

SCHEDULE ONE

Fees for Services: THE CENTRAL CRIMINAL COURT, HIGH COURT, COURT OF APPEAL, SUPREME COURT AND THE CORONER'S COURT(exclusive of VAT)	Fee Junior Counsel	Fee Senior Counsel
<p>Representation on foot of Section 4(A) of the Criminal Law (Rape) Act 1981</p> <p>Case Fee:- to cover all work carried out by counsel in regard to the case to include as appropriate, consultations and court appearances, including any interim applications.</p> <p>Refresher:- an additional sum of €450.00 shall be payable by way of refresher in respect of each second or subsequent day of a hearing. In order for a refresher to be payable a matter must be listed for hearing and must involve evidence or legal submissions in excess of thirty minutes. Refreshers will not be payable in relation to mention dates or where matters are adjourned for the purpose of dealing with ancillary issues.</p>	<p>€800</p> <p>€450</p>	
<p>All other High Court, Court of Appeal, and Supreme Court proceedings</p> <p>Case Fee:- to cover all work carried out by him or her in relation to the case including as appropriate, consultations, drafting or settling of pleadings, preparatory work, settlement negotiations and court appearances including any mention dates and any interim or post hearing applications.</p> <p>Refresher:- an additional sum shall be payable by way of refresher in respect of each second or subsequent day of a hearing. The refresher fee payable to junior counsel shall be in the sum of €1,000 <u>save in the event that both Junior and Senior Counsel are retained</u> in which case the refresher fee payable shall be €300 per day for Junior Counsel (payable in the event that Junior Counsel is in attendance in court). In the case of a matter before the Supreme Court, a full refresher will be paid to both counsel if both counsel advocate before the Court. If Junior Counsel does not advocate before the Court the lower fee shall be payable.</p> <p>In order for a refresher to be payable a matter must be at hearing and listed for further hearing and must involve legal submissions and / or evidence in excess of thirty minutes.</p> <p>Refreshers will not generally be payable in relation to mention dates or where matters are adjourned for the purpose of dealing with ancillary issues e.g, costs, or issues incidental to the substantive Order made, for example the practical arrangements for the return of a child on foot of an Order made in child abduction proceedings. If</p>	<p>€2,135</p> <p>€1,000</p> <p>€300</p>	<p>€3,150</p> <p>€1,350</p>

<p>more than half an hour's court time is involved in addressing the issue the Board may pay an additional sum of €105 to Junior Counsel and €150 to Senior Counsel.</p>		
<p>A refresher fee shall be payable in the event that a court requires written submissions to be made in relation to the substantive issue(s) in the case. The full refresher fee shall be payable to both Junior and Senior Counsel in this event. No fee shall be generally payable in the event that the submissions relate to an ancillary event e.g, costs, however the Board may pay an additional fee of €105 to junior counsel and / or €150 to senior counsel in the event that the submission is extensive.</p>		
<p>Taking judgement:- an additional sum shall be payable for taking judgement (a refresher shall not be payable in these circumstances).</p>	<p>€150</p>	<p>€200</p>
<p>Re-entry / enforcement:- If, following the completion of a case, and authorisation / legal aid certificate is granted for an application to enforce the order or orders made therein or to re-enter the matter for other reasons, the fee payable on such application shall be at the refresher rate.</p>		
<p>General: - Where the Board determines that counsel should be paid for Court work in the superior courts by reference to a set number of hours the hourly rate.</p>	<p>€105</p>	<p>€150</p>
<p>The case fee payable in respect of an appeal from the Circuit Court to the High Court shall be that applicable to a case in the Circuit Court.</p>		

