

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN

AMENDMENTS TO *The Queen's Bench Rules*

*The Queen's Bench Rules* are amended, effective the 15<sup>th</sup> day of August, 2015,  
by repealing Schedule I "B" of the Tariff of Costs and substituting the following:

**"SCHEDULE I**

**'B' – 'GENERAL'**

**IN THE COURT OF QUEEN'S BENCH**

***What this Schedule is about:*** This is the Schedule that is referred to in Part 11, Rule 11-18(1). Part 11 generally refers to how the Court may make an order or direction with respect to the costs in a proceeding, and this Schedule outlines the basic cost structure between the parties to the litigation.

Whether this Schedule is used in any given case, either in whole or in part, is subject to the discretion of the Court. In the event that an item is not referred to in this Schedule, the matter of costs for that item will be in the discretion of the Court.

The Schedule is divided into 3 columns; Column 1 is to apply in every case unless the Court directs otherwise.

The appropriate column is based upon the complexity of the matter. Column 1 represents the least complex matter and Column 3 represents the most complex matter.

The parties may agree upon the column to be applied failing which this must be decided by the Court.

Some judicial processes have their own Tariff of Costs and, in matters falling within those processes, this Tariff will not apply.

Tariff Items	Fees			
	Column 1	Column 2	Column 3	
<b>PART 3: COURT ACTIONS</b>				
<b>Division 2: Actions Started by Statement of Claim</b>				
1	Rule 3-9 Statement of Claim	\$750	\$1,500	\$3,000
2	Rule 3-15 Statement of Defence	\$500	\$1,000	\$2,000

Tariff Items		Fees		
		Column 1	Column 2	Column 3
3	Rules 3-15, 3-16 and 3-43 Defence with Counterclaim	\$750	\$1,500	\$3,000
4	Rule 3-17 Reply to Defence	\$150	\$300	\$600
5	Rules 3-16, 3-32 and 3-33 For each Third Party Claim or Cross-Claim	\$500	\$1,000	\$2,000
<b>Division 3: Actions Started by Originating Application and Judicial Review</b>				
6	Rules 3-49 and 3-56 Originating Applications and Judicial Review Applications, including supporting affidavits	\$1,000	\$2,000	\$4,000
7	Rule 3-50 Briefs of Law and Attendance on Application	\$1,000	\$2,000	\$4,000
8	Rule 3-52 Response to an Application	\$1,000	\$2,000	\$4,000
9	Rule 3-54 Cross-examination on Affidavits (per ½ day of 2 ½ hours or part of 2 ½ hours)	\$150	\$300	\$600
<b>Division 4: Request for Particulars</b>				
10	Rule 3-71 Request for Particulars	\$150	\$300	\$600
11	Rule 3-71 Response to Request for Particulars	\$150	\$300	\$600
<b>PART 4: MANAGING LITIGATION</b>				
<b>Division 2: Court Assistance in Managing Litigation</b>				
12	Rule 4-4(2) Request for Case Conference	\$50	\$50	\$50
13	Rule 4-5 Request for Case Management	\$100	\$100	\$100
14	Rule 4-8 Preparation for and appearance at case management conference	\$100	\$200	\$400

Tariff Items	Fees			
	Column 1	Column 2	Column 3	
<b>Division 3: Dispute Resolution</b>				
<i>Subdivision 1: Mandatory Mediation</i>				
15	<b>Rule 4-10 Mandatory Mediation Preparation for and attendance at Mandatory Mediation (per ½ day of 2 ½ hours or part of 2 ½ hours)</b>	\$150	\$300	\$600
<i>Subdivision 2: Pre-trial Conference</i>				
16	<b>Rules 4-11(1) to 4-15 All steps necessary for request, preparation and attendance (per ½ day of 2 ½ hours or part of 2 ½ hours)</b>	\$1,000	\$2,000	\$4,000
<b>PART 5: DISCLOSURE OF INFORMATION</b>				
17	<b>Rule 5-5 For all attendances and steps required to complete the Affidavit of Documents, including all negotiations and discussions that are required pursuant to the e-Discovery Guidelines. Base amount plus \$0.50 for each additional document or bundle of documents after 50</b>	\$500	\$1,000	\$2,000
18	<b>Rule 5-10 For the preparation and swearing of any Supplementary Affidavit of Documents. Base amount plus \$0.50 for each additional document or bundle of documents after 50</b>	\$100	\$200	\$400
19	<b>Rule 5-18 Conducting the Questioning of any party (per ½ day of 2 ½ hours or part of 2 ½ hours)</b>	\$300	\$600	\$1,200
20	<b>Rule 5-23 Procuring and serving the Appointment for Questioning</b>	\$50	\$50	\$50
21	<b>Rule 5-25 Attendance at Questioning by Other Counsel (per ½ day of 2 ½ hours or part of 2 ½ hours)</b>	\$150	\$300	\$600

