

**TARIFF
OF THE FEES AND EXPENSES ON ENFORCEMENT
PURSUANT THE LAW ON THE PRIVATE
ENFORCEMENT AGENTS**

Section I
Simple Fees

1. For commencement of an enforcement case – 20 BGN
2. For an overall study of the property status of a debtor, gathering data, documents, papers and others, as well as to determine the method of enforcement employed by the private enforcement agent – 50 BGN
3. For a one time check up on the debtor and his property – 5 BGN
4. To send by mail a subpoena, copy of a complaint, notification and papers – 10 BGN
5. To hand a subpoena, a copy of a complaint, notification and papers including to hand a statement of the claimant under Art.398b, par. 2 and 3 of the Civil Procedure Code (CPC) – 20 BGN
6. To issue a certification – 5 BGN
7. To issue a copy of a document prepared by a private enforcement agent – 2 BGN, and if the copy is longer than one page, 1 BGN for each next page
8. For preparation of a copy of an enforcement case – 10 BGN
Note: To prepare a copy of an enforcement case and to submit it to the competent court – 20 BGN
9. To impose an attachment without preparing an inventory including of a part of a commercial company under Art.398b, par. 1 of the CPC – 15 BGN
10. For a request to the registration judge or to withdraw a foreclosure – 15 BGN
11. To accede a claimant – 50 BGN
12. To prepare a statement on the amount of the debt by the private enforcement agent – 30 BGN
13. To prepare and file a distribution –30 BGN
14. To empower a claimant to file a claim in the district court by location of the company for its suspension under Art.398b, par. 2 and 3 of the CPC – 20 BGN
15. To conduct a sale of book entry securities – 100 BGN
16. To conduct a certain action – 50 BGN

Note: The same fee is collected also to implement a personal relations regime and to submit a child.

17. To provide and assign a claim to be collected or instead of payment – 20 BGN

18. To implement protective measures are collected the fees provisioned for the respective actions in this Section.

19. To provide documents and information regarding the public sale or the sale under the Law on the registered Pledges (LRP) – 20 BGN

Section II Proportional Fees

20. To prepare an inventory of movable and immovable property, including securities is collected a fee at the amount of 1.5 % of the sum of the claim, but not less than 50 BGN

Notes:

a) If the value of the inventoried chattel turns out to be larger, a fee is also collected on the difference.

b) If the value of the inventoried chattel turns out to be less, the over-paid fee is paid back.

c) When enforcement is transferred from one chattel to another, regardless whether they are movable or immovable, if an inventory is not performed a new fee is not collected.

21. To seize and submit movables, including pledged property under LRP is collected a fee at the amount of 2 % of the value of the chattel, yet not less than 50 BGN

Note: After a public sale or a sale, the fee is at the account of the buyer.

22. To put in possession of a real estate is collected a fee at the amount of 1 % of the value of the property, yet not less than 200 BGN

Notes:

a) To put in possession of a family house – 50 BGN

b) The fee for putting into possession after a public sale is at the account of the seller.

c) If the value of the property is not specified in the writ of execution, the fee is collected based upon its tax assessment.

23. To perform a public sale, as well as a sale of pledged property pursuant the LRP, is collected a fee at the amount of 1, 5% of the sales price, but not less than 50 BGN and not more than 3 000 BGN

Note: The fee is at the account of the buyer.

25. To keep inventoried or provided as collateral property:
a) when the property does not earn income – from 50 to 100 BGN for each calendar month.

b) when the property is being managed – 20 % of the gross income of the property for the period of keeping, yet not less than 50 BGN

26. To collect a pecuniary claim, a fee is collected on the sum as follows:

a) up to 100 BGN – 15 BGN;

b) from 100 to 1 000 BGN – 15 BGN + 10 % on the amount exceeding 100 BGN;

c) from 1 000 to 10 000 BGN – 105 BGN + 8 % of the amount exceeding 1 000 BGN;

d) from 10 000 to 50 000 BGN – 825 BGN + 6 % of the amount exceeding 10 000 BGN;

e) from 50 000 to 100 000 BGN – 3225 BGN + 4 % of the amount exceeding 50 000 BGN;

f) over 100 000 BGN – 5 225 BGN + 2 % of the amount exceeding 100 000 BGN

Notes:

a) In case of partial collection of the claim the fee is calculated for the overall debt, yet a portion is collected based upon the collected sum.

b) In enforcement of a claim for periodical payments, including also support money, the fee is collected once on the total amount of the paid sums every six months, with the exception of the cases of repayment of the past obligations.

c) The fee on the received sums in case of accession of claimants is collected only by the private enforcement agent who has collected the sum of the acceded claimants.

d) From the fee for money collection is discounted the collected fee according item 20 for preparing an inventory.

27. For implementation of protective measures, except the cases under Section I, are collected the fees provisioned in this section for the respective actions.

Section III Additional Fee

28. For the performance by the private enforcement agent of an individual enforcement action in non working days and on holidays an

additional fee is collected at the amount of 50 % of the fee for the respective action.

Note: An additional fee is not collected for the performance of the actions under items 20 -24.

Section IV Advance Fees

29. The claimant pays in advance the amounts specified in the tariff for the respective action:

- a) the simple fees;
- b) the proportional fees, except for the fee under item 26;
- c) additional fee;
- d) the additional expenses.

Note:

1. When the private enforcement agent has been to the location of the enforcement and it is postponed at the request of the claimant, the paid in fee remains at his account, and for the continuation of enforcement is paid a new fee.

2. The subsidized fees under Section V of the Tariff are not owed in advance.

Section V Subsidized Fees

30. Subsidized are the advance fees for taking support money, for submission of a child and for a receivable in an employment relationship.

Notes:

a) The fees under this Section are claimed by the private enforcement agent to be paid from the budget of the respective district court through a written application in which are reflected: the full name and registration number of the private enforcement agent, the address of the office, the number of the enforcement case, grounds and amount of the due subsidized fee and the banking accounts needed for the transaction, number, parties and subject of the case for which a writ of execution has been issued, the court that has issued it.

b) The private enforcement agent restores in the district court's budget the subsidized fee, after it is collected from the debtor.

Section VI Additional Expenses

31. Additional expenses are the expenditures for:
- a) fees for receipt of information and documents related with the debtor and/or his property;
 - b) banking fees and commissions;
 - c) providing access, opening and closing of the premises;
 - d) transport, moving and protection of the seized chattel;
 - e) legal experts;
 - f) guards;
 - g) translators and interpreters;
 - h) премахване, destroying and sealing of chattel;
 - i) traveling of the private enforcement agent outside of the town/city where his office is – 0,50 BGN per kilometer, but not more than 30 BGN for one action, regardless whether it is fulfilled in one or more visits;

Note: The additional expenses are at the account of the debtor, is for them is issued a document or they are recorded in the report on the performance of the respective action.

Section VII Fees paying

32. To assign to a private enforcement agent from another region to perform the action under Art.18, par. 6 of the LPEA is collected the fee specified for this action in the tariff and this fee is received by him.

33. The fees, envisaged in the tariff are paid from the creditor when the enforcement case is formed and before the accomplishment of the executive action.

34. Fees and costs are paid from the creditor and they are on the debtor's account.

Fee under Art.18, par. 6 of the Law on the Private Enforcement Agents

29.