Fees for services THE CIRCUIT COURT (exclusive of VAT)	Fee Junior Counsel	Fee Senior Counsel
<p>All court proceedings</p> <p>Case Fee:- where counsel is briefed prior to the institution of proceedings to cover all work carried out by him or her in regard to the case to include as appropriate, consultations, drafting or settling of pleadings, preparatory work, interim applications, case progression hearings, settlement negotiations and court appearances.</p> <p>Where counsel is briefed after the Notice of Trial has been served or the matter has been given a hearing date, the case fee (€750) shall cover all work carried out by him or her in regard to the case to include as appropriate, consultations, preparatory work, further interim applications, settlement negotiations and court appearances.</p> <p>An additional sum shall be payable in respect of each interim or interlocutory application on foot of section 35 of the Family Law Act 1995 or section 37 of the Family Law (Divorce) Act 1996. A similar additional sum may be payable for other interim or interlocutory applications subject to them being approved in advance on foot of the legal aid certificate granted to the client. No additional fee shall be payable in respect of an application for judgement in default.</p> <p>Refresher:- An additional sum shall be payable by way of refresher in respect of each second or subsequent day of a hearing, or part thereof. The refresher fee payable to junior counsel shall be in the sum of €400 <u>save in the event that both Junior and Senior Counsel are retained</u> in which case the refresher fee payable shall be €300 per day for Junior Counsel (payable in the event that Junior Counsel is in attendance in court).</p> <p>In order for a refresher to be payable a matter must be at hearing and listed for further hearing and must involve legal submissions and / or evidence in excess of thirty minutes.</p> <p>Refreshers will not generally be payable in relation to mention dates or where matters are adjourned for the purpose of dealing with ancillary issues e.g, costs, or issues incidental to the substantive Order made however the Board may pay an additional fee of €76 to junior counsel and / or €114 to senior counsel in the event that the submission is extensive.</p> <p>Taking judgement:- An additional sum shall be payable for taking judgement (a refresher shall not be payable in these circumstances).</p>	<p>€1,145</p> <p>€750</p> <p>€200</p> <p>€400</p> <p>€150</p>	<p>€1,650</p> <p>€650</p> <p>€200</p>

<p>Re-entry / enforcement:- If following the completion of a case legal aid is granted for an application to enforce the order or orders made therein or to re-enter the matter for other reasons, the fee payable on such application shall be at the rate of a refresher.</p> <p>General : -Where the Board determines that counsel should be paid for Court work in the superior courts by reference to a set number of hours work the hourly rate.</p> <p>The case fee payable in respect of an appeal from the District Court to the Circuit Court shall be that applicable to a case in the District Court.</p>	<p>€76</p>	<p>€114</p>
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Fees for services THE DISTRICT COURT	Fee Junior Counsel	Fee Senior Counsel
<p>Proceedings on foot of Parts III and IV of the Child Care Act 1991</p> <p>Case fee:- to cover all work carried out by him or her in regard to the case to include as appropriate, consultations, preparatory work, settlement negotiations and/or court appearances incidental to the full hearing.</p> <p>An additional sum of €150 shall be payable in respect of each application for an interim care order, where the solicitor considers that it is necessary for the barrister to attend. A fee equivalent to the refresher fee shall be payable in respect of the first application for an interim care order.</p> <p>Refresher:- an additional sum shall be payable by way of refresher in respect of each second or subsequent day of a hearing, or part thereof. The refresher fee payable to junior counsel shall be in the sum of €400 <u>save in the event that both Junior and Senior Counsel are retained</u> in which case the refresher fee payable shall be €300 per day for Junior Counsel (payable in the event that Junior Counsel is in attendance in court).</p> <p>In order for a refresher to be payable a matter must be listed for hearing and must involve legal submissions and / or evidence in excess of thirty minutes.</p> <p>Refreshers will not be payable in relation to mention dates or where matters are adjourned for the purpose of dealing with ancillary issues or issues incidental to the substantive Order made.</p> <p>A refresher will be payable in respect of a review of a full care order(s) i.e, if final orders are already in place and the matter is listed for review. A refresher will also be payable in respect of any other review (consequent upon a care order being made) subject to the matter involving legal submissions and / or evidence in excess of thirty minutes.</p> <p>Taking judgement:- an additional sum shall be payable for taking judgement. (a refresher shall not be payable in these circumstances).</p>	<p>€750</p> <p>€150 (€400)</p> <p>€400</p> <p>€150</p>	<p>€1,050</p> <p>€500</p> <p>€200</p>
<p>Private family law proceedings – District Court</p> <p>Case fee:- in respect of Junior Counsel for private family law matters in the District Court shall be in accordance with the below. The fees shall cover all work carried out by him or her in regard to the case to include as appropriate, consultations, preparatory work,</p>		

