



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette
ISSN 1448-949X (print) ISSN 2204-4264 (online)
PRINT POST APPROVED PP665002/00041



PERTH, FRIDAY, 15 JUNE 2018 No. 88

SPECIAL

PUBLISHED BY AUTHORITY KEVIN J. McRAE, GOVERNMENT PRINTER AT 12.30 PM

© STATE OF WESTERN AUSTRALIA

Children's Court of Western Australia Act 1988
Civil Judgments Enforcement Act 2004
Coroners Act 1996
District Court of Western Australia Act 1969
Evidence Act 1906
Fines, Penalties and Infringement Notices Enforcement Act 1994
Magistrates Court Act 2004
State Administrative Tribunal Act 2004
Supreme Court Act 1935

Attorney General Regulations Amendment (Fees and Charges) Regulations 2018

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Attorney General Regulations Amendment (Fees and Charges) Regulations 2018*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2018.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 2 Children's Court (Fees) Regulations 2005 amended

r. 3

**Part 2 — Children's Court (Fees)
Regulations 2005 amended**

3. Regulations amended

This Part amends the *Children's Court (Fees) Regulations 2005*.

4. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees

[r. 4]

Division 1 — General

Item	Matter	Column A Fee for individual \$	Column B Fee for eligible individual \$
1.	(a) For every order or conviction drawn up in the Court's criminal jurisdiction	17.65	5.30
	(b) Issue of a duplicate document or order	17.65	5.30
2.	For the service of any application, summons, originating process, notice or order of the Court or any other process requiring service	77.00	77.00

Note:

The fee is payable whether or not the service is successful and covers up to 3 attempts at service at the same address.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Children's Court (Fees) Regulations 2005 amended

Part 2

r. 4

Item	Matter	Column A	Column B
		Fee for individual	Fee for eligible individual
		\$	\$
3.	If it is necessary to travel to execute a warrant or other process, or on service of a summons, order of the Court, other process or document, or on making an arrest or for all attempts, attendances and inspections, from the enforcement officer's office or nearest Police Station —		
	(a) for each kilometre travelled (1 way) in the metropolitan area	2.00	2.00
	(b) for each kilometre travelled (1 way) outside the metropolitan area	2.20	2.20
	Note:		
	If more than 1 process or document is executed or served by an enforcement officer at the same time on the same person or on different persons at the same address, only 1 allowance for kilometres is chargeable.		
4.	(a) For searching any record or proceeding other than a search by or on behalf of a party to the proceedings in the Court's civil jurisdiction	44.50	13.35
	(b) Listening to or viewing any electronic recording that requires supervision by an officer of the Court, a search fee of	44.50	13.35
	And in addition to the search fee, for each hour of the officer's time	110.50	33.10

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 2 Children's Court (Fees) Regulations 2005 amended

r. 4

Item	Matter	Column A	Column B
		Fee for individual	Fee for eligible individual
		\$	\$
5.	(a) On an application or summons for the production of records or documents that are required to be produced to any court, tribunal, arbitrator or umpire	65.50	19.65
	(b) If an officer is required to attend at any court or place out of the Court building where the officer is based, the officer's reasonable expenses and, in addition for each hour when the officer is necessarily absent from the officer's office	98.00	29.30
6.	(a) Copies of documents or exhibits for each page or part of a page	1.85	0.55
	(b) For a copy of reasons for judgment —		
	(i) for each copy issued to a person not a party to the proceedings and for each copy in excess of 1 copy issued to a party to the proceedings	15.50	4.75
	(ii) for each copy consisting of 10 or more pages an additional fee per page of	2.00	0.60

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Children's Court (Fees) Regulations 2005 amended

Part 2

r. 4

Item	Matter	Column A	Column B
		Fee for individual	Fee for eligible individual
		\$	\$
	(c) For certifying that a document is a true copy, an additional fee of	21.40	6.45
	Note:		
	Fee under item 6(a) for a copy of an application is not payable where circumstances under regulation 6(4) exist.		
7.	(a) For a copy of a transcript, or part of a transcript —		
	(i) provided within 1 day after the day on which the fee is paid	20.50 plus 8.45 per page	6.15 plus 2.55 per page
	(ii) provided within 4 days after the day on which the fee is paid	20.50 plus 7.30 per page	6.15 plus 2.20 per page
	(iii) provided within 7 days after the day on which the fee is paid	20.50 plus 7.05 per page	6.15 plus 2.15 per page
	(b) For an additional copy of the transcript, or part of the transcript, provided under paragraph (a) —		
	(i) in electronic format	21.40 per copy	6.45 per copy
	(ii) paper copy	2.10 per page	0.60 per page
	Note:		
	Fees under this item are payable in the case of an indictable offence dealt with summarily.		

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 2 Children's Court (Fees) Regulations 2005 amended

r. 4

Division 2 — Civil jurisdiction

Item	Matter	Column A	Column B
		Fee for individual	Fee for eligible individual
		\$	\$
1.	On filing an application for a misconduct restraining order under the <i>Restraining Orders Act 1997</i>	128.00	38.40
2.	On the execution of an arrest warrant of any kind —		
	(a) for arresting the person	141.50	141.50
	(b) for conveying the person to a court or a custodial place and releasing the person from arrest or custody	140.00	140.00
	(c) for each 30 minutes after 2 hours and 30 minutes that an enforcement officer is required to keep the person in custody until the person is conveyed to a court or a custodial place	37.10	37.10

Note 1:

The fee under paragraph (a) is payable whether or not the Sheriff's functions under the warrant are performed and includes up to 3 attempts to perform the functions at the same address.

