

LIST OF PROPOSED FEE AMOUNTS CONSULTATION DRAFT

Caution: This consultation draft list is intended to facilitate dialogue concerning its contents. Should the decision be made to proceed with the proposal, the comments received during consultation will be considered during the preparation of the proposed regulatory amendments. The content of this consultation list is subject to change as a result of the consultation process and as a result of approvals received.

Small Claims Court Fees (O. Reg. 332/16)

Fee Type	Current Fee (\$)	Proposed Fee (\$)
On the filing of a claim by infrequent claimant	95	102
On the filing of a claim by frequent claimant	200	215
On the filing of a defendant's claim	95	102
On the filing a notice of motion served on another party, a notice of motion without notice or a notice of motion for a consent order (except a notice of motion under the <i>Wages Act</i>)	60	120
On the filing of a defence	50	73
For the fixing of a date for a trial or an assessment hearing by an infrequent claimant	145	290
For the fixing of a date for a trial or an assessment hearing by a frequent claimant	190	380
For the filing of a request for default judgment by an infrequent claimant	55	89
For the filing of a request for default judgment by a frequent claimant	75	121
On the issue of a summons to a witness	30	31
On receipt for enforcement of a process from the Ontario Court of Justice or an order or judgment as provided by statute	40	42
On the issue of a certificate of judgment	25	28
On the issue of a writ of delivery, a writ of seizure and sale or a notice of examination	55	64
On the issue or renewal of a notice of garnishment	125	136
For preparing and filing a consolidation order	115	120
For forwarding a court file to Divisional Court for appeal	30	99
For making up and forwarding of papers, documents and exhibits	30 (and transportation costs)	99 (and transportation costs)
For the retrieval from storage of a court file	35	78
On the filing of an application under the <i>Repair and Storage Liens Act</i>	150	190
On the filing of a notice of objection under the <i>Repair and Storage Liens Act</i>	50	106
On the issue of an initial certificate under the <i>Repair and Storage Liens Act</i>	55	93
On the issue of a final certificate under the <i>Repair and Storage Liens Act</i>	55	93
On the issue of a writ of seizure under the <i>Repair and</i>	55	64

Fee Type	Current Fee (\$)	Proposed Fee (\$)
<i>Storage Liens Act</i>		

Civil Court Fees (O. Reg. 293/92)

Fee Type	Current Fee (\$)	Proposed Fee (\$)
On the issue of a statement of claim, notice of action or notice of application	220	229
On the issue of a third or subsequent party claim	220	229
On the issue of a statement of defence and counterclaim adding party	220	229
On the issue of a summons to a witness	30	31
On the issue of a certificate, other than a certificate of a search by the registrar required on an application for a certificate of appointment of estate trustee	30	31
On the issue of a commission	55	57
On the issue of a writ of execution	70	73
On the issue of a notice of garnishment or notice of renewal of garnishment (including the filing of the notice with the sheriff)	140	146
On the signing of an order directing a reference, except an order on requisition directing the assessment of a bill under the <i>Solicitors Act</i>	285	297
On the signing of an order on requisition directing the assessment of a bill under the <i>Solicitors Act</i> (if obtained by a client)	95	99
On the signing of an order on requisition directing the assessment of a bill under the <i>Solicitors Act</i> (if obtained by a solicitor)	175	183
On the signing of a notice of appointment for the assessment of costs under the Rules of Civil Procedure	125	130
On the filing a notice of intent to defend	175	183
On the filing of a statement of defence, a defence to counterclaim, a defence to crossclaim or a third party defence (if no notice of intent to defend has been filed)	175	183
On the filing of a notice of appearance	155	162
On the filing of a notice of motion served on another party, a notice of motion without notice, a notice of motion for a consent order or a notice of motion for leave to appeal, other than a notice of motion in a family law appeal	160	320
On the filing of a notice of return of motion, other than a notice of return of motion in a family law appeal	160	320
On the filing of a requisition for signing of default judgment by registrar	160	167
On the filing of a trial record, for the first time only	405	810
On the filing of a notice of appeal or cross-appeal from an interlocutory order	220	229
On the filing of a notice of appeal or cross-appeal to an appellate court of a final order of the Small Claims Court	125	130
On the filing of a notice of appeal to an appellate court of a final order of any court or tribunal, other than the	220	229

