



محاكم
DIFC
COURTS

COURTS FEES

EDITION 2

www.difccourts.ae

I. Originating Proceedings – Court of First Instance (CFI)

Part 7 claim
(Money and/or
property claims):

Claim Value	Fee
Up to and including USD 500,000	5% of the value of the claim and/or the property with a minimum of USD 1,500
USD 500,000 – USD 1million	USD 25,000 + 1% over USD 500,000
USD 1million – USD 5 million	USD 30,000 + 0.5% over USD 1million
USD 5 million – USD 10 million	USD 50,000 + 0.4% over USD 5 million
USD 10 million – USD 50 million	USD 70,000 + 0.15% over USD 10 million
Over USD 50 million	USD 130,000

This amount will include the hearing fees for any in-chamber meetings, one Case Management Conference, one Pre-Trial Review and up to 3 days of trial. Any additional filings or hearings will be charged as per Article IV below.

All Other Claims:

USD 5,000 for non-monetary claims. The fees for a Part 7 claim will apply to claims relating to a specified monetary amount.

Filing Proceedings
against a party or
parties not named
in originating
proceedings:

USD 500

Reimbursement for
settlement:

Where the parties successfully settle the claim filed in the DIFC Courts in full, the following reimbursements shall apply:

- For claims settled before the Case Management Conference takes place, 65% of the filing fee shall be reimbursed.
- For claims settled between the Case Management Conference and the Pre-Trial Review, 35% of the filing fee shall be reimbursed.
- For claims settled after the Pre-Trial Review has taken place, no reimbursement shall be applicable.

Notes:

All other claims
include, but are
not limited to:

- Part 8 claims
- Winding-up petitions
- Unquantified damages claims
- Arbitration claims; and
- Proceedings for judicial review

- Where a claim is both for money and for other relief (whether cumulatively or in the alternative) only the higher applicable fee is payable.
- For a claim made by way of counterclaim, the same fee shall be payable as if the relief or remedy sought were the subject of separate proceedings.
- Where a claim or counterclaim is amended so that a higher fee would have been payable if it had been so drawn originally, the party making the amendment shall pay the difference.

II. Applications

Applications without
a hearing:

USD 300

Ordinary
Applications:

Applications likely to require an oral hearing lasting 2 hours or less: **USD 300**

Heavy Applications:

Applications likely to require an oral hearing lasting more than 2 hours: **USD 2,000**

This fee will include a one day hearing for the relief sought, if applicable.

Notes:

Heavy applications include, but are not limited to:

- (a) An application contesting jurisdiction
- (b) An application seeking to strike out all or part of a statement of case, submission or evidence filed
- (c) An application for immediate judgment

The above fee is payable whenever an application notice is received by the Registry.

The above fee also applies to applications made by way of letter or email, or pursuant to another Rule, whether on or without notice, with the exception of applications made orally at a hearing.

Where an application is amended so as to request a hearing where none was previously sought, an additional Court fee in line with the above will be payable. The Registrar or Judge shall have the discretion to determine, on a case-by-case basis, which party shall pay the additional fee.

Where an application is amended seeking a longer duration for the hearing, so as to classify that application as a heavy rather than ordinary application, an additional Court fee in line with the above will be payable. The Registrar or Judge shall have the discretion to determine, on a case-by-case basis, which party shall pay the additional fee.

III. Late Filings:

USD 200 for every day that any and all documents to be filed pursuant to a Rule, Direction or Order of the Court are filed late with the Court.

Notes:

- Parties filing documents after the deadline to do so has passed, even if filed on the same day, may be charged a late filing fee.
- The Registrar or a Judge of the DIFC Courts shall have the discretion to vary, suspend or waive any and all late filing fees that are applied.

IV. Hearings:

On setting down for a hearing (up to 1 day):

USD 1,000

For each half-day of a hearing after the first day:

USD 500

The fee shall be paid when the hearing is set down by the DIFC Courts, based on the number of days agreed by the parties or, failing agreement, as determined by the DIFC Courts.

Fees for any overrun shall be paid prior to the expiry of the period for which the hearing was originally set down.

The paying party may seek reimbursement of any payment of this fee for half-days not utilised for the relevant hearing. Reimbursement of such fees shall be at the sole discretion of the DIFC Courts.

Use of video conferencing facilities:

USD 1,000 per hearing

Notes:

With regard to hearings by telephone or video conference, the costs of the transmission will initially be the responsibility of, and must be met by, the party requesting the telephone or video conferencing facility. Such costs will be invoiced in addition to the setting down for a hearing fee.

Should a hearing be vacated one month in advance of the date it is listed, the hearing fee will no longer be payable and will be refunded if already paid. Any hearing vacated within a month of the listing date remains payable. If a hearing is vacated within a month of the listing date and is relisted for a later date, both hearing fees will be payable.

V. Appeals:

Filing an Appellant's/
Respondent's Notice:

USD 5,000

This fee includes a 1 day hearing before the Court of Appeal.

Notes:

- For a cross-appeal, the same fees are payable as for an appeal.
- Setting down for hearing fees under Article IV applies to appeal hearings

VI. Enforcement (ENF):

Enforcement in the
DIFC:

(a) Enforcing DIFC Court judgments or orders:

- (i) No fee will be payable by the party filing for enforcement.
- (ii) **3% of the value of the judgment or order** is to be settled by the party against whom enforcement has been filed.

(b) Enforcing judgments or orders made outside of the DIFC Courts:

- (i) **1% of the value of the judgment or order, with a minimum of USD 100 and a maximum of USD 20,000**, is to be settled by the party filing for enforcement.
- (ii) **3% of the value of the judgment or order** is to be settled by the party against whom enforcement has been filed.