Note 2:

The fee under paragraph (a) includes the costs of —

- (a) receiving and printing the warrant; and
- (b) attendances and inquiries before attempting arrest; and
- (c) giving any notice; and
- (d) making any report.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Children's Court (Fees) Regulations 2005 amended

Part 2

r. 4

Item	Matter	Column A Fee for individual \$	Column B Fee for eligible individual \$
3.	For an application for an extraordinary drivers licence	211.00	66.00

Division 3 — Criminal jurisdiction

Item	Matter	Column A Fee for individual \$	Column B Fee for eligible individual \$
1.	On filing —		
	(a) a prosecution notice	107.50	32.10
	(b) an application under the <i>Criminal Procedure Act 2004</i> section 71	107.50	32.10
2.	For the issue of a summons or court hearing notice to an accused	20.60	6.15
3.	For a warrant of any kind —		
	(a) issue of it	107.50	32.10
	(b) execution of it	140.00	140.00

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 3 Civil Judgments Enforcement Regulations 2005 amended

r. 5

**Part 3 — Civil Judgments Enforcement
Regulations 2005 amended**

5. Regulations amended

This Part amends the *Civil Judgments Enforcement Regulations 2005*.

6. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Court fees

[r. 105]

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$

1. For an application or request under the Act —

(a)	a judgment not exceeding \$10 000	107.50	162.00	32.40
(b)	all other judgments	174.50	262.00	52.50

Note 1:

The fee is payable only once on the first application or request by a judgment creditor or other person entitled to the benefit of the judgment.

Note 2:

No fee is payable in relation to interpleader proceedings.

Note 3:

No fee is payable for registering a judgment or order of a court or tribunal of the State for the purpose of enforcing the judgment or order.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Civil Judgments Enforcement Regulations 2005 amended

Part 3

r. 7

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
<p>Note 4:</p> <p>No fee is payable for an application or request brought by a person other than a judgment creditor or other person entitled to the benefit of the judgment.</p> <p>Note 5:</p> <p>The fee payable on an application relating to an order made in the exercise of the jurisdiction referred to in the <i>Residential Tenancies Act 1987</i> section 12A is the fee payable on an application in relation to a judgment not exceeding \$10 000.</p>				
2.	Registering a judgment in a court under the <i>Service and Execution of Process Act 1992</i> (Commonwealth) section 105(1)	91.50	121.00	27.40

7. Schedule 2 replaced

Delete Schedule 2 and insert:

Schedule 2 — Sheriff's fees

[r. 105]

Item	Action	Fee \$
1.	(a) Service of any process when personal service is not required under the Act	56.50

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 3 Civil Judgments Enforcement Regulations 2005 amended

r. 7

Item	Action	Fee \$
	(b) Service of any process when personal service is required under the Act	78.50
	(c) Service by post, including postage	37.60
	<p>Note 1:</p> <p>The fee under paragraphs (a) and (b) is payable whether or not the service is successful and covers up to 3 attempts at service at the same address.</p> <p>Note 2:</p> <p>The fee is not payable in respect of any process that is served in conjunction with any process requiring attendance at a court by the party to be served.</p> <p>Note 3:</p> <p>The fee includes the costs of receiving and printing the process and the completion of any certificate of the service.</p>	
2.	For enforcing a judgment by means of a property (seizure and sale) order	177.00
	<p>Note 1:</p> <p>The fee is payable whether or not the Sheriff's functions under the order are performed and covers up to 3 attempts to perform the functions at the same address.</p> <p>Note 2:</p> <p>The fee includes the costs of —</p> <p>(a) receiving and printing the order; and</p> <p>(b) attendances and inquiries before attempting seizure; and</p> <p>(c) service of any notice required before seizure; and</p> <p>(d) seizure and preparing an inventory of any personal property seized; and</p> <p>(e) granting walking possession; and</p> <p>(f) making a report to the creditor.</p>	

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Civil Judgments Enforcement Regulations 2005 amended

Part 3

r. 7

Item	Action	Fee \$
3.	For enforcing a judgment by means of a property (seizure and delivery) order	141.50
	<p>Note 1:</p> <p>The fee is payable whether or not the Sheriff's functions under the order are performed and covers up to 3 attempts to perform the functions at the same address.</p> <p>Note 2:</p> <p>The fee includes the costs of —</p> <ul style="list-style-type: none"> (a) receiving and printing the order; and (b) attendances and inquiries before attempting seizure and delivery; and (c) an appointment to deliver property; and (d) removal of a person from land; and (e) supervision of lock and security changes to premises; and (f) securing seized property; and (g) delivering seized property to the person entitled to it in accordance with the order; and (h) making a report to the person entitled to the benefit of the order. 	
4.	Inspection of personal property under seizure	74.00
	<p>Note:</p> <p>If the Sheriff has several enforcement orders, 1 fee is payable for the first enforcement order in priority.</p>	
5.	For possession of personal property under seizure per day	8.10
	<p>Note 1:</p> <p>Payable for actual possession of personal property seized.</p> <p>Note 2:</p> <p>The fee is payable for a maximum of 10 days.</p> <p>Note 3:</p> <p>If this fee is paid, a fee is not payable under item 16(d).</p>	

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 3 Civil Judgments Enforcement Regulations 2005 amended

r. 7

Item	Action	Fee \$
6.	If travel is necessary to perform a function under an enforcement order, to serve a process or document, to make an arrest under a warrant or for an attempt, attendance or inspection from the Sheriff's or a bailiff's office —	
	(a) for each kilometre travelled (1 way) in the metropolitan area	2.00
	(b) for each kilometre travelled (1 way) outside the metropolitan area	2.20
	Note 1:	
	If more than 1 of the actions referred to in item 6 is done in relation to the same person or on different persons at the same address, only 1 fee for kilometres travelled is to be charged.	
	Note 2:	
	The Sheriff may allow an enforcement officer an additional fee for travel to meet or partially offset any additional expenses arising from special and unusual circumstances.	
7.	Preparation for the sale of real or personal property	736.00
	Note:	
	The fee includes —	
	(a) Personal Property Securities Register and other official records searches; and	
	(b) bill of sale or encumbrance searches or investigation; and	
	(c) carrying out an advertising program; and	
	(d) preparing particulars and conditions of sale.	
8.	Attendance at sale	117.00
	Note:	
	The fee includes —	
	(a) conducting a sale; and	
	(b) cancelling a sale.	

