

## **The Dispute Resolution Authority**

### **Practice Direction No. 4 of 2016**

#### **The DIFC Wills and Probate Registry (WPR)'s Fees**

##### **Citation, commencement and interpretation**

In exercise of the powers conferred on me by Article 8(3)(a) of Dubai Law No. 9 of 2004, as amended, and Rule 7 of the DIFC WPR Rules, I, Chief Justice Michael Hwang, Head of the DIFC Dispute Resolution Authority, issue the following Practice Direction after having reviewed the DIFC Wills and Probate Rules.

1. The attached Schedule 1 of this Practice Direction prescribes the fees of the DIFC Wills and Probate Registry that will come into effect on the date of signature. These fees replace those prescribed in the DIFC Wills and Probate Registry's Practice Direction 1 of 2015. This Practice Direction may be cited as **Practice Direction 4 of 2016 — DIFC Wills and Probate Registry's Fees** and may be abbreviated to **PD 4/2016**.

The following fees schedule shall apply:

2. In this Practice Direction—
- (a) a fee referred to by number means the fee so numbered in Schedule 1 to this Practice Direction.
  - (b) “DIFC WPR” means the DIFC Wills and Probate Registry.
  - (c) “DIFC WPR Rules” means the DIFC Wills and Probate Registry Rules.
  - (d) “DRA” means the Dispute Resolution Authority, as defined in Dubai Law No. 7 of 2014.
  - (e) “grant” means a grant of probate or grant of administration (with will annexed).
  - (f) “value” means the value of the net immovable and movable estate passing under the grant as shown in the application form or witness statement leading to the grant.

##### **Fees to be taken**

3. The fees set out in column 2 of Schedule 1 to this Practice Direction shall be taken in the DIFC WPR in respect of the items described in column 1 in accordance with and subject to any directions specified in column 1.

4. The fees set out in column 2 of Schedule 1 to this Practice Direction are all administrative fees and are payable in United Arab Emirates Dirham (AED) or their equivalent in other currencies at the applicable conversion rates, and as determined by the DIFC WPR, from time to time.

5. Payments may be made by using the DIFC WPR's payment facility or alternatively by registering with the DIFC WPR's credit facility. Payments can also be made in person. Visit our website or contact [info@difcprobate.ae](mailto:info@difcprobate.ae) for further information.

### **Exemptions, reductions, remissions and refunds**

6. Where it appears to the Head of the DRA that the payment of any fee prescribed by this Practice Direction would, owing to the exceptional circumstances of the particular case, involve undue financial hardship, he may reduce or remit the fee in that case.

7. (1) Subject to sub-paragraph (2) below, where a fee has been paid but would, if the Head of the DRA had been aware of all the circumstances, have been remitted or reduced under paragraph 6 above, the fee or the amount by which the fee would have been reduced shall be refunded.

(2) No refund shall be made under sub-paragraph (1) above unless the party who paid the fee applies within 6 months of paying the fee.

Dated this 7th day of September 2016

**Chief Justice Michael Hwang**

**Head of the Dispute Resolution Authority**

## SCHEDULE 1: FEES TO BE TAKEN

Column 1 Number and description of fee	Column 2 Amount of fee
<p><b>Execution (Registration) of a DIFC will before a registry officer (Form 1)</b></p> <p>1. On the execution and witnessing of a DIFC will before a registry officer at the registry.</p>	AED 10,000
<p><b>Simultaneous execution (Registration) of two Mirror DIFC wills (by spouses) before a registry officer (Form 1)</b></p> <p>2. On the execution and witnessing of two mirror DIFC wills before a registry officer at the registry.</p>	AED 15,000
<p><b>Execution (Registration) of a DIFC Guardianship will before a registry officer (Form 2)</b></p> <p>3. On the execution and witnessing of a DIFC Guardianship will before a registry officer at the registry.</p>	AED 5,000
<p><b>Execution (Registration) of two Mirror DIFC Guardianship wills (by spouses) before a registry officer (Form 2)</b></p> <p>4. On the execution and witnessing of two mirror DIFC Guardianship wills before a registry officer at the registry.</p>	AED 7,500
<p><b>Execution (Registration) of a DIFC Property will before a registry officer (Form 3)</b></p> <p>5. On the execution and witnessing of a DIFC Property will before a registry officer at the registry.</p>	AED 7,500
<p><b>Simultaneous execution (Registration) of two Mirror DIFC Property wills (by spouses) before a registry officer (Form 3)</b></p> <p>6. On the execution and witnessing of two mirror DIFC Property wills before a registry officer at the registry.</p>	AED 10,000
<p><b>Modification of a DIFC will before a registry officer (Form 1, Form 2 and Form 3)</b></p> <p>7. On the execution and witnessing of a modified DIFC will before a registry officer at the registry (considered a new will).</p>	AED 550
<p><b>Inspection</b></p> <p>8. On inspection of any will or other document retained by the registry (in the presence of an authorised officer).</p>	AED 375
<p><b>Withdrawal of Will</b></p> <p>9. On the withdrawal of any will or other document retained by the registry (in the presence of an authorised officer).</p>	AED 0

Column 1 Number and description of fee	Column 2 Amount of fee
<b>Application for a grant</b>	
10. On an application for a grant or an order of guardianship other than on an application to which fee 11 applies.	AED 5,500
<b>Special applications</b>	
11. For a duplicate or second or subsequent grant (including one following a revoked grant) in respect of the same deceased person.	AED 1,900 + any applicable DIFC Court fee
<b>Notification</b>	
12. On an application for or relating to the issue of a notification to accept or refuse or take a grant or to prove a will by probate claim.	AED 2,200 + any applicable DIFC Court fee
<b>Objection</b>	
13. For the entry or the extension of an objection.	AED 2,200 + any applicable DIFC Court fee
<b>Search</b>	
14. On an application for a standing search to be carried out in an estate, for each period of six months including the issue of a copy grant and will, if any (irrespective of the number of pages).	AED 1,500
<b>Copy documents</b>	
15. On a request for a copy of any document whether or not provided as a certified copy:	
(a) for the first copy.	AED 7
(b) for every subsequent copy of the same document if supplied at the same time.	AED 3
(c) where copies of any document are made available on a computer disk or in other electronic form, for each such copy.	AED 165 (including a USB stick)
(d) where a search of the index is required, in addition to fee 15(a), 15(b) or 15(c) as appropriate, for each period of 4 years searched after the first 4 years.	AED 240
<b>Determination of costs</b>	
16. For determining costs	The same fees as are payable from time to time for determining costs under Part 40 of the RDC 2014