



Western Australia

Evidence (Video and Audio Links Fees and Expenses) Regulations 1999

Compare between:

[21 Dec 2011, 02-d0-01] and [10 Mar 2012, 02-e0-01]

Evidence (Video and Audio Links Fees and Expenses) Regulations 1999

1. Citation

These regulations may be cited as the *Evidence (Video and Audio Links Fees and Expenses) Regulations 1999*¹.

2. Booking fee

- (1) Except as provided in subregulation (2), if, on an application by a party to a [civil](#) proceeding in or before a court, the court directs —

- (a) that the evidence of a witness called by the party be taken by a video link ~~or audio link~~; or
- (b) that a submission on behalf of the party be received by a video link ~~or audio link~~,₂

the party must pay to the court the relevant fee specified in item 1 of Schedule 1 to book that link.

- (2) If the same video link ~~or audio link~~ can be used by more than one party making an application, each of those parties must pay to the court an equal portion of the fee concerned.

[\[Regulation 2 amended in Gazette 9 Mar 2012 p. 931-2.\]](#)

r. 3

3. Hourly fee

A party must, within 30 days after the use of a video ~~link or~~ ~~audio~~ link, pay to the court the fee specified in item 2 of Schedule 1 for each hour, or part of an hour, that the link was used —

- (a) to take the evidence of a witness called by the party; or
- (b) to receive a submission on behalf of the party.

[Regulation 3 amended in Gazette 9 Mar 2012 p. 932.]

4. Telecommunications charges

A party must, within 30 days after the use of a video link or audio link, pay to the court the expense of the telecommunications charges incurred by the court —

- (a) in taking the evidence of a witness called by the party;
or
- (b) in receiving a submission on behalf of the party.

5. Fees and expenses to be recoverable as debts due to the Crown

A fee or expense payable under these regulations is a debt due to the Crown and is recoverable in a court of competent jurisdiction.

6. Court may waive fees and expenses in a particular case

A court may, in a particular case, waive a fee or expense payable under these regulations.

Schedule 1 — Fees

[r. 2 and 3]

[Heading inserted in Gazette 26 Jun 2007 p. 3030.]

1. Booking fee

- (1) Intrastate link \$72.50
- (2) Interstate or overseas link \$107.50

2. Hourly fee

Per hour or part of an hour \$57.00

[Schedule 1 inserted in Gazette 26 Jun 2007 p. 3030-1; amended in Gazette 27 Jun 2008 p. 3073; 4 Sep 2009 p. 3494; 8 Mar 2011 p. 799; 20 Dec 2011 p. 5396.]

Notes

- ¹ This is a compilation of the *Evidence (Video and Audio Links Fees and Expenses) Regulations 1999* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

Compilation table

Citation	Gazettal	Commencement
<i>Evidence (Video and Audio Links Fees and Expenses) Regulations 1999</i>	7 Dec 1999 p. 5995-6	7 Dec 1999
<i>Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations 2003</i>	30 Dec 2003 p. 5718	1 Jan 2004 (see r. 2)
Reprint 1: The Evidence (Video and Audio Links Fees and Expenses) Regulations 1999 as at 6 Aug 2004 (includes amendments listed above)		
<i>Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations 2005</i>	23 Jun 2005 p. 2689	1 Jul 2005 (see r. 2)
<i>Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations 2006</i>	23 Jun 2006 p. 2190	1 Jul 2006 (see r. 2)
<i>Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations 2007</i>	26 Jun 2007 p. 3030-1	r. 1 and 2: 26 Jun 2007 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2007 (see r. 2(b))
<i>Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations 2008</i>	27 Jun 2008 p. 3072-3	r. 1 and 2: 27 Jun 2008 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2008 (see r. 2(b))
Reprint 2: The Evidence (Video and Audio Links Fees and Expenses) Regulations 1999 as at 7 Nov 2008 (includes amendments listed above)		
<i>Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations 2009</i>	4 Sep 2009 p. 3494	r. 1 and 2: 4 Sep 2009 (see r. 2(a)); Regulations other than r. 1 and 2: 5 Sep 2009 (see r. 2(b))
<i>Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations 2011</i>	8 Mar 2011 p. 798-9	r. 1 and 2: 8 Mar 2011 (see r. 2(a)); Regulations other than r. 1 and 2: 9 Mar 2011 (see r. 2(b))

Evidence (Video and Audio Links Fees and Expenses) Regulations 1999

Citation	Gazettal	Commencement
<i>Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations (No. 2) 2011</i>	20 Dec 2011 p. 5395-6	r. 1 and 2: 20 Dec 2011 (see r. 2(a)); Regulations other than r. 1 and 2: 21 Dec 2011 (see r. 2(b))
<u><i>Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations 2012</i></u>	<u>9 Mar 2012</u> <u>p. 931-2</u>	<u>r. 1 and 2: 9 Mar 2012</u> <u>(see r. 2(a));</u> <u>Regulations other than r. 1 and 2:</u> <u>10 Mar 2012 (see r. 2(b))</u>