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Civil Judgments Enforcement Regulations 2005 amended

Part 3

r. 7

Item	Action	Fee \$
9.	Commission for enforcing a judgment by means of a property (seizure and sale) order or for money recovered by the Sheriff or judgment creditor after seizure under the order —	
	(a) for amounts up to and including \$13 500, a fee at the rate of	5.00%
	(b) for the balance over \$13 500, a fee at the rate of	2.50%
	Note 1:	
	For the purpose of this item, seizure includes —	
	(a) in respect of real property, registering a property (seizure and sale) order under the <i>Transfer of Land Act 1893</i> or the <i>Registration of Deeds Act 1856</i> ; and	
	(b) the seizure of personal property in the possession or apparent possession of the judgment debtor; and	
	(c) the seizure of books of account in the possession of the judgment debtor.	
	Note 2:	
	If money is recovered as a consequence of a sale conducted by a licensed auctioneer instructed by the Sheriff, commission is to be charged at one half the rate prescribed in item 9.	
	Note 3:	
	If a sale, whether by public auction or otherwise, is conducted by the Sheriff without the involvement of an auctioneer or agent, the commission rate prescribed in item 9(a) is to be increased by 1.00%.	
	Note 4:	
	Commission is to be calculated on the amount recovered or the judgment sum, whichever is the lesser.	
10.	Commission for delivering possession of property.	
	Personal property, assessed on the value of the property delivered —	
	(a) for amounts up to and including \$13 500, a fee at the rate of	5.00%

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 3 Civil Judgments Enforcement Regulations 2005 amended

r. 7

Item	Action	Fee \$
	(b) for the balance over \$13 500, a fee at the rate of	2.50%
	Real property, assessed on the annual rental value of the property delivered —	
	(a) for amounts up to and including \$13 500, a fee at the rate of	5.00%
	(b) for the balance over \$13 500, a fee at the rate of	2.50%
	Note:	
	If real property is delivered in accordance with a property (seizure and delivery) order made by the Magistrates Court, the maximum amount payable under this item is \$384.00.	
11.	On the execution of an arrest warrant of any kind —	
	(a) for preparing to arrest, and arresting, the person	141.50
	(b) for conveying the person from the place of arrest to appear before a judicial officer in a court, or to a custodial place, and releasing the person from arrest or custody	140.00
	(c) for each 30 minutes after 2 hours and 30 minutes that an enforcement officer is required to keep the person in custody until the person is conveyed to a court or a custodial place	37.10
	Note 1:	
	The fee under paragraph (a) is payable whether or not the Sheriff's functions under the warrant are performed and includes up to 3 attempts to perform the functions at the same address.	

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Civil Judgments Enforcement Regulations 2005 amended

Part 3

r. 7

Item	Action	Fee \$
<p>Note 2:</p> <p>The fee under paragraph (a) includes the costs of —</p> <ul style="list-style-type: none"> (a) receiving and printing the warrant; and (b) attendances and inquiries before attempting arrest; and (c) giving any notice; and (d) making any report. <p>Note 3:</p> <p>The fee under paragraph (b) is payable whether or not the place of arrest is the court building or custodial place and whether or not the person is conveyed to a court or a custodial place in a vehicle.</p>		
12.	For each half hour or part of a half hour that it is necessary for an enforcement officer to engage an assistant to perform a function —	
	(a) in relation to the execution of an arrest warrant	37.10
	(b) in accordance with a property (seizure and delivery) order	37.10
	(c) in accordance with a property (seizure and sale) order	37.10
13.	If an enforcement officer is necessarily put to and incurs extra trouble and expense in the discharge of a function incidental to the officer's office, employment or engagement or for the performance of a function not otherwise provided for in this Schedule	A sum or additional sum that the Sheriff may reasonably allow

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 3 Civil Judgments Enforcement Regulations 2005 amended

r. 7

Item	Action	Fee \$
14.	For auctioneer's or agent's commission, advertising and sundry expenses on account of sale by auction or otherwise of real or personal property, whether or not the sale takes place	A fee fixed in accordance with a recognised scale of charges for auctioneers or agents in the State or such other fee as the Sheriff may reasonably allow
15.	If a sale of real or personal property takes place by auction or private contract or if no sale takes place —	
	(a) for advertising and giving publicity to the sale or intended sale, printing catalogues and bills and distributing and posting them	The sums actually and reasonably paid
	(b) for labour, if any, employed in lotting and showing personal property, preparing catalogues and, if a sale takes place by auction, attending the sale and supervising the removal of property by its purchaser	
	(c) travelling expenses	
16.	(a) For out of pocket expenses incurred by an enforcement officer while performing a function in accordance with an enforcement order or executing a warrant	The sums actually and reasonably paid

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Civil Judgments Enforcement Regulations 2005 amended

