

Court Fee and Fee Waiver Eligibility Thresholds

In Effect January 1, 2023

The increases in the following tables reflect the percentage change in the Ontario Consumer Price Index from 2018 to 2021, rounded to the nearest dollar unless otherwise stated.

These increases are mandated every three years by provisions in the regulations cited.

Court fee lists will be updated and available on the [Ministry of the Attorney General's website](#).

A. Small Claims Court Fees

Small Claims Court Fee Schedule (O. Reg. 332/16) for:

(1) *fees payable to the clerk:*

Item	Type of Fee	Current \$	New \$
1.	Filing of a claim by an infrequent claimant	102.00	108.00
2.	Filing of a claim by a frequent claimant	215.00	228.00
3.	Filing of a defendant's claim	102.00	108.00
4.	Filing of 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>)	120.00	127.00
5.	Filing of a defence	73.00	77.00
6.	Fixing of a date for a trial or an assessment hearing by an infrequent claimant	290.00	308.00
7.	Fixing of a date for a trial or an assessment hearing by a frequent claimant	380.00	403.00
8.	Filing of a request for default judgment by an infrequent claimant	89.00	94.00
9.	Filing of a request for default judgment by a frequent claimant	121.00	128.00
10.	Issue of a summons to a witness	31.00	33.00
11.	Receiving for enforcement of a process from the Ontario Court of Justice or an order or judgment as provided by statute	42.00	45.00
12.	Issue of a certificate of judgment	28.00	30.00
13.	Issue of a writ of delivery, a writ of seizure and sale or a notice of examination	64.00	68.00
14.	Issue or renewal of a notice of garnishment	136.00	144.00
15.	Preparing and filing a consolidation order	120.00	127.00
16.	Forwarding a court file to Divisional Court for appeal	99.00	105.00
17.	Making up and forwarding of papers, documents and exhibits (plus any applicable transportation costs)	99.00	105.00
19.	Making copies of documents		
	i. not requiring certification (per page)	1.00 (no change)	
	ii. requiring certification (per page)	3.50	4.00
20.	Inspection of a court file by		
	i. a person who has entered into an agreement with the Ministry of the Attorney General for the bulk inspection of court files (per file)	1.00 (no change)	
	ii. any other person, other than a solicitor or party in the proceeding (per file)	10.00	11.00
21.	Retrieval from storage of a court file	78.00	83.00
22.	For a copy on compact disc (CD) of a digital recording of a court hearing in respect of a case, if such a recording exists and a copy is available		
	i. for a single day's recording	22.00	23.00
	ii. for each additional day's recording, if the request is made at the same time	10.50	11.00

(2) *fees payable in respect of an application under the Repair and Storage Liens Act¹:*

Item	Type of Fee	Current \$	New \$
1.	Filing of an application	190.00	202.00
2.	Filing of a notice of objection	106.00	112.00
3.	Issue of an initial certificate or a final certificate	93.00	99.00
4.	On the issue of a writ of seizure	64.00	68.00

¹ Other fees in the Small Claims Court Fee Schedule may also apply.

(3) *fees payable to bailiffs of the Small Claims Court²:*

Item	Type of Fee	Current \$	New \$
1.	For each attempt to enforce a writ of delivery	36.00	38.00
2.	For each attempt to enforce a writ of seizure and sale of personal property		
	i. where no sale is necessary	36.00	38.00
	ii. where a sale is necessary	60.00	64.00
3.	For each attempt to enforce a writ of seizure under the Repair and Storage Liens Act	36.00	38.00

(4) *fees payable to witnesses:*

Item	Type of Fee	Current \$	New \$
1.	For attendance in court, per day, by a witness	10.00	11.00
2.	For attendance in court, per day, by a barrister, solicitor, physician, surgeon, engineer, veterinary surgeon or other professional who is not a party to the action, to give evidence of a professional service rendered or to give a professional opinion	25.00	27.00

B. Family Court Fees

Superior Court of Justice and Court of Appeal Fee Schedule for fees payable in *family matters* (O. Reg. 293/92) and Superior Court of Justice – Family Court Fee Schedule (O. Reg. 417/95):