settlement negotiations and/or court appearances. No additional sums shall be payable either in relation to interim applications or in relation to second or subsequent days of hearing.		
a) Maintenance only	€339	
b) Guardianship only	€339	
c) Custody and or access only	€339	
d) Domestic violence only	€339	
e) Custody and/or access and guardianship	€339	
f) Maintenance and custody/ and or access /and/or guardianship	€423	
g) Domestic violence and maintenance	€423	
h) Domestic violence and custody/ and or access /and / or guardianship	€423	
i) Maintenance and Domestic violence and custody / and or access /and/or guardianship	€508	
Other civil proceedings		
Case fee:- shall cover all work carried out by him or her in regard to the case to include as appropriate, consultations, preparatory work, interim applications, settlement negotiations and/or court appearances incidental to the full hearing.	€508	
Refresher:- An additional fee shall be payable by way of refresher in respect of each second or subsequent day of a hearing, or part thereof. In order for a refresher to be payable a matter must be listed for hearing or must involve legal submissions and / or evidence in excess of thirty minutes. Refreshers will not be payable in relation to mention dates or where matters are adjourned for the purpose of dealing with ancillary issues e.g, costs, or issues incidental to the substantive Order made.	€400	
General: -Where the Board determines that counsel should be paid for District Court work by reference to a set number of hours work the hourly rate.	€76	€114

Fees for services REFUGEE APPEALS TRIBUNAL	<i>Fee Junior Counsel</i>	<i>Fee Senior Counsel</i>
<p>Asylum appeals</p> <p>Case fee :- in respect of a matter before the Refugee Appeals Tribunal where Junior Counsel drafts the Notice of Appeal and attends the hearing. The fee shall cover all work carried out by him or her in regard to the case to include as appropriate, research, drafting the Notice of Appeal (Form 1), consultations, preparatory work and Tribunal appearances. No additional sums shall be payable either in relation to interim applications or in relation to second or subsequent days of hearing.</p> <p>Case fee:- in respect of a matter before the Refugee Appeals Tribunal where Junior Counsel drafts the Notice of Appeal but is not required to attend the Tribunal. The fee shall cover all work carried out by him or her in regard to the case to include as appropriate, research, drafting the Notice of Appeal (Form 2), consultations and preparatory work.</p> <p>Asylum appeals</p> <p>Case fee:- in respect a matter before the Refugee Appeals Tribunal where Junior Counsel does not draft the Notice of Appeal (Form 1) but attends the hearing. The fee shall cover all work carried out by him or her in regard to the case to include as appropriate, consultations, preparatory work and Tribunal appearances. No additional sums shall be payable either in relation to interim applications or in relation to second or subsequent days of hearing.</p> <p>General:- Where the Board determines that counsel should be paid for Refugee Appeals Tribunal work by reference to a set number of hours work the hourly rate payable shall be as advised.</p>	<p>€385</p> <p>€195</p> <p>€210</p> <p>€76</p>	

FEES FOR NON-COURT WORK	<i>Hourly Fee Junior Counsel</i>	<i>Hourly Fee Senior Counsel</i>
<p>The Board may authorise a fee to advise on a particular issue. Such a fee shall be calculated on an hourly rate and the authorisation will grant a certain number of hours. The hourly rate shall be €76 for Junior Counsel and €114 for Senior Counsel unless the Board determines that the matter is one that is being litigated in the Superior Courts or would be likely to be litigated in the High Court were proceedings to be instituted in which case the higher hourly rate shall apply.</p>	<p>€76 (€105)</p>	<p>€114 (€150)</p>