Part 3

r. 7

Item	Action	Fee \$
	(b) For clerical assistance when necessary	
	(c) For storing personal property which has been seized and insuring the property for loss due to fire, theft or damage and, in the case of a motor vehicle, for accident and third party risk	
	(d) For removal or cartage expenses	
	(e) For agistment, costs of care and feed and other necessary costs in respect of animals or livestock under seizure, whether or not they are removed	
17.	If GST (as defined in the <i>A New Tax System (Goods and Services Tax) Act 1999</i> (Commonwealth) section 195-1) is payable on a service listed in this Schedule of fees, the fee for the service is the applicable fee in this Schedule, increased by 10%	
18.	Issue of a duplicate of an enforcement order or a document	17.65
19.	Copies of documents —	
	(a) copies of enforcement orders, for each page	1.85
	(b) for certifying that a document is a true copy, an additional fee of	21.30

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 3 Civil Judgments Enforcement Regulations 2005 amended

r. 8

8. Schedule 3 replaced

Delete Schedule 3 and insert:

**Schedule 3 — Fees to be paid for anything done by
the Marshal in Admiralty**

[r. 105]		
Item	Matter	Fee \$
1.	For receiving and entering a warrant or release	124.00
2.	For receiving and entering a writ of summons, decree, order, commission, or other instrument under the seal of the Supreme Court	49.50
3.	For service of a writ of summons	117.00
4.	For executing a warrant for the arrest of a ship or other property	291.00
5.	For service of a writ of summons at the same time as a warrant of arrest is executed, in lieu of items 3 and 4	354.00
6.	For the execution of an attachment — for each person	117.00
7.	For the release from arrest of a vessel, goods, or person	74.50
8.	For attending the discharge of cargo, or removal of a vessel or goods, per hour	74.50
9.	For the execution of a commission of appraisement or sale, or appraisement and sale, in addition to the fees paid to the appraiser or auctioneer	250.00
10.	For the execution of a decree or order, commission, or other instrument other than those provided for in another item of this Schedule	117.00

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Civil Judgments Enforcement Regulations 2005 amended

Part 3

r. 8

Item	Matter	Fee \$
11.	Commission on the gross proceeds of a vessel or goods, etc., sold —	
	(a) for amounts up to and including \$63 000 a fee at the rate of	4%
	(b) for the balance over \$63 000 a fee at the rate of	2%
12.	(a) For retaining possession of a vessel with or without cargo, or of a cargo without a vessel, the expenses per day actually paid in respect of a shipkeeper or shipkeepers	The sum actually and reasonably paid
	(b) For each day or part of a day that the Marshal retains possession of a vessel with or without cargo, or of a cargo without a vessel, in addition to (a) above	74.00
	<p>Note:</p> <p>If the possession is for a lengthy period, this fee may be reduced at the discretion of the Marshal.</p>	
	(c) For the safe custody of property under arrest	The sum actually and reasonably paid
	<p>Note:</p> <p>No fee is payable for the custody and possession of property under arrest if it consists of money in a bank, or of goods stored in a bonded warehouse, or if it is in the custody of a customs house officer, or other authorised person.</p>	
13.	If the Marshal or any of the Marshal's officers is required to travel for the purpose of discharging their duty, in addition to the above fees	Reasonable expenses for travelling, board and maintenance

***Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018***

Part 3 Civil Judgments Enforcement Regulations 2005 amended

r. 8

Item	Matter	Fee \$
14.	If the Marshal or other person employed under the Marshal is necessarily put to and incurs extra trouble and expense in the discharge of any duty incidental to their office or employment or for any duty or service not provided for in another item of this Schedule	A sum or additional sum that the Marshal may reasonably allow

Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018

Coroners Regulations 1997 amended

Part 4

r. 9

Part 4 — *Coroners Regulations 1997* amended

9. Regulations amended

This Part amends the *Coroners Regulations 1997*.

10. Schedule 3 replaced

Delete Schedule 3 and insert:

Schedule 3 — Other fees

[r. 22]

Item	Matter	Column A Fee for individual \$	Column B Fee for eligible individual \$
1.	Copy of document or exhibit, for each page or part of a page	1.85	0.55
2.	Copy of record of investigation into a death —		
	(a) for 1 copy on the request of a person who is an interested person under regulation 17(a) or (b)	Nil	Nil
	(b) for each additional copy on the request of a person who is an interested person under regulation 17(a) or (b), for each page or part of a page	1.50	0.50

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 4 Coroners Regulations 1997 amended

r. 10

Item	Matter	Column A Fee for individual \$	Column B Fee for eligible individual \$
	(c) for each copy on the request of any other person, for each page or part of a page	1.50	0.50
3.	Certifying under seal that a document is a true copy	21.40	6.45
4.	Copy of transcript or notes of evidence —		
	(a) provided within 1 day after the day on which the fee is paid	20.50 plus 8.45 per page	6.15 plus 2.55 per page
	(b) provided within 4 days after the day on which the fee is paid	20.50 plus 7.30 per page	6.15 plus 2.20 per page
	(c) provided within 7 days after the day on which the fee is paid	20.50 plus 7.05 per page	6.15 plus 2.15 per page
5.	Copy of transcript or notes of evidence in electronic format if a fee has been paid under item 4 by the applicant for a copy of the transcript or notes of evidence, for each day of transcript or notes of evidence	21.40	6.45

Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018

Coroners Regulations 1997 amended

Part 4

r. 10

Item	Matter	Column A Fee for individual \$	Column B Fee for eligible individual \$
6.	Copy of transcript or notes of evidence not in electronic format if a fee has been paid under item 4 by the applicant for a copy of the transcript or notes of evidence, for each page or part of a page	2.10	0.60

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 5 District Court (Fees) Regulations 2002 amended

r. 11

**Part 5 — District Court (Fees)
Regulations 2002 amended**

11. Regulations amended

This Part amends the *District Court (Fees) Regulations 2002*.

12. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Registry fees

[r. 4]

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	On filing any originating process by which a cause, matter or other proceeding in the Court is commenced, other than proceedings of the kind referred to in item 2, 3, 4, 5 or 9	877.00	1 711.00	100.00
2.	On filing an application for an extraordinary licence under the <i>Road Traffic (Authorisation to Drive) Act 2008</i> section 27	211.00	N/A	63.50
3.	On filing an application for an order made under the <i>Spent Convictions Act 1988</i> section 6(1)	128.00	N/A	38.40

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

District Court (Fees) Regulations 2002 amended

Part 5

r. 12

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
4.	On filing —			
	(a) a counterclaim	877.00	1 711.00	100.00
	(b) a third party notice	877.00	1 711.00	100.00
	(c) an application —			
	(i) to extend a period of time fixed by law, including an application to extend time before proceedings are commenced	330.00	569.00	99.00
	(ii) to limit a period of time within which proceedings may be taken	330.00	569.00	99.00
	(iii) for leave to serve a writ or notice of a writ out of jurisdiction	330.00	569.00	99.00
	(d) an application for leave to appeal	0.00	0.00	0.00
	(e) any other application for which no fee has been provided in this Schedule	330.00	569.00	99.00

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 5 District Court (Fees) Regulations 2002 amended

r. 12

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
5.	On filing —			
	(a) an appeal notice	497.00	1 286.00	100.00
	(b) for each additional half day allocated for the hearing of the appeal	385.00	1 003.00	100.00
	<p>Note 1:</p> <p>The fee in item 5(a) includes any directions hearings and the first half day allocated by the District Court for the hearing of the appeal.</p> <p>Note 2:</p> <p>The fee in item 5(b) is payable for each half day, allocated by the District Court for the hearing of the appeal, that is additional to the first half day of hearing.</p> <p>Note 3:</p> <p>Under the <i>District Court Rules 2005</i> rule 56A, if the fee payable under item 5(b) is not paid or waived within 14 days after the date on which the hearing date is set, the appeal may be dismissed for want of prosecution.</p>			
6.	Entry for hearing a cause or matter (including the assessment of damages in an action for personal injury) or notice of an appointment to hear an originating summons	877.00	1 711.00	100.00
	<p>Note:</p> <p>This item does not apply to entering an appeal for hearing.</p>			

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

District Court (Fees) Regulations 2002 amended

Part 5

r. 12

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
7.	Allocation of hearing date, for each day allocated	770.00	2 005.00	100.00
	<p>Note 1: See regulation 10.</p> <p>Note 2: This item does not apply to the allocation of a hearing date for an appeal.</p>			
8.	Daily hearing fee before a court constituted by a judge	770.00	2 005.00	100.00
	<p>Note 1: No fee is payable if the proceedings are of an interlocutory nature only.</p> <p>Note 2: The fee to be charged is to be paid in respect of any number of hearing days or half days greater than the number of hearing days for which a fee has been paid under item 5 or 7.</p> <p>Note 3: If the Court only allocates a half day or less for the continuation of the hearing then a fee equal to half the prescribed amount is payable for that period.</p> <p>Note 4: The daily fee becomes payable on a day to day basis and is payable prior to the daily reconvening of the hearing.</p>			

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 5 District Court (Fees) Regulations 2002 amended

r. 12

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
9.	On filing, before a judge or registrar in chambers —			
	(a) an interlocutory application or summons or motion returnable	220.00	429.00	66.00
	(b) an application for assessment of damages other than in an action for personal injury	220.00	429.00	66.00
	(c) an application for summary judgment	220.00	429.00	66.00
	Note 1:			
	This fee includes the first day of hearing of the application or summons and includes any adjournment of the hearing.			
	Note 2:			
	This fee is payable in respect of any application exercising liberty to apply to relist.			
10.	If the hearing of a matter to which item 9 applies is listed for more than 1 day and proceeds for more than the number of days listed, the fee prescribed in item 9 is payable for each additional day or part day of hearing			

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

District Court (Fees) Regulations 2002 amended

Part 5

r. 12

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$

Note:

The daily fee becomes payable on a day to day basis and is payable prior to the daily reconvening of the hearing.

11. On an appointment to tax a bill of costs in a cause or matter or under the *Commercial Arbitration Act 2012* —

(a)	lodgment fee	220.00	429.00	66.00
(b)	in addition to the lodgment fee, a taxing fee at the rate of	2.5%	2.5%	0.0%

Note 1:

The % rate is to be applied to the amount at which the bill is drawn.

Note 2:

The taxing officer must allow, against the person chargeable with the costs as taxed, taxing fees at the rate indicated in item 11(b) of the amount found to be due on taxation.

Note 3:

If the parties agree on the bill of costs in a cause or matter or under the *Commercial Arbitration Act 2012* and the appointment is cancelled, the following percentage of the fee paid is to be refunded —

- (a) if the appointment is cancelled less than 3 days before the day of the appointment, nil;
- (b) if the appointment is cancelled 3 days or more and less than 10 days before the day of the appointment, 50%;
- (c) if the appointment is cancelled 10 days or more before the day of the appointment, 80%.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 5 District Court (Fees) Regulations 2002 amended

r. 12

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
12.	For searching any record or proceeding	44.50	44.50	13.35
	Note:			
	No fee is payable under item 12 for a search made —			
	(a) by or on behalf of a party to the proceedings; or			
	(b) by an approved recipient of searchable information provided to it under regulation 11A.			
13.	For provision of searchable information to approved recipients under regulation 11A —			
	(a) fee per action or matter provided to recipient	2.00	2.00	0.60
	(b) annual fee for information provided by email to approved recipient	2 018.00	2 018.00	100.00
	Note:			
	The fee under item 13(b) is payable on the date on which the recipient is approved by the Attorney General and on each anniversary of that date.			
14.	(a) On an application for the production of records or documents that are required to be produced to any court, tribunal, arbitrator or umpire	65.50	65.50	19.65