Tariff Items		Fees		
		Column 1	Column 2	Column 3
22	<b>Rule 5-32</b> For all steps necessary to prepare and serve written questions on another party	\$150	\$300	\$600
23	<b>Rule 5-32(3)</b> Responding to written questions of another party	\$150	\$300	\$600
24	<b>Rule 5-33</b> Responding to any Undertakings	\$150	\$300	\$600
<b>Division 3: Experts and Expert Reports</b>				
25	For all steps necessary to prepare and instruct an expert witness in connection with the preparation of the expert's report where the expert testifies or the report is tendered in evidence or where the preparation of the report was necessary in the opinion of the trial judge	\$500	\$1,000	\$2,000
<b>PART 6: RESOLVING ISSUES AND PRESERVING RIGHTS</b>				
26	<b>Rules 6-5 and 6-6</b> <b>Notices of Application</b> a. <b>Uncontested Matter:</b> for the preparation and attendance on the Application, including all affidavits and material filed in support or in response	\$300	\$300	\$300
	b. <b>Contested Matter:</b> for the preparation and attendance on the Application, including all affidavits and material filed in support or in response	\$500	\$1,000	\$2,000
27	<b>Rule 6-24</b> <b>Appearance Day Applications:</b> for the preparation and attendance on the Appearance Day Application	\$200	\$200	\$200
28	<b>Rule 6-51</b> Each Notice to Admit Facts or Admission of Facts	\$300	\$600	\$1,200

Tariff Items		Fees		
		Column 1	Column 2	Column 3
<b>PART 7: RESOLVING CLAIMS WITHOUT A FULL TRIAL</b>				
<b>Division 2: Summary Judgment</b>				
29	<b>Rules 7-2 and 7-3 Application for Summary Judgment, including preparation of affidavits and attendance on Application</b>	\$1,000	\$2,000	\$4,000
30	<b>Rule 7-3(2) Cross-Examination, per affidavit</b>	\$200	\$400	\$800
31	<b>Rule 7-4 Preparation of Briefs required for Summary Judgment</b>	\$500	\$1,000	\$2,000
32	<b>Rule 7-5(3) Presenting Oral Evidence, if directed by the Judge (per ½ day of 2 ½ hours or part of 2 ½ hours)</b>	\$500	\$500	\$500
<b>PART 9: TRIAL</b>				
<b>Division 4: Procedure at Trial</b>				
33	<b>Rule 9-12 Notice to Produce Documents</b>	\$100	\$100	\$100
34	<b>Preparation for Trial, including written Brief, if any</b>	\$1,000	\$2,000	\$3,000
35	<b>Counsel Fee at Trial to First Counsel (per ½ day of 2 ½ hours or with proportionate allowance for part of 2 ½ hours)</b>	\$1,000	\$2,000	\$3,000
36	<b>Counsel Fee at Trial to Second Counsel – in discretion of the Trial Judge, not to exceed ½ of the counsel fee to First Counsel, if considered necessary</b>			
37	<b>Written Argument – in discretion of the Trial Judge, if considered necessary</b>	\$1,000	\$2,000	\$3,000