**Addendum –
Fees for Services pursuant to Scheme of Aid and Advice - Home Mortgage
Arrears**

PIA REVIEW LEGAL AID SERVICE	Fee junior counsel	Fee senior counsel
<p>PIA application / appeal to the Court – first instance hearing at Court:- case fee to cover all work carried out by him or her in regard to the case to include as appropriate, consultations, negotiations, legal submissions, preparatory work, and/or court appearances incidental to and including the full hearing.</p>		
Circuit Court	€1,750	
High Court without senior counsel	€2,650	
High Court with senior counsel	€2,150	€3,650
<p>PIA appeals from one court jurisdiction to another where the case was fully heard at first instance:- case fee to cover all work carried out by him or her in regard to the appeal to include as appropriate, consultations, negotiations, legal submissions, preparatory work, and/or court appearances incidental to and including the full hearing.</p>		
Circuit Court to the High Court - without senior counsel	€1,750	
Circuit Court to the High Court - with senior counsel	€1,145	€2,650
High Court to the Court of Appeal / Supreme Court (without senior counsel)	€2,650	
High Court to the Court of Appeal / Supreme Court (with senior counsel)	€2,150	€3,650
<p>PIA REVIEW LEGAL AID SERVICE</p> <p>Case fee where the case goes to a full hearing and is related to a similar case (spouse / partner) involving the same home:- case fee to cover all work carried out by him or her in regard to the case to include as appropriate, consultations, negotiations, legal submissions, preparatory work, and/or court appearances incidental to and including the full hearing.</p>		
Circuit Court	€825	
High Court without senior counsel	€1,425	

High Court with senior counsel	€1,075	€1075
PIA appeals from one court jurisdiction to another where the case goes to a full hearing and is related to a similar case (spouse / partner) involving the same home:- case fee to cover all work carried out by him or her in regard to the appeal to include as appropriate, consultations, negotiations, legal submissions, preparatory work, and/or court appearances incidental to and including the full hearing.		
Circuit Court to the High Court - without senior counsel	€495	
Circuit Court to the High Court - with senior counsel	€345	€795
High Court to the Court of Appeal / Supreme Court (without senior counsel)		
High Court to the Court of Appeal / Supreme Court (with senior counsel)	€795	€1,095
PIA REVIEW LEGAL AID SERVICE		
PIA application / appeal to the Court: Case fee where the case is at first instance and does not progress beyond the case management / progression stage and is not settled:- to cover all work carried out by him or her in regard to the case to include as appropriate, consultations, preparatory work, legal submissions, and/or court appearances.		
Circuit Court	€495	
High Court without senior counsel	€795	
High Court with senior counsel	€645	€1,095
PIA appeals from one court jurisdiction to another where the case did not progress beyond the case management / progression stage and the judicial refusal to allow it progress is appealed:- case fee to cover all work carried out by him or her in regard to the appeal to include as appropriate, consultations, negotiations, legal submissions, preparatory work, and/or court appearances.		
Appeal from the Circuit Court to the High Court	€495	
Appeal from the High Court to the Court of Appeal / Supreme	€795	

Court without senior counsel		
Appeal from the High Court to the Court of Appeal / Supreme Court - with senior counsel	€645	€1,095
PIA REVIEW LEGAL AID SERVICE		
Case fee where the case is related to a similar case (spouse / partner) involving the same home and does not progress beyond the case management / progression stage and is not settled:- to cover all work carried out by him or her in regard to the case to include as appropriate, consultations, preparatory work, and/or court appearances.		
Appeal from the Circuit Court to the High Court	€250	
Appeal from the High Court to the Court of Appeal / Supreme Court without senior counsel	€400	
Appeal from the High Court to the Court of Appeal / Supreme Court - with senior counsel	€325	€550

Addendum

Fees pursuant to scheme of legal services in respect of certain inquests

Revised scheme for Inquest cases effective from the 18th August 2016 which includes the engaging of counsel.

The daily rates for Junior and Senior counsel are €685 and €1,027 respectively.

The number of refreshers that are automatically approved is limited to 10 and any additional will require prior approval from the Board.

CORONERS COURT	Fee Junior Counsel	Fee Senior Counsel
All work carried out in regard to the inquest to include as appropriate consultations, preparatory work, and/or court appearances (including mention dates)	€685	€1,027