

**Appendix  
Recommended Amended Schedule C**

**Division 2  
The Tariff**

ITEM AND ITEM NUMBER	COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4	COLUMN 5
	Up to and including \$75,000	Over \$75,000 up to and including \$200,000	Over \$200,000 up to and including \$675,000	Over \$675,000 up to and including \$2 million	Over \$2 million

Unless the Court otherwise orders, matters which have no monetary amounts, for example, injunctions, will be dealt with under Column 1. Costs in relation to residential tenancies are not dealt with under any of these columns and are in the discretion of the Court. For monetary amounts within the jurisdiction of the Provincial Court, see rule 10.42.

**Commencement documents,  
pleadings related documents**

**1**(1) Commencement documents, affidavits, pleadings and related documents, and amendments. 1350 2025 2700 3375 4725

(2) When the matter is uncontested (a default judgment is an example of an uncontested matter), the limit of recovery is 50% of this amount.

**Uncontested trial**

**2** Uncontested trial appearance. 270 540 800 1080 1350

**Disclosure under Part 5**

**3**(1) Disclosure of records under Part 5, including affidavit of records. 650 1000 1350 1685 2025

(2) Review of opposite party documents (once per action), including statement of property: the equivalent of a 1/2 day fee under item 5(2); this amount may be increased if the circumstances warrant.

(3) If there are only a few records requiring a limited amount of time to review, the fee may be reduced.

**Expedition or better definition  
of the case**

**4**(1) Preparation of and response to all notices to admit facts, or notices of intention to not call persons as witnesses. 270 540 1080 1620 2160

(2) Preparation of and response to all expert reports	270	540	1080	1620	2160
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**Oral questioning under Part 5**

5(1) Preparation for questioning under Part 5 (once per action): the equivalent of a ½ day attendance fee under item 5(2).

(2) First ½ day or portion of it for attendance for questioning under Part 5 of parties or witnesses or cross-examination on an affidavit.	675	1000	1350	1685	2025
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(3) Each additional ½ day (if an attending counsel is acting for neither witness nor examining party, 50% of these amounts).	675	1000	1350	1685	2025
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(4) Preparation of and response to written questions – a fee equivalent to one full day’s attendance for oral questioning under this item.

**Applications: uncontested**

6(1) Uncontested applications	400	540	800	945	1080
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(2) Applications without notice to another party	135	135	135	135	135
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**Applications: contested**

7(1) Contested applications or assessments and reviews before a master, judge, assessment officer or review officer and appeal from Provincial Court, masters, review officers and assessment officers.	675	1000	1350	1685	2025
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(2) Contested adjournment applications.	200	200	200	200	200
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(3) Abandoned applications:  
A fee equivalent to 50% of the fee that would be payable under this item if the application had not been abandoned.

**Applications: requiring written briefs**

8(1) Applications when a brief is required or allowed by the Court, including preparation of confirming letters required for Family Law Special Chambers:

First ½ day or portion of it.	1350	1685	2025	2360	2700
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Each additional ½ day (limited to ½ day unless the Court otherwise orders).	675	845	1000	1180	1350
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For complex chambers applications, the Court may direct that costs relating to an Appearance to argue before Appeal Court apply, instead of the costs in this item.

(2) Abandoned applications:

A fee equivalent to 50% of the fee that would be payable under this item if the application had not been abandoned.

**Trial readiness/case management**

9(1) Each pre-trial application to schedule a trial date and each case management attendance (including an interlocutory application if it is heard during those applications or attendances, other than an application under rule 6.3). 340 540 800 1080 1350

(2) If an interlocutory application is brought under rule 6.3 and heard during case management attendance, the fee awarded may include either a fee for the application or fees for both the application and case management attendance, depending on the duplication of work, if any.

**Trial and summary trial**

10(1) Preparation for trial and summary trial. 2700 5400 8100 10 800 13 500

(2) This item amount may be varied up or down depending on the length and complexity of the trial or summary trial.

(3) If a matter is set down for trial or summary trial but is resolved less than 3 months before the scheduled starting date, a preparation fee based on the length of the scheduled trial or summary trial:

- (a) 3 days or less - 30% of item 10(1);
- (b) more than 3 days, up to and including 10 days - 40% of item 10(1);
- (c) more than 10 days - 50% of item 10(1).

**11 Trial and summary trial**

For first ½ day or portion of it	1350	1685	2025	2360	2700
Second counsel fee (when allowed by trial judge)	675	845	1000	1180	1350
Each additional ½ day	675	945	1200	1620	2025
Second counsel fee (when allowed by trial judge)	340	470	600	800	1000

**Written argument**

<b>12</b> Submission of written argument at the request of the trial judge or where allowed by the trial judge.	1350	2700	4050	5400	6750
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**Post-judgment**

<b>13(1)</b> Issue of writ of enforcement, including the registration of the writ in the Personal Property Registry	270	340	400	470	540
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(2) Registering a status report in the Personal Property Registry to renew the writ (allowed once every 2 years)	135	135	135	135	135
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(3) Registering a status report in the Personal Property Registry to amend the writ	35	35	35	35	35
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<b>14(1)</b> Request and review of a financial report from enforcement debtor	135	270	400	540	675
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(2) Examination in Aid of Enforcement under the <i>Civil Enforcement Act</i>	135	270	400	540	675
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<b>15</b> Seizure and related matters	135	270	400	540	675
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<b>16</b> Garnishee Summons, Notice of Continuing Attachment under the <i>Maintenance Enforcement Act</i> , or Garnishee Summons Renewal Statement	270	340	400	470	540
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<b>17</b> Sale of lands under order or judgment (including attendance at sale, whether aborted or not)	270	400	540	675	800
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**Appeals**

<b>18</b> All steps taken to file Notice of Appeal and speak to the list	270	400	540	675	800
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**19** Preparation for appeal

Preparation of factum	1350	2700	5400	8100	10 800
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All other preparation	675	1350	2700	4050	5400
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**20** Appearance to argue before Appeal Court for first 1/2 day or part of it.

First counsel	1350	2025	2700	3375	4050
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Second counsel (when allowed by the Court)	675	1000	1350	1685	2025
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**21** Appearance to argue before Appeal Court for each full 1/2 day occupied after the first 1/2 day.

First counsel	675	1000	1485	1755	2160
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Second counsel (when allowed by the Court)		500	675	875	1080
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<b>22</b> Appearance on contested application before Appeal Court, including brief.	1000	1685	2360	2700	3375
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