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

District Court (Fees) Regulations 2002 amended

Part 5

r. 12

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
	(b) If an officer is required to attend at any court or place out of the District Court building, the officer's reasonable expenses and, in addition for each hour when the officer is necessarily absent from the officer's office	98.00	98.00	29.30
15.	(a) For a copy of a document of any kind or an exhibit, including marking as an office copy if required, for each page or part thereof	1.85	1.85	0.55

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 5 District Court (Fees) Regulations 2002 amended

r. 12

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
(b)	For a copy of reasons for judgment —			
(i)	for each copy issued to a person not a party to the proceedings and for each copy in excess of 1 copy issued to a party to the proceedings	15.50	15.50	4.55
(ii)	for each copy consisting of 10 or more pages an additional fee per page of	2.00	2.00	0.60
(c)	For certifying under seal that a document is a true copy, an additional fee of	21.40	21.40	6.45
(d)	For a certificate under the hand of a registrar	42.10	42.10	12.70

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

District Court (Fees) Regulations 2002 amended

Part 5

r. 12

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
16.	(a) For a copy of a transcript, or part of a transcript —			
	(i) provided within 1 day after the day on which the fee is paid	20.50 plus 8.45 per page	20.50 plus 16.90 per page	6.15 plus 2.55 per page
	(ii) provided within 4 days after the day on which the fee is paid	20.50 plus 7.30 per page	20.50 plus 14.75 per page	6.15 plus 2.20 per page
	(iii) provided within 7 days after the day on which the fee is paid	20.50 plus 7.05 per page	20.50 plus 14.05 per page	6.15 plus 2.15 per page
	(b) For an additional copy of the transcript, or part of the transcript, provided under paragraph (a) —			
	(i) in electronic format	21.40 per copy	21.40 per copy	6.45 per copy
	(ii) paper copy	2.10 per page	2.10 per page	0.60 per page

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 5 District Court (Fees) Regulations 2002 amended

r. 13

13. Schedule 2 replaced

Delete Schedule 2 and insert:

Schedule 2 — Sheriff's fees

[r. 4]

Item	Matter	Fee \$
1.	On the execution of an arrest warrant of any kind —	
	(a) for arresting the person	141.50
	(b) for conveying the person to a court or a custodial place and releasing the person from arrest or custody	140.00
	(c) for each 30 minutes after 2 hours and 30 minutes that an enforcement officer, as defined in the <i>Civil Judgments Enforcement Act 2004</i> section 3, is required to keep the person in custody until the person is conveyed to a court or a custodial place	37.10
	Note 1: The fee under paragraph (a) is payable whether or not the sheriff's functions under the warrant are performed and includes up to 3 attempts to perform the functions at the same address.	
	Note 2: The fee under paragraph (a) includes the costs of —	
	(a) receiving and printing the warrant; and	
	(b) attendances and inquiries before attempting arrest; and	
	(c) giving any notice; and	
	(d) making any report.	
2.	For the service of any writ, application, summons, originating process, notice or order of the Court or any other process requiring service	78.50

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

District Court (Fees) Regulations 2002 amended

Part 5

r. 13

Item	Matter	Fee \$
<p>Note 1: The fee is payable whether or not the service is successful and covers up to 3 attempts at service at the same address.</p> <p>Note 2: The fee includes the costs of receiving and printing the process.</p>		
3.	<p>If it is necessary to travel to execute a warrant or other process, or on service of a writ, summons, order of the Court, other process or document, or on making an arrest or for all attempts, attendances and inspections, from the sheriff's office or nearest bailiff's office —</p> <p>(a) for each kilometre travelled (1 way) in the metropolitan area</p> <p>(b) for each kilometre travelled (1 way) outside the metropolitan area</p>	<p>2.00</p> <p>2.20</p>
<p>Note: If more than 1 process or document is executed or served by the sheriff or a bailiff at the same time on the same person or on different persons at the same address, only 1 allowance for kilometres is chargeable.</p>		
4.	Fee to the sheriff for attending a view — per hour or part of an hour	74.00
5.	<p>(a) For striking a jury and preparing jury panel</p> <p>(b) For attendance of sheriff's officer at hearing (per day or part of a day)</p>	<p>238.00</p> <p>The sum actually and reasonably paid</p>

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 6 Evidence (Video and Audio Links Fees and Expenses)
Regulations 1999 amended

r. 14

Part 6 — *Evidence (Video and Audio Links Fees and Expenses) Regulations 1999* amended

14. Regulations amended

This Part amends the *Evidence (Video and Audio Links Fees and Expenses) Regulations 1999*.

15. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees

[r. 2 and 3]

1. Booking fee

(a) Intrastate link	\$118.50
(b) Interstate or overseas link	\$176.00

2. Hourly fee

Per hour or part of an hour	\$92.50
-----------------------------	---------

***Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018***

Fines, Penalties and Infringement Notices Enforcement **Part 7**
Regulations 1994 amended

r. 16

**Part 7 — *Fines, Penalties and Infringement Notices
Enforcement Regulations 1994* amended**

16. Regulations amended

This Part amends the *Fines, Penalties and Infringement Notices Enforcement Regulations 1994*.

