
2. Payment of court filing fees
3. Stamp may express gross fees
4. Use of stamps
5. Documents to be stamped before signature
6. Cancellation of stamps
7. Penalty
8. Accounts
9. Savings
10. Citation

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COURTS OF JUSTICE FEES ACT

Fixing court fees

1. The Chief Justice may make regulations fixing the fees required to be paid—

(a) in the High Court, the magistrate's court and in any other court established by the legislature for civil or criminal proceedings and in any court created by commission;

(b) relating to any business connected with the administration of a court under paragraph (a); and

(c) as an allowance or stipend to any public officer attached to a court under paragraph (a).

Payment of court filing fees

2. (1) The payment of court filing fees and percentages, including payments for transcripts of court proceedings payable, may be paid and received by—

(a) credit card;

(b) debit card;

(c) cash; or

(d) cheque.

(2) Where the payment methods under subsection (1) are not possible, the payment may be made in postage stamps denoting the amount payable.

(3) The method of payment of all fees and percentages payable may be paid and received in any other manner which the Chief Justice and 2 other judges may fix.

Stamps may express gross fees

3. Any number of separate fees may be expressed on a document by one or more stamps for the gross amount.

Use of stamps

4. (1) Where a party in a matter would like to affix stamps to a document and it is not customary or necessary to do so, that party shall apply in writing to the registrar of the High Court for permission to do so.

(2) Where the registrar of the High Court grants permission under subsection (1), the stamps must be affixed on the left upper corner of the front sheet.

Documents to be stamped before signature

5. All documents must be fully stamped to the amount of the prescribed fees before being brought to the officer responsible for the transaction and, the officer, before signing the document, shall satisfy himself that it has been correctly stamped.

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Cancellation of stamps

6. Before any stamped document passes out of the possession of the officer responsible for the transaction, the stamps on the document shall be effectively cancelled by the officer by means of a metallic date stamp and indelible ink.

Penalty

7. Any person who forges a stamp or the fees paid on any court document commits an offence and is liable on summary conviction to imprisonment for 2 years.

Accounts

8. As soon as possible after the end of each quarter, the registrar of the High Court or the magistrate shall transmit to the accountant general a statement signed and certified by him indicating the amounts paid for the filing of documents under section 2 for all proceedings during the preceding quarter and the statement shall be entered in the appropriate account.

Savings

9. The Magistrate's Court Fees Regulations, R.R.A c. C135-2 made under the Courts of Justice Fees Act, R.S.A. c. C135 are saved.

Citation

10. This Act may be cited as the Courts of Justice Fees Act, Revised Statutes of Anguilla, Chapter 136.

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