Tariff Items		Fees		
		Column 1	Column 2	Column 3
<b>MISCELLANEOUS ITEMS</b>				
38	Preparation and Issuance of each Court Order or Formal Judgment	\$100	\$100	\$100
39	Entry of Judgment in default for a liquidated demand in ordinary cases, in full satisfaction of all other fees	\$1,000	\$1,000	\$1,000
40	Preparation of Bill of Costs	\$100	\$200	\$400
41	Fee on Assessment of Bill of Costs, per hour	\$100	\$100	\$100
42	All necessary disbursements properly vouched for			

**“SCHEDULE I**  
**‘B’ – ‘FAMILY’**  
**IN THE COURT OF QUEEN’S BENCH**  
**FAMILY LAW DIVISION**

***What this Schedule is about:*** This is the Schedule that is referred to in Part 11, Rule 11-18(1). Part 11 generally refers to how the Court may make an order or direction with respect to the costs in a proceeding, and this Schedule outlines the basic cost structure between the parties to the litigation.

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The Schedule is divided into 3 columns; Column 1 is to apply in every case unless the Court directs otherwise.

The appropriate column is based upon the complexity of the matter. Column 1 represents the least complex matter and Column 3 represents the most complex matter.

The parties may agree upon the column to be applied failing which this must be decided by the Court.

Some judicial processes have their own Tariff of Costs and, in matters falling within those processes, this Tariff will not apply.

Tariff Items		Fees		
		Column 1	Column 2	Column 3
<b>PART 15: FAMILY LAW PROCEEDINGS</b>				
<b>Originating Pleadings</b>				
1	Rule 15-6 Petition	\$500	\$1,000	\$2,000
2	Rule 15-14 Answer	\$200	\$400	\$800
3	Rule 15-15 Answer and Counter-Petition	\$500	\$1,000	\$2,000
4	Rule 15-17 Reply to Answer and Counter-Petition	\$150	\$300	\$600
5	Rule 15-48 Application for corollary relief	See “Motions and Applications”		

Tariff Items		Fees		
		Column 1	Column 2	Column 3
6	Rule 15-49 Application for Variation, including the preparation and attendance on the application with affidavits and material filed in support	\$1,000	\$2,000	\$4,000
<b>Division 3: Disclosure of Information</b>				
7	Rule 15-26 Financial Statement	\$500	\$1,000	\$2,000
8	Rule 15-26 Property Statement	\$500	\$1,000	\$2,000
9	Rule 15-26 Notice to File Income Information	\$200	\$200	\$200
10	Rule 15-26 Reply to Notice to File Income Information	\$200	\$200	\$200
11	Rule 5-5 For all attendances and steps required to complete the Affidavit of Documents, including all negotiations and discussions that are required pursuant to the e-Discovery Guidelines. Base amount plus \$0.50 for each additional document or bundle of documents after 50	\$500	\$1,000	\$2,000
12	Rule 5-10 For the preparation and swearing of any Supplementary Affidavit of Documents. Base amount plus \$0.50 for each additional document or bundle of documents after 50	\$100	\$200	\$400
13	Rule 15-33 Notice to Disclose	\$150	\$300	\$600
14	Rule 15-33 Reply to Notice to Disclose	\$150	\$300	\$600
15	Rule 15-34 Notice to Reply to Written Questions	\$150	\$300	\$600
16	Rule 15-34 Reply to Notice to Reply to Written Questions	\$150	\$300	\$600
17	Rule 5-18 Conducting the Questioning of any party (per ½ day of 2 ½ hours or part of 2 ½ hours)	\$300	\$600	\$1,200
18	Rule 5-23 Procuring and serving the Appointment for Questioning	\$50	\$50	\$50



