

L.N. 112 of 2024

Small Claims Tribunal (Fees) (Amendment) Rules 2024

(Made by the Chief Justice under section 36 of the Small Claims Tribunal Ordinance (Cap. 338))

1. Commencement

These Rules come into operation on 31 October 2024.

2. Small Claims Tribunal (Fees) Rules amended

The Small Claims Tribunal (Fees) Rules (Cap. 338 sub. leg. B) are amended as set out in rule 3.

3. Schedule amended (fees)

(1) The Schedule—

Repeal

“[rule 2]”

Substitute

“[rr. 2, 3 & 4]”.

(2) The Schedule—

Repeal

“Claim and Summons”

Substitute

“Claims and Summonses etc., and Applications”.

(3) The Schedule—

Repeal item 1

Substitute

“1.	Filing of a claim or counterclaim where the amount claimed—	
	(a) does not exceed \$5,000	20
	(b) exceeds \$5,000 but does not exceed \$25,000	40
	(c) exceeds \$25,000 but does not exceed \$50,000	70
	(d) exceeds \$50,000 but does not exceed \$75,000	120
	1A. Inter-partes summons and copy including service, each summons	55”.
(4)	The Schedule, after item 2—	
	Add	
	“2A. Filing of an amended document	20
	2B. Filing of a writ of execution	55
	2C. Application to set aside an award or order ...	61”.
(5)	The Schedule—	
	Repeal	
	“Certification,”	
	Substitute	
	“Translation, Transcription, Authentication and”.	
(6)	The Schedule—	
	Repeal item 5	
	Substitute	
“5.	Copy of a document made in the registry of the tribunal, per page	4”.

Note (with no legislative effect)—

No fee is payable for the copy if it is an electronic copy obtained from a designated information system: see rule 4 of the Court Proceedings (Electronic Technology) (Small Claims Tribunal) (Electronic Fees) Rules.

- (7) The Schedule, item 6—

Repeal

“Photostatic copy of”

Substitute

“Copy of a”.

- (8) The Schedule, English text, item 7, after “registry”—

Add

“of the tribunal”.

- (9) The Schedule, after item 8—

Add

“8A. Transcription made in the registry of the tribunal—

(a) per English word 0.14

(b) per Chinese character 0.1

8B. Authentication of documents by the Registrar (as defined by section 2 of the District Court Ordinance (Cap. 336)) 125”.

- (10) The Schedule, item 10—

Repeal

“diem (to be paid in cash)”

Substitute

“day”.

- (11) The Schedule, after item 10—

Add

“10A. Delivery of documents relating to a claim or counterclaim, each address 10”.

- (12) The Schedule, item 11—

Repeal

“(to be paid in cash)”.

- (13) The Schedule, English text, item 14—

Repeal

“Court”

Substitute

“court”.

- (14) The Schedule, item 14, after “registry”—

Add

“of the tribunal”.

- (15) The Schedule, under heading “**Taking Evidence**”, after item 14—

Add

“14A. Travelling expenses for each witness summoned by a party 55”.

- (16) The Schedule, under heading “**Miscellaneous**”, before item 16—

Add

“15A. Each audiotape that has a capacity of 60 minutes and contains an audio recording of proceedings in the tribunal 80

15B. Each compact disc that has a capacity of at least 700 megabytes and contains an audio recording of proceedings in the tribunal 170

15C. Each digital versatile disc that has a capacity of at least 4.7 gigabytes and contains an audio recording of proceedings in the tribunal 210”.

(17) The Schedule, item 16—

Repeal

“or a”

Substitute

“, counterclaim or”.

Andrew CHEUNG
Chief Justice

27 June 2024

Explanatory Note

These Rules amend the Small Claims Tribunal (Fees) Rules (Cap. 338 sub. leg. B) to—

- (a) specify some fees payable in respect of proceedings taken in the Small Claims Tribunal;
- (b) remove the requirement that certain bailiff's expenses be paid in cash, thus enabling the payment of such expenses by electronic means; and
- (c) make some minor amendments.