17. Schedule 2 replaced

Delete Schedule 2 and insert:

Schedule 2 — Enforcement fees

[r. 9]

Division 1 — Enforcement fees for Part 3 of the Act

- | | | |
|----|--|----------|
| 1. | Fee for issuing a final demand | \$19.90 |
| | (To be imposed when the final demand is issued.) | |
| 2. | Fee for preparing an enforcement certificate in relation to an infringement notice, for each infringement notice | \$16.95 |
| | (To be imposed when the infringement notice is registered.) | |
| 3. | Fee for registering an infringement notice with the Registry | \$63.50 |
| | (To be imposed when the notice is registered.) | |
| 4. | Fee for issuing a notice of intention to enforce | \$42.00 |
| | (To be imposed when a licence suspension order is made or when an enforcement warrant is issued, but not twice.) | |
| 5. | Fee for issuing an enforcement warrant | \$198.00 |
| | (To be imposed when the warrant is issued.) | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 7 Fines, Penalties and Infringement Notices Enforcement
Regulations 1994 amended

r. 17

Division 2 — Enforcement fees for Part 4 of the Act

1. Fee for issuing a notice of intention to enforce \$42.00
(To be imposed when a licence suspension order is made or when an enforcement warrant is issued, but not twice.)
2. Fee for issuing an enforcement warrant \$198.00
(To be imposed when the warrant is issued.)

Division 3 — Enforcement fees for Part 7 of the Act

1. Fee for attending the Magistrates Court in connection with proceedings to examine a person under section 69, for each hour or part of an hour \$87.50
2. The actual amounts disbursed in connection with seizing, moving, storing, securing, protecting and insuring property (including amounts disbursed for the keeping of animals) are prescribed as enforcement fees.
3. Fee for inspecting personal property under seizure \$59.00
4. Fee for lodging a memorial under section 89 \$63.50
5. Fee for lodging a withdrawal of memorial under section 90 \$42.00
6. The actual amounts disbursed for the purpose of valuing any personal property or land, or for searches of titles and other records, are prescribed as enforcement fees.
7. The actual amounts disbursed for advertising, and otherwise in connection with the arranging of, any intended sale of personal property or land are prescribed as enforcement fees.
8. Fee for arranging a sale of personal property or land, including preparing advertisements and conditions of sale, but excluding disbursements, not exceeding \$209.00
9. The actual amounts disbursed in connection with a sale of personal property or land (including settlement costs) are prescribed as enforcement fees.
10. Fee for attending a sale of personal property or land \$94.00

Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018

Fines, Penalties and Infringement Notices Enforcement **Part 7**
Regulations 1994 amended

r. 17

-
- | | | |
|-----|--|----------|
| 11. | Fee for preparing and executing a transfer of land sold | \$209.00 |
| 12. | Fee for attending a court in connection with interpleader proceedings, for each half hour or part of a half hour | \$29.90 |
| 13. | If the Sheriff or a delegate of the Sheriff is necessarily put to extra trouble and expense in connection with executing an enforcement warrant or is required to do anything not provided for in this Division, the Sheriff may set an amount or an additional amount (as the case may be) and that amount is prescribed as an enforcement fee. | |

If under this item the Sheriff sets an amount for travelling expenses, the amount is not to exceed the rate per kilometre, 1 way, that is prescribed as a travelling fee for the service of documents in the *Magistrates Court (Fees) Regulations 2005*.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 8 Magistrates Court (Fees) Regulations 2005 amended

r. 18

**Part 8 — Magistrates Court (Fees)
Regulations 2005 amended**

18. Regulations amended

This Part amends the *Magistrates Court (Fees) Regulations 2005*.

19. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees

[r. 4]

Division 1 — General

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
1.	(a) For every order or conviction drawn up in the Court's criminal jurisdiction	17.65	17.65	5.30
	(b) For issue of a duplicate document or order	17.65	17.65	5.30

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Magistrates Court (Fees) Regulations 2005 amended

Part 8

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
2.	For the service of any application, summons, originating process, notice or order of the Court or any other process requiring service	77.00	77.00	77.00
	<p>Note:</p> <p>The fee is payable whether or not the service is successful and covers up to 3 attempts at service at the same address.</p>			
3.	If it is necessary to travel to execute a warrant or other process, or on service of a summons, order of the Court, other process or document, or on making an arrest or for all attempts, attendances and inspections, from the enforcement officer's office or nearest Police Station —			
	(a) for each kilometre travelled (1 way) in the metropolitan area	2.00	2.00	2.00
	(b) for each kilometre travelled (1 way) outside the metropolitan area	2.20	2.20	2.20

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 8 Magistrates Court (Fees) Regulations 2005 amended

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$

Note:

If more than 1 process or document is executed or served by an enforcement officer at the same time on the same person or on different persons at the same address, only 1 allowance for kilometres is chargeable.

4.	(a) For searching any record or proceeding other than a search by or on behalf of a party to the proceedings in the Court's civil jurisdiction	44.50	44.50	13.35
	(b) For listening to or viewing any electronic recording that requires supervision by an officer of the Court, a search fee of	44.50	44.50	13.35

And in addition to the search fee, for each hour of the officer's time	108.50	108.50	32.60
--	--------	--------	-------

Note:

Item 4(a) does not apply in relation to information provided under the *Magistrates Court (General) Rules 2005* rule 41A.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Magistrates Court (Fees) Regulations 2005 amended

Part 8

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
5.	For provision of information under the <i>Magistrates Court (General) Rules 2005</i> rule 41A —			
	(a) fee per case specified in the information	2.00	2.00	0.60
	(b) annual fee for information provided by email to approved recipient	64 047.00	64 047.00	64 047.00
	<p>Note:</p> <p>The fee under item 5(b) is payable on the date on which the recipient is approved by the Attorney General and on each anniversary of that date.</p>			
6.	(a) On an application or summons for the production of records or documents that are required to be produced to any court, tribunal, arbitrator or umpire	65.50	65.50	19.65

