

*Eastern Caribbean Supreme Court (Court Proceedings Fees)*  
*(Saint Lucia) (Amendment) Rules*

**SAINT LUCIA**

**STATUTORY INSTRUMENT, 2019, No. 6**

**ARRANGEMENT OF RULES**

*Rule*

1. Citation and commencement
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3. Insertion of new rules 7A and 7B
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## SAINT LUCIA

STATUTORY INSTRUMENT, 2019, No. 6

[ 28th January, 2019 ]

In exercise of the powers conferred under section 17 of the Supreme Court Order, Cap. 2.01 and section 19(2) of the Supreme Court Act, Cap. 2.01, the Chief Justice and two other Judges of the Supreme Court make the following Rules:

### **Citation and commencement**

**1.**—(1) These Rules may be cited as the Eastern Caribbean Supreme Court (Court Proceedings Fees) (Saint Lucia) (Amendment) Rules, 2019.

(2) These Rules are deemed to have come into force on the 1<sup>st</sup> day of October, 2017.

### **Interpretation**

**2.** In these Rules, “the principal Rules” means the Eastern Caribbean Supreme Court (Court Proceedings Fees) (Saint Lucia) Rules, Statutory Instrument No. 103 of 2017.

### **Insertion of new rules 7A and 7B**

**3.** The principal Rules are amended by inserting immediately after rule 7, the following new rules 7A and 7B —

#### **“Fees for services provided to or by the Court**

**7A.**—(1) Subject to subrule (2), the fees in respect of services provided to or by the Court are the fees specified in Schedule 7A.

(2) In the case of fees for travel of officers on official duties, if a seizure is to be effected at a distance of more than five miles or at more than one place, or on more than one immovable property, the Sheriff shall determine the sum payable to an officer for travel on official duties under the circumstances.

#### **Payment of fees**

**7B.** The fees payable under these Rules must be paid —

- (a) by cheque;
- (b) by debit card;

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- (c) by credit card;
- (d) by cash; or
- (e) in any other manner, as the Chief Justice and two other judges shall publish.”

**Insertion of new Schedule 7A**

4. The principal Rules are amended by inserting immediately after Schedule 7, the following new Schedule 7A —

**“SCHEDULE 7A**

*(Rule 7A)*

**FEES FOR SERVICES PROVIDED TO OR BY THE COURT**

<b>Service</b>	<b>Fee</b>
<b>Translation</b>	The actual cost for each translation
<p><b>Jury duty</b> Each juror who attends Court in Saint Lucia for the trial of Criminal Causes in pursuance of a summons under the Criminal Code, Cap. 3.01 is entitled to receive an allowance per day as follows:</p> <ul style="list-style-type: none"> <li>1. A juror residing in — <ul style="list-style-type: none"> <li>(a) the Quarter of Castries within two miles of the City</li> <li>(b) any other part of the Quarter of Castries</li> </ul> </li> <li>2. A juror residing elsewhere in Saint Lucia</li> </ul>	<p style="text-align: right;">\$30.00</p> <p style="text-align: right;">\$50.00</p> <p style="text-align: right;">\$60.00</p>
<p><b>Services provided by the Sheriff</b></p> <ul style="list-style-type: none"> <li>1. For preparing or issuing an advertisement for sale of movable property</li> <li>2. For preparing or issuing an advertisement for the sale of — <ul style="list-style-type: none"> <li>(a) one immovable property</li> <li>(b) each immovable property in excess of one immovable property</li> </ul> </li> </ul>	<p style="text-align: right;">\$20.00</p> <p style="text-align: right;">\$30.00</p> <p style="text-align: right;">\$10.00</p>

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<b>Service</b>	<b>Fee</b>
3. For an attachment or seizure before judgment, or a ship or vessel above fifty tons;	\$200.00
4. For an attachment or seizure before judgment, or movable property not otherwise provided for;	\$50.00
5. For a seizure after judgment of property not otherwise provided for as follows:	
(a) movable property	\$50.00
(b) immovable property	\$100.00
6. For a putting of possession in a sequestration	\$50.00
7. For a copy of an inventory or minutes of seizure	\$10.00
8. For a copy of a statement containing a description of the property sequestered	\$10.00
9. The fee to be paid by the purchaser for the Sheriff's Deed of Sale of an immovable property hereafter sold or resold by the Sheriff or his or her officer is as follows —	
(a) For every \$250.00 or part of the purchase money up to \$500.00	\$50.00
(b) If the purchase money exceeds \$500.00 for the first \$500.00	\$50.00
(c) If the purchase money exceeds \$1,000.00 —	
(i) for the first \$1,000.00	\$100.00
(ii) for every \$1,000.00 or part of the purchase price after the first \$1,000.	\$20.00
Note:- No stamp duty is to be paid on the price of an adjudication or on a deed of sale or conveyance by the Sheriff.	
<b>Travel by officers on official duties</b>	
An officer shall be paid for travel on official duties including the return from where the officer starts as follows:	
(a) For one mile or part of a mile	\$20.00
(b) For a mile or part of a mile exceeding one mile but not more than five miles	\$10.00

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<b>Service</b>	<b>Fee</b>
<b>Service of court documents by the court</b>	
1. For the City of Castries:	
(a) Union, Choc, Morne Du Don and Cul-de-Sac	\$20.00
(b) other parts of the Quarter of Castries	\$30.00
2. For the Quarter of Gros Islet	\$50.00
3. From Roseau River to the River of Canaries	\$70.00
4. For Dauphin, Marquis and Esperance	\$80.00
5. For Dennery and from the River of Canaries to Anse Ivrogne	\$100.00
6. For the Quarter of Choiseul	\$140.00
7. For the Quarter of Laborie	\$140.00
8. For the Quarter of Vieux Fort, Micoud and Praslin	\$120.00
9. For the Quarter of Soufriere	\$140.00
<b>Court Office</b>	
1. For an official copy of a document on deed paper	\$5.00 per page
2. Certificate of good standing	\$150.00
<b>Execution of process</b>	
1. AGAINST THE PERSON	
For arresting or re-arresting a person, including committal and return of the person	\$140.00
2. AGAINST PROPERTY	
For arresting a ship	\$140.00
<b>Sale and Resale</b>	
1. On requisitioning a sale, without seizure of movable property	\$10.00
2. On requisitioning a sale or resale, without seizure, of each immovable property	\$10.00
3. On the gross proceeds of sale of a movable property and on all moneys levied or paid or returned into Court under an execution or which is to be distributed otherwise than as the proceeds of sale of an immovable property	10%

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Service	Fee
4. On the gross proceeds of sale of an immovable property —	
(a) up to and including \$2,500	10%
(b) over \$2,500 up to and including \$5,000	10%
(c) over \$5,000 up to and including \$10,000	5%
(d) over \$10,000	5%
<p>Note – where a resale takes place for non-payment of the whole or a portion of the purchase money required to be paid in cash by the conditions of sale, of a prior sale, or resale, the percentage shall only be charged once, but it shall be calculated on the amount of the proceeds of the abortive sale, or resale or of the actual sale, or resale, whichever amount is higher.</p>	

**Amendment of Schedule 8**

**5.** Schedule 8 of the principal Rules is amended by deleting paragraph (c).

Made this 7<sup>th</sup> day of November, 2018.

DAME JANICE M. PEREIRA,  
*Chief Justice.*

MARIO MICHEL,  
*Justice of Appeal.*

KIMBERLY CENAC-PHULGENCE,  
*High Court Judge.*