

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on Tuesday, the Twelfth day of December, 1820, in the First year of the Reign of our Sovereign Lord George the Fourth, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith &c. &c. and ended on the Third Day of March, in the Second Year of the Reign of our Sovereign Lord George the Fourth, being the First Session of the Twelfth General Assembly, convened in the said Province. From William Hill & W. B. Bliss, The Statutes at Large, passed in the General Assemblies held in His Majesty's Province of Nova Scotia: from the Year 1817, to the year 1826, inclusive (vol. 3). Halifax: John Howe & Son, 1827.

1 & 2 George IV – Chapter 40

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, two pounds six shillings and eight pence.

Counsel's and Solicitor's Fees.

Retaining fee for counsel, one pound three shillings and four pence.

Making draught of a bill or answer, for every ninety words one shilling.

Engrossing the same, every ninety words, six pence.

Entering an appearance in each cause, three shillings and four pence.

Every subpoena, injunction or other writ, five shillings.

Copies for service, each one shilling and six pence.

Drawing affidavit of service of subpoena, injunction or master's report, two shillings.

Every petition necessary in the conducting of a cause, three shillings and four pence.

Counsel's fee for making or defending every special motion to be taxed, not to exceed one pound three shillings and four pence.

Drawing brief in every cause, every ninety words, one shilling.

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, eleven shillings and eight pence.

Draughts of interrogatories, every ninety words, one shilling.

Engrossing interrogatories, every ninety words, six pence.

Counsel fee on trial of a cause, to be taxed by the court, but not to exceed three pounds ten shillings.

Making up bill of costs, three shillings and four pence.

For serving every subpoena or other writ, or master's report, three shillings and six pence.

Travel actually performed, per mile, from the residence of the person making the service of the place of service, three pence, and no more.

Draught of decree, every ninety words, sixpence.

Attending registrar to compare decree before signing and sealing, six shillings and eight pence.

Engrossing the same, every ninety words, six pence.

Master of the Rolls, or Master's Fees.

Each day hearing a cause, six shillings and eight pence.

Taking examination of witnesses, each day, eleven shillings and eight pence.

References for taxing costs, seven shillings and six pence – and all other references on which a special report shall be made, eleven shillings and eight pence, and no more.

Poundage on all sales, for receiving and paying the money, if less than three hundred pounds, two pound per cent and all above, one pound per cent including auctioneer's charges.

Drawing and executing every deed, one pound three shillings and four pence.

Registrar's Fees.

Copies of all papers, six pence for every ninety words.

For drawing and signing every rule or order, one shilling.

Sealing every writ, including order therefor, filing proceipe, and certifying copies, two shillings and six pence.

Every search, one shilling.

Entering and filing every bill, two shillings.

Entering and filing every answer, plea, replication or demurrer, one shilling and six pence.

Filing all other papers, each paper, six pence.

Attending every hearing, each day, five shillings.

II. And be it further enacted, that the registrar of the court shall receive the chancellor's fees, and be accountable therefor to him without fee or reward; and that no other or greater fees than are herein specified, shall be received or taken for any of the services mentioned.

III. And be it further enacted, that the master who shall tax the bill of costs, in any cause, shall deduct from, and disallow, any fees or charges claimed or made for services, in his opinion, unnecessary to have been performed in the prosecution or defence of the said cause.

IV. And be it further enacted, that no services for which the fees are not particularly regulated by this act, shall be taxed for or allowed, except the expenses of advertising.

V. And be it further enacted, that no master, or other officer of the said court, shall hold more than one office in the said court.

VI. And be it further enacted, that an act, made and passed in the forty-second year of His late Majesty's reign, entitled, "An Act to regulate and establish Fees in the Court of Chancery," be, and the same is hereby, repealed.