

BANKRUPTCY ACT
(CHAPTER 20, SECTION 166)

BANKRUPTCY (COSTS) RULES

ARRANGEMENT OF RULES

Rule

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The Schedule
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[15th July 1995]

Citation

1. These Rules may be cited as the Bankruptcy (Costs) Rules.

Rules of Court to apply

2. Subject to these Rules and any other written law, the provisions of the Rules of Court (Cap. 322, R 5) relating to costs shall apply, with the necessary modifications, to the allowance and taxation of costs in bankruptcy proceedings.

Non-contentious business

3. Subject to these Rules and any other written law, the Legal Profession Act (Cap. 161) shall apply to a solicitor's remuneration for non-contentious business in relation to a bankrupt or his estate.

Production of vouchers

4. A voucher shall be produced on taxation for every payment failing which such payment shall be disallowed.

Where same solicitor is employed for 2 or more persons having same interest

5.—(1) Where the same solicitor is employed for 2 or more persons having the same interest, and separate papers are delivered, or other proceedings are had by or for 2 or more such persons separately, the Registrar shall consider in the taxation of such solicitor's bill of costs whether such separate papers or other proceedings were reasonable.

(2) The Registrar shall allow such part of the costs occasioned thereby as he thinks is reasonable, and any doubts which the Registrar may have as to whether the costs were reasonably incurred shall be resolved in favour of the paying party.

Contents of bill of costs

6.—(1) Every bill of costs must set out in 3 separate sections details of —

- (a) the work done in the cause or matter, except for the taxation of costs;
- (b) the work done for and in respect of the taxation of costs; and
- (c) all disbursements made in the cause or matter.

(2) The costs claimed for under paragraph (1)(a) and (b) shall be indicated as one global sum for each section of the bill, while the costs claimed for under paragraph (1)(c) must set out the sum claimed for each item of disbursement.

(3) Every bill of costs must be headed in the cause or matter to which the bill relates, with the name of the party whose bill it is, and the judgment, direction or order under which the bill is to be taxed, the basis of taxation and whether the bill is to be taxed between party and party or solicitor and client.

(4) A bill of costs must be endorsed with the name of the solicitor who drew up the bill and the address of his firm.

Costs to be allowed in accordance with Schedule

7.—(1) Subject to these Rules, costs shall be allowed in the cases to which the Schedule applies in accordance with the provisions of the Schedule unless the court otherwise orders.

(2) Without prejudice to the generality of paragraph (1), the costs to be allowed to a debtor's solicitor who has acted for the debtor in the obtaining of a bankruptcy order on a debtor's bankruptcy application shall be as provided in the Schedule unless the court, on application by the debtor's solicitor by way of summons, orders otherwise.

[S 857/2005 wef 01/04/2006]

THE SCHEDULE

Rule 7

<i>Description</i>	<i>Costs to be allowed</i>
1. Where a bankruptcy order is made on a creditor's bankruptcy application, costs allowed to the creditor-applicant	\$1,200 plus disbursements
2. The following costs are to be allowed in addition to the costs allowed under paragraph 1:	
(a) where substituted service is ordered and effected	\$350 plus disbursements
(b) where service out of jurisdiction is ordered and effected	\$700 plus disbursements
(c) where an order for taxation is made, for work done for and in the taxation	\$500
3. Costs allowed to a debtor's solicitor where a bankruptcy order is made upon a debtor's bankruptcy application	\$450 plus disbursements
4. Costs allowed to a debtor's solicitor for work done for taxation where an order for taxation of the solicitor's costs is made	\$50
5. Where an application under section 124 of the Act is dismissed, costs allowed to a creditor who was heard under section 124(2) of the Act and who objected to the application	\$500 plus disbursements

THE SCHEDULE — *continued*

6. Costs allowed to a creditor where an \$450 plus disbursements application under section 126(5D) of the Act is allowed upon the creditor's application

[S 359/2016 wef 01/08/2016]

[G.N. No. S 270/95]

LEGISLATIVE HISTORY
BANKRUPTCY (COSTS) RULES
(CHAPTER 20, R 2)

This Legislative History is provided for the convenience of users of the Bankruptcy (Costs) Rules. It is not part of these Rules.

1. G. N. No. S 270/1995 — Bankruptcy (Costs) Rules 1995

Date of commencement : 15 July 1995

2. 1996 Revised Edition — Bankruptcy (Costs) Rules

Date of operation : 15 May 1996

3. 2002 Revised Edition — Bankruptcy (Costs) Rules

Date of operation : 31 January 2002

4. G. N. No. S 857/2005 — Bankruptcy (Costs) (Amendment) Rules 2005

Date of commencement : 1 April 2006

5. G.N. No. S 359/2016 — Bankruptcy (Costs) (Amendment) Rules 2016

Date of commencement : 1 August 2016