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
	(b) If an officer is required to attend at any court or place out of the Court building where the officer is based, the officer's reasonable expenses and, in addition for each hour when the officer is necessarily absent from the officer's office	98.00	98.00	29.30
7.	(a) For copies of documents or exhibits for each page or part of a page	1.85	1.85	0.55

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Magistrates Court (Fees) Regulations 2005 amended

Part 8

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
(b)	For a copy of reasons for judgment —			
(i)	for each copy issued to a person not a party to the proceedings and for each copy in excess of 1 copy issued to a party to the proceedings	15.50	15.50	4.55
(ii)	for each copy consisting of 10 or more pages an additional fee per page of	2.00	2.00	0.60
(c)	For certifying that a document is a true copy, an additional fee of	21.40	21.40	6.45

Note:

Fee under item 7(a) for a copy of an application is not payable where circumstances under regulation 6(4) exist.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 8 Magistrates Court (Fees) Regulations 2005 amended

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
8.	(a) For a copy of a transcript, or part of a transcript —			
	(i) provided within 1 day after the day on which the fee is paid	20.50 plus 8.45 per page	20.50 plus 16.90 per page	6.15 plus 2.55 per page
	(ii) provided within 4 days after the day on which the fee is paid	20.50 plus 7.30 per page	20.50 plus 14.75 per page	6.15 plus 2.20 per page
	(iii) provided within 7 days after the day on which the fee is paid	20.50 plus 7.05 per page	20.50 plus 14.05 per page	6.15 plus 2.15 per page
	(b) For an additional copy of the transcript, or part of the transcript, provided under paragraph (a) —			
	(i) in electronic format	21.40 per copy	21.40 per copy	6.45 per copy

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Magistrates Court (Fees) Regulations 2005 amended

Part 8

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
	(ii) paper copy	2.10 per page	2.10 per page	0.60 per page

Note:

Fees under this item are payable in the case of an indictable offence dealt with summarily.

Division 2 — Civil jurisdiction

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
1.	On filing any claim or any originating process to commence proceedings in the Court —			
(a)	for a claim not exceeding \$10 000	129.00	250.00	38.60
(b)	for a claim exceeding \$10 000 but not exceeding \$50 000	327.00	639.00	98.50
(c)	for a claim exceeding \$50 000	521.00	1 014.00	100.00

Note:

Not payable in respect of applications referred to in item 10 or 11.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 8 Magistrates Court (Fees) Regulations 2005 amended

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
2.	On filing a counterclaim, a set-off, a third party claim or any other application for which no fee has been provided in this Division —			
	(a) for a claim not exceeding \$10 000	83.50	163.00	24.90
	(b) for a claim exceeding \$10 000 but not exceeding \$50 000	152.50	253.00	45.70
	(c) for a claim exceeding \$50 000	243.00	405.00	72.50
3.	On commencing an appeal —			
	(a) for a claim not exceeding \$10 000	42.90	110.50	12.90
	(b) for a claim exceeding \$10 000 but not exceeding \$50 000	64.50	168.00	19.30
	(c) for a claim exceeding \$50 000	86.50	226.00	25.90

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Magistrates Court (Fees) Regulations 2005 amended

Part 8

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
4.	Application for hearing —			
(a)	for a claim not exceeding \$10 000	204.00	395.00	60.50
(b)	for a claim exceeding \$10 000 but not exceeding \$50 000	371.00	714.00	100.00
(c)	for a claim exceeding \$50 000	412.00	798.00	100.00

Note 1:

No fee is payable for applications for hearing of matters dealt with under the minor cases procedure, residential tenancies proceedings, applications referred to in item 10 or 11 or for relisting a hearing, or if the proceedings are of an interlocutory nature only.

Note 2:

No fee is payable in respect of listing an appeal for hearing.

Note 3:

No fee is payable by the defendant for applications for hearing of a set-off or counterclaim providing this fee has been paid previously by the applicant.

Note 4:

Includes pre-trial conference, mediation conference, directions hearing and listing conference.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 8 Magistrates Court (Fees) Regulations 2005 amended

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
5.	For allocation of a date or dates of hearing of an application, appeal or proceedings, for each half day allocated —			
(a)	for a claim not exceeding \$10 000	117.00	306.00	35.20
(b)	for a claim exceeding \$10 000 but not exceeding \$50 000	206.00	535.00	62.00
(c)	for a claim exceeding \$50 000	295.00	762.00	88.00
Note 1:				
This fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings or applications referred to in item 10 or 11.				
Note 2:				
No fee is payable if the proceedings are of an interlocutory nature only.				
Note 3:				
The fee to be charged is to be determined on the basis that the days allocated for a hearing are the number of days determined by the Court at a listing conference.				
Note 4:				
The fee is to be refunded or transferred to a new allocated date or dates if the Court or registrar is satisfied that an adjournment was due to circumstances beyond the control of the parties. Otherwise the fee is non-refundable in respect of any allocated dates that are not required.				

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Magistrates Court (Fees) Regulations 2005 amended

Part 8

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
<p>Note 5:</p> <p>If written advice of settlement or written notice of intended adjournment is received by the Court no later than 35 days before the date allocated for the commencement of the hearing of the proceedings, an amount equal to 75% of the fee is refundable. If written advice of settlement or written notice of intended adjournment is received by the Court no later than 21 days before the date allocated for the commencement of the hearing of the proceedings, an amount equal to 50% of the fee is refundable.</p>				
6.	Half daily hearing fee before the Court constituted by a magistrate —			
(a)	for a claim not exceeding \$10 000	117.00	306.00	35.20
(b)	for a claim exceeding \$10 000 but not exceeding \$50 000	206.00	535.00	62.00
(c)	for a claim exceeding \$50 000	295.00	762.00	88.00

Note 1:

This fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings, applications referred to in item 10 or