Tariff Items		Fees		
		Column 1	Column 2	Column 3
19	<b>Rule 5-25</b> Attendance at Questioning by Other Counsel (per ½ day of 2 ½ hours or part of 2 ½ hours)	\$150	\$300	\$600
<b>Expert Witnesses</b>				
20	<b>Rules 5-37 to 5-46</b> For all steps necessary to prepare and instruct an expert witness in connection with the preparation of the expert's report where the expert testifies or the report is tendered in evidence or where the preparation of the report was necessary in the opinion of the trial judge	\$500	\$1,000	\$2,000
<b>Court Assistance in Managing Litigation</b>				
21	<b>Rule 4-4(2)</b> Request for Case Conference	\$50	\$50	\$50
22	<b>Rule 4-5</b> Request for Case Management	\$100	\$100	\$100
23	<b>Rule 4-8</b> Preparation for and appearance at case management conference	\$100	\$200	\$400
24	<b>Rule 15-21</b> Joint Request for Pre-trial Conference	\$50	\$50	\$50
25	<b>Rules 4-11(1) to 4-15</b> All steps necessary for request, preparation and attendance at pre-trial (per half day of 2 ½ hours or part of 2 ½ hours)	\$1,000	\$2,000	\$4,000
<b>Motions and Applications</b>				
26	<b>Rules 6-5 and 6-6</b> <b>Notices of Application</b> a. <b>Uncontested Matter: for the preparation and attendance on the Application, including all affidavits and material filed in support or in response</b>	\$300	\$300	\$300
	b. <b>Contested Matter: for the preparation and attendance on the Application, including all affidavits and material filed in support or in response</b>	\$500	\$1,000	\$2,000

Tariff Items		Fees		
		Column 1	Column 2	Column 3
27	<b>Rule 6-24</b> Appearance Day Applications: for the preparation and attendance on the Appearance Day Application	\$200	\$200	\$200
28	<b>Rule 6-51</b> Each Notice to Admit Facts or Admission of Facts	\$300	\$600	\$1,200
<b>Resolving Claims Without a Full Trial</b>				
<b>Summary Judgment</b>				
29	<b>Rules 7-2 and 7-3</b> Application for Summary Judgment, including preparation of affidavits and attendance on Application	\$500	\$1,000	\$2,000
30	<b>Rule 7-3(2)</b> Cross-Examination on Affidavits, per affidavit	\$300	\$600	\$1,200
31	<b>Rule 7-4</b> Preparation of Briefs required for Summary Judgment	\$500	\$1,000	\$2,000
32	<b>Rule 7-5(3)</b> Presenting Oral Evidence, if directed by the Judge (per half day of 2 ½ hours or part of 2 ½ hours)	\$500	\$1,000	\$2,000
	Note: This part does not apply to uncontested family law proceedings in accordance with Rule 15-23 nor uncontested divorce proceedings in accordance with Rule 15-41			
<b>Uncontested Family Law Proceeding (Rule 15-23)</b>				
33	For each Petition and Notice of Application for Judgment in Form 15-23A or Application for Judgment in Form 15-23B with supporting affidavits and material filed in support and, if necessary, in the opinion of the Court, oral evidence	\$1000	\$1000	\$1000
<b>Uncontested Divorce Proceeding (Rule 15-41)</b>				
34	For each Petition and Notice of Application for Judgment in Form 15-23A or Application for Judgment in Form 15-23B with supporting affidavits and material filed in support, and, in addition, all reasonable disbursements properly vouched for	\$500	\$500	\$500

Tariff Items		Fees		
		Column 1	Column 2	Column 3
<b>Trial</b>				
<b>Procedure at Trial</b>				
35	Rule 9-12 Notice to Produce Documents	\$100	\$100	\$100
36	Preparation for Trial, including written Brief, if any	\$1,000	\$2,000	\$3,000
37	Counsel Fee at Trial to First Counsel (per ½ day of 2 ½ hours or with proportionate allowance for part of 2 ½ hours)	\$1,000	\$2,000	\$3,000
<b>MISCELLANEOUS ITEMS</b>				
38	Preparation and Issuance of each Court Order or Formal Judgment	\$100	\$100	\$100
39	Preparation of Bill of Costs	\$100	\$200	\$400
40	Fee on Assessment of Bill of Costs, per hour	\$100	\$100	\$100
41	All necessary disbursements properly vouched for			

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CERTIFICATE

I, MARTEL D. POPESCU, Chief Justice of Her Majesty's Court of Queen's Bench for Saskatchewan, certify that these rules were made by a majority of judges of Her Majesty's Court of Queen's Bench for Saskatchewan pursuant to section 28 of *The Queen's Bench Act, 1998*.

Dated at Saskatoon, Saskatchewan, June 26<sup>th</sup>, 2015.

  
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Martel D. Popescu, C.J.Q.B.