Fee Type	Current Fee (\$)	Proposed Fee (\$)
Small Claims Court or the Consent and Capacity Board		
On the filing of a request to redeem or request for sale	125	130
On the filing of an affidavit under s. 11 of the <i>Bulk Sales Act</i>	95	N/A (Legislation Repealed)
On the filing of a jury notice in a civil proceeding	125	130
For obtaining an appointment with a registrar for settlement of an order	125	130
For perfecting an appeal or judicial review application	405	608
For making up and forwarding papers, documents and exhibits	95 (plus transportation costs)	99 (plus transportation costs)
For the retrieval from storage of a court file	75	78
For the taking of an affidavit or declaration by a commissioner for taking affidavits	20	21
Estate matters: For a certificate of succeeding estate trustee or a certificate of estate trustee during litigation	125	130
Estate matters: For an application of an estate trustee to pass accounts, including all services in connection with it	390	407
Estate matters: For a notice of objection to accounts	85	88
Estate matters: For an application other than an application to pass accounts, including an application for proof of lost or destroyed will, a revocation of a certificate of appointment, an application for directions or the filing of a claim and notice of contestation	210	219
Estate matters: For a notice of objection other than a notice of objection to accounts, including the filing of a notice of appearance	85	89
Estate matters: For a request for notice of commencement of proceedings	85	89
Estate matters: For the deposit of a will or codicil for safekeeping	25	26
Estate matters: For an assessment of costs, including the certificate	60	63
<i>Construction Act</i> matters (formerly <i>Construction Lien Act</i>): On the issue of a statement of claim, crossclaim, counterclaim or third party claim (if the claim, crossclaim or third party claim does not exceed \$6000)	95	99
<i>Construction Act</i> matters (formerly <i>Construction Lien Act</i>): On the issue of a statement of claim, crossclaim, counterclaim or third party claim (if the claim, crossclaim or third party claim exceeds \$6000)	220	229
<i>Construction Act</i> matters (formerly <i>Construction Lien Act</i>): On the filing of a statement of defence (if the claim, crossclaim or third party claim exceeds \$6000)	155	162
<i>Construction Act</i> matters (formerly <i>Construction Lien Act</i>): On the issue of a certificate of action (if the claim, crossclaim or third party claim exceeds \$6000)	125	130
<i>Construction Act</i> matters (formerly <i>Construction Lien Act</i>): On the filing of a trial record (if the claim, crossclaim or third party claim exceeds \$6000)	405	810
<i>Repair and Storage Liens Act</i> matters: On the filing of an application	220	229
<i>Repair and Storage Liens Act</i> matters: On the filing of	155	162

Fee Type	Current Fee (\$)	Proposed Fee (\$)
a notice of objection		
<i>Repair and Storage Liens Act</i> matters: On the issue of an initial certificate or final certificate	125	130
<i>Repair and Storage Liens Act</i> matters: On the issue of a writ of seizure	70	73

Family Court Fees (O. Reg. 293/92 and O. Reg. 417/95)

Fee Type*	Current Fee (\$)	Proposed Fee (\$)
On the filing of an application	157	202
On the filing of an answer that does not include a request for a divorce	125	161
On the filing of an answer where the answer includes a request for a divorce	157	202
On the placing of an application on the list for hearing	280	420
On the issue of a summons to a witness	19	31
On the issue of a certificate for a divorce	19	24
For making up and forwarding papers, documents and exhibits	65 (and transportation costs)	99 (and transportation costs)
In a family law appeal, on the filing of a notice of motion served on another party, a notice of motion without notice, a notice of motion for a consent order or a notice of return of motion	90	126
On the filing of a notice of motion for leave to appeal in a family law case	90	126
For perfecting an appeal or judicial review application	405	608

*The current family fee exemptions will continue to apply.

Fee Waiver Financial Eligibility (O. Reg. 2/05)

Criteria		Current Maximum Amount (\$)	Proposed Maximum Amount (\$)
Gross annual household income	1 person household	24,000	30,000
	2 person household	36,000	44,400
	3 person household	42,000	51,600
	4 person household	50,400	62,400
	5 or more person household	58,800	73,200
Household liquid assets		2,040	2,500
Household net worth		8,160	10,100