Item	Type of Fee	Current \$	New \$
1.	On the filing of an application	202.00	214.00
2.	On the filing of an answer, other than an answer referred to in item 3	161.00	171.00
3.	On the filing of an answer where the answer includes a request for a divorce by a respondent	202.00	214.00
4.	On the placing of an application on the list for hearing	420.00	445.00
5.	On the issue of a summons to a witness	31.00	33.00
6.	On the issue of a certificate with not more than five pages of copies of the Court document annexed	24.00	25.00
7.	Making copies of documents		
	i. not requiring certification (per page)	1.00 (no change)	
	ii. requiring certification (per page)	3.50	4.00
8.	For making up and forwarding papers, documents and exhibits (plus any applicable transportation costs)	99.00	105.00
9.	For a copy on compact disc (CD) of a digital recording of a court hearing in respect of a case, if such a recording exists and a copy is available		
	i. for a single day's recording	22.00	23.00
	ii. for each additional day's recording, if the request is made at the same time	10.50	11.00

Ontario Court of Justice Fee Schedule for fees payable in *family matters* (O. Reg. 210/07) (no prescribed increases):

Item	Type of Fee	Current \$	New \$
1.	For copies of documents not requiring certification (per page)	1.00 (no change)	
2.	For copies of documents requiring certification (per page)	3.50 (no change)	
3.	For a copy on compact disc (CD) of a digital recording of a court hearing in respect of a case, if such a recording exists and a copy is available,		
	i. for a single day's recording	22.00 (no change)	
	ii. for each additional day's recording, if the request is made at the same time	10.50 (no change)	

Note: For fees in family appeals and motions for leave to appeal in family proceedings, see Section C. Civil Court Fees.

² Other fees in the Small Claims Court Fee Schedule may also apply.

C. Civil Court Fees (including appeals and estates proceedings)

Superior Court of Justice and Court of Appeal Fee Schedule (O. Reg. 293/92) for:

(1) fees in respect of civil actions, civil applications, and appeals:

Item	Type of Fee	Current \$	New \$
1.	On the issue of		
	i. a statement of claim, notice of action or notice of application	229.00	243.00
	ii. a third or subsequent party claim	229.00	243.00
	iii. a statement of defence and counterclaim adding a party	229.00	243.00
	iv. a summons to witness	31.00	33.00
	v. a certificate, other than a certificate of a search by the registrar required on an application for a certificate of appointment of estate trustee	31.00	33.00
	vi. a commission	57.00	60.00
	vii. a writ of execution	73.00	77.00
	viii. a notice of garnishment/renewal of garnishment (incl. filing of notice with the sheriff)	146.00	155.00
2.	On the signing of		
	i. an order directing a reference, subject to paragraph ii	297.00	315.00
	ii. an order on requisition directing the assessment of a bill under the <i>Solicitors Act</i>		
	A. if obtained by a client	99.00	105.00
	B. if obtained by a solicitor	183.00	194.00
	iii. a notice of appointment for the assessment of costs under <i>Rules of Civil Procedure</i>	130.00	138.00
3.	On the filing of		
	i. a notice of intent to defend	183.00	194.00
	ii. if no notice of intent to defend has been filed by the same party, a statement of defence, a defence to counterclaim, a defence to crossclaim or a third party defence	183.00	194.00
	iii. a notice of appearance	162.00	172.00
	iv. 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	320.00	339.00
	v. a notice of return of motion, other than notice of return of motion in family law appeal	320.00	339.00
	vi. in a family law appeal, 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	126.00	134.00
	vii. a notice of motion for leave to appeal in a family law case	126.00	134.00
	viii. a requisition for signing of default judgment by registrar	167.00	177.00
	ix. a trial record, for the first time only	810.00	859.00
	x. a notice of appeal or cross-appeal from an interlocutory order	229.00	243.00
	xi. a notice of appeal or cross-appeal to an appellate court of a final order of the Small Claims Court	130.00	138.00
	xii. a notice of appeal or cross-appeal to an appellate court of a final order of any court or tribunal, other than the Small Claims Court or the Consent and Capacity Board	229.00	243.00
	xiii. a request to redeem or request for sale	130.00	138.00
	xiv. a jury notice in a civil proceeding	130.00	138.00
4.	Obtaining an appointment with a registrar for settlement of an order	130.00	138.00
5.	Perfecting an appeal or judicial review application	608.00	645.00
6.	Making up and forwarding of papers, documents and exhibits (plus any applicable transportation costs)	99.00	105.00
7.	Making copies of documents		
	i. not requiring certification (per page)	1.00 (no change)	
	ii. requiring certification (per page)	3.50	4.00
8.	Inspection of a court file by		
	i. a person who has entered into an agreement with the Ministry of the Attorney General for the bulk inspection of court files (per file)	4.00 (no change)	
	ii. any other person, other than a solicitor or party in the proceeding (per file)	10.00	11.00
9.	Retrieval from storage of a court file	78.00	83.00
10.	Taking of an affidavit or declaration by a commissioner for taking affidavits	21.00	22.00
11.	For a copy on compact disc (CD) of a digital recording of a court hearing in respect of a case, if such a recording exists and a copy is available		
	i. for a single day's recording	22.00	23.00
	ii. for each additional day's recording, if the request is made at the same time	10.50	11.00

