

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on the Twentieth day of February 1800, and thence continued by several Prorogations to the twenty-fifth day of February, 1802, in the Forty-second Year of the Reign of our Sovereign Lord George the Third, by the Grace of God of the United Kingdom of Great-Britain, and Ireland, King, Defender of the Faith, &c. being the Third Session of the Eighth General Assembly, convened in the said Province. From Richard John Uniacke, The Statutes at Large passed in the General Assembly held in His Majesty's Province of Nova Scotia: A complete index and abridgement of the whole. John Howe and Son, 1805.

42 George III – Chapter 4

An Act to regulate and establish Fees in the Court of Chancery.

Be it enacted, by the Lieutenant-Governor, Council and Assembly, that the several officers of the said court of chancery shall, for services to be performed by them, take and receive the following fees:—

CHANCELLOR'S FEES.

Every hearing of a cause, each day, twenty shillings.
Pronouncing decree, and signing and sealing the same, three pounds ten shillings.
Retaining fee for counsel, one pound three shillings and four pence.
Taking instructions to draw an answer, ten shillings.
Making draught of a bill or answer, for every ninety words, one shilling.
Counsel's fee for examining and signing the draught of each bill or answer, one pound three shillings and four pence.
Engrossing the same, every ninety words, six pence.
Entering an appearance in each cause, six shillings and eight pence.
Attending to file the bill, answer, affidavit or petition, three shillings and four pence.
Every subpoena, injunction, or other writ, five shillings.
Copies for service, each, two shillings and six pence.
Drawing affidavit of service of subpoena, injunction, order or notice, three shillings and four pence.
Every term fee, the terms to be computed according to the arrangement of terms in the supreme court, five shillings.
Every petition, five shillings.
Attending to get the same answered, five shillings.
Solicitor's fee on every special motion to the court, five shillings.
Counsel's fee for making or defending same, to be taxed, not to exceed, two pounds six shillings and eight pence.
Drawing up every rule or order, two shillings and six pence.
Engrossing and filing the same, two shillings and six pence.
Each copy of a rule or order for service, one shilling.
Drawing briefs in every cause, every ninety words, one shilling.

Fair copies, every ninety words, six pence.
Every recognizance, three shillings and four pence.
Replications, and all other pleadings in a cause, every ninety words, one shilling.
Engrossing the same, every ninety words, six pence.
Counsel's fee for examining and signing each pleading, one pound three shillings and four pence.
Drawing every notice, of every kind, three shillings and four pence.
Each copy for service, one shilling.
Draughts of interrogatories, every ninety words, six pence.
Counsel fee, on trial of a cause, to be taxed by the court, but not to exceed the sum of five pounds sixteen shillings and eight pence.
Solicitor's fee attending court each day on hearing of cause or motion, and attending sales or references, each day, six shillings and eight pence.
Making up bill of costs, six shillings and eight pence.
Solicitor attending taxation, six shillings and eight pence.
For serving every notice, order, subpoena, or other writ, on each person, five shillings.
Travel, per mile, three pence.
Draught of decree, every ninety words, six pence.
Attending register to compare decree before signing and sealing, six shillings and eight pence.
Engrossing the same, every ninety words, six pence.
Attending to get decree sealed and enrolled, six shillings and eight pence.
All other writing necessary to be done in the conducting cause, and allowed by the court, every ninety words, six pence.

MASTER OF THE ROLLS, OR MASTER'S FEES.

Each day hearing a cause, eleven shillings and eight pence.
Taking examinations of witnesses, each day, eleven shillings and eight pence.
Reference for taxing costs, and all other references on which special report shall be made, one pound three shillings and four pence.
Poundage on all sales for receiving and paying the money, if less than five hundred pounds, three per cent and all above five hundred pounds, two per cent including auctioneer's charges.
Drawing and executing every deed, two pounds six shillings and eight pence.
All costs attending the execution of special commissions, to be taxed, and allowed by the court.

REGISTER'S FEES.

Copies of all papers, every ninety words, six pence.
Comparing, signing and certifying copies, two shillings and six pence, each.
Signing every rule or order on petition, one shilling.
Sealing every writ, three shillings and four pence.

Every search, one shilling.

Entering every bill, answer, plea, replication or demurrer, two shillings and six pence.

Filing all papers, each paper, six pence.

Attending every hearing, each day, ten shillings.

Making up final decree, enrolling and getting same sealed, eleven shillings and eight pence.

II. And be it further enacted, that the register of the court shall receive the chancellor's fees, and be accountable therefor to him without fee or reward; and no other or greater fees than are herein specified, shall be received, or taken, for any of the services mentioned, and that if in any cause it shall be necessary to do or perform any services, for which the fees are not particularly regulated by this act, the same shall be taxed and allowed after such rates as are herein specified for similar services, and not otherwise.