Enforcement outside of
the DIFC:

USD 100 for a letter or information from the DIFC Courts to enforce outside of the DIFC.

Enforcement
applications:

USD 300

Notes:

Enforcement as per the above does not apply to the enforcement of Arbitral Awards.
See Article I.

VII. Determination of Costs:

Upon filing a Notice
of Commencement
of Assessment of Bill
of Costs:

7.5% of the sum claimed

Upon issuing:

Default costs certificate or certificate for an agreed amount: **USD 300**

Notes:

- A separate setting down fee for the detailed costs assessment hearing shall apply (see Article IV – Hearings).
- Where the sum certified in a final costs certificate includes costs certified in an interim certificate in respect of which Fee VI.2 (b) has been paid, the fee for the final costs certificate shall be correspondingly reduced.
- Parties will be entitled to a 50% refund if they settle in full and advise the Court within 21 days of the date of the detailed assessment.

VIII. Small Claims Tribunal:

Filing fees for employment claims shall be assessed as follows:

2% of the value of the claim with a minimum of USD 100.

Appeals to the CFI following employment claims in the SCT shall be assessed as follows:

1% of the value of the claim with a minimum of USD 100.

Filing fees for claims relating to rental disputes which do not exceed AED 500,000 shall be assessed as follows:

5% of the value of the claim with a minimum of USD 100.

Filing fees for all other claims:

5% of the value of the claim with a minimum of USD 100.

Appeals to the CFI following non-employment claims in the SCT shall be assessed as follows:

2.5% of the value of the claim with a minimum of USD 100.

Notes:

- For a claim made by way of counterclaim, the same fee shall be payable as if the relief or remedy sought were the subject of separate proceedings.
- The SCT Registrar or SCT Judge shall have the discretion to suspend, reduce, or waive applicable fees in the SCT if they consider it appropriate in the circumstances.
- The fees for a Part 7 Claim will apply to cases that are transferred from the SCT to the CFI pursuant to RDC 53.37.

IX. Transcripts, Recordings and Photocopies:

Transcripts of hearings (unofficial only):

- (a) **USD 385 per hour for overnight turnaround**
- (b) **USD 337 per hour for 2 working-day turnaround**
- (c) **USD 298 per hour for 4 working-day turnaround**
- (d) **USD 248 per hour for 7 working-day turnaround**
- (e) **USD 585 per hour for processing on a weekend or Public Holiday**

In accordance with Rule 35.99 of the Rules of the DIFC Courts, should a party wish to request the DIFC Courts to have a transcript of any hearing(s) drawn up, the Court shall charge an administrative fee of **USD 300** for the handling of such a request, in addition to the applicable third party charges.

Recordings of hearings:

USD 300 per CD of recording (8 hours of recording per disc)

Photocopies of documents from the Court records (RDC 6.9-12, 17):

for the first page: **USD 2**

for each subsequent page: **USD 1**

Notes:

- Payment for transcripts must be made before the transcript can be provided to the requesting party.
- Transcripts requested on overnight turnaround will be delivered, if paid for, by no later than 2pm UAE time the following day.
- A full day's hearing cannot be transcribed on overnight turnaround without advanced notice being given to the DIFC Courts Registry.
- Working days for transcription are from Monday to Friday. The weekend falls on Saturday and Sunday.
- A transcript cannot be processed on a weekend or public holiday without at least one week's notice being given to the DIFC Courts Registry.
- Once a transcript has been drawn up, it will be subsequently available to all the parties to a case and will be placed on the Court Management System (CMS).
- There is no fee for downloading soft copies of documents via the Web-CMS portal available on the DIFC Courts' website.
- The above fee also applies to photocopies of documents from the DIFC Courts library.

X. Register of Practitioners' Fees:

Registration fee applicable to registration in Part I:

USD 2,000

Registration fee applicable to registration in Part II:

USD 500

Renewal fee applicable to registration in Part I:

USD 1000

Renewal fee applicable to registration in Part II:

USD 250

Notes:

Registration fees in Part I include any subsequent additions or removals from the record.

XI. Business Visit Visa

Category A (both 30 and 90 day visas):

USD 550 for 2 day turnaround

USD 800 for same day turnaround

Category B (30 days visa):

USD 1400 for 4 day turnaround

USD 1600 for 2 day turnaround

Category B (90 day visa):

USD 1600 for 4 day turnaround

USD 1900 for 2 day turnaround

Notes:

- Applications will only be considered once all information and/or documents are received, and once payment is made in full.
- Please refer to the Guidelines on the DIFC Courts website for further information.

XII. General Information

- All of the above mentioned fees are payable in United States Dollars or their equivalent in UAE Dirhams (at the conversion rates of US\$1:AED3.675) as determined by the DIFC Courts from time to time.
- Payments may be made by using the Courts' e-payment facility or alternatively by registering your law firm with the Courts' credit facility. Payments can also be made by wire transfer or in person in cash or cheque.
- In an effort to promote the most efficient handling of cases and allocation of resources, and in line with the DIFC Courts' paperless initiative, parties are encouraged to use the DIFC Courts' e-filing facility for the filing of court documents.
- Please note that a 40% surcharge will be added to the applicable fees for any document filed with the Registry for the Court of First Instance or Court of Appeal by means other than the e-filing facility.

For further information, please visit our website: www.difccourts.ae or contact the Registry via telephone: +971 4 427 3333 or via email: registry@difccourts.ae



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