(2) *fees payable in estate matters:*³

Item	Type of Fee	Current \$	New \$
1.	For a certificate of appointment of succeeding estate trustee or a certificate of appointment of estate trustee during litigation	130.00	138.00
2.	For an application of an estate trustee to pass accounts, including all services in connection with it	407.00	432.00
3.	For a notice of objection to accounts	88.00	93.00
4.	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	219.00	232.00
5.	For a notice of objection other than a notice of objection to accounts, including the filing of a notice of appearance	89.00	94.00
6.	For a request for notice of commencement of proceedings	89.00	94.00
7.	For the deposit of a will or codicil for safekeeping	26.00	28.00
8.	For an assessment of costs, including the certificate	63.00	67.00

(3) *fees payable in an action under the Construction Act:*⁴

Item	Type of Fee	Current \$	New \$
1.	If the claim, crossclaim, counterclaim or third party claim does not exceed \$6,000, on the issuing of a statement of claim, crossclaim, counterclaim or third party claim	99.00	105.00
2.	If the claim, crossclaim, counterclaim or third party claim exceeds \$6,000,		
	i. on the issue of a statement of claim, crossclaim, counterclaim or third party claim	229.00	243.00
	ii. on the filing of a statement of defence	162.00	172.00
	iii. on the issue of a certificate of action	130.00	138.00
	iv. on the filing of a trial record	810.00	859.00

(4) *fees payable in respect of an application under the Repair and Storage Liens Act:*⁵

Item	Type of Fee	Current \$	New \$
1.	On the filing of an application	229.00	243.00
2.	On the filing of a notice of objection	162.00	172.00
3.	On the issue of an initial certificate or a final certificate	130.00	138.00
4.	On the issue of a writ of seizure	73.00	77.00

³ Other fees in the Superior Court of Justice and Court of Appeal Fee Schedule may also apply.

⁴ Other fees in the Superior Court of Justice and Court of Appeal Fee Schedule may also apply.

⁵ Other fees in the Superior Court of Justice and Court of Appeal Fee Schedule may also apply.

(5) fees payable to official examiners:

Item	Type of Fee	Current \$	New \$
1.	For the appointment, for each person examined	9.50	10.00
2a	For the provision of facilities	32.00	34.00
2b	For the provision of facilities if the examination is longer than two hours, for each additional hour (or part of an hour)	16.00	17.00
3a	For a reporter's attendance	40.00	42.00
3b	For a reporter's attendance if the examination is longer than two hours, for each additional hour (or part of an hour)	20.00	21.00
4.	For the transcript of an examination, regardless of the party ordering		
	i. for one copy of the first transcript ordered (per page)	4.00 (no change)	
	ii. for one copy of each transcript ordered after the reporter has satisfied the order for a transcript described in subparagraph i (per page)	3.40	4.00
	iii. for each additional copy ordered before the reporter has satisfied the order for a transcript described in subparagraph i or ii	0.80	1.00
5.	For handling costs, per invoice	5.50	6.00
6.	For cancellation of or failure to keep an appointment, with less than three working days' notice,		
	i. for the cancellation or failure to attend	11.50	12.00
	ii. for the first two hours reserved for the appointment	72.00	76.00
	iii. for each additional hour (or part of an hour) reserved for the appointment	36.00	38.00
(3)	If a party requires a transcript within five working days of placing the order for the transcript, in addition to the fee set out in item 4 (per page)	0.75	1.00
(4)	If a party requires a transcript within two working days of placing the order for the transcript, in addition to the fee set out in item 4 (per page)	1.50	2.00

D. Court Fee Waivers

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

Criteria		Current Maximum Amount (\$)	New Maximum Amount (\$)
Gross annual household income	1-person household	31,200	33,100
	2-person household	46,800	49,600
	3-person household	54,000	57,300
	4-person household	64,800	68,700
	5-or-more-person household	75,600	80,200
Household liquid assets		2,600	2,800
Household net worth		10,500	11,100

Note: Pursuant to O. Reg. 2/05, increases to fee waiver eligibility thresholds are rounded to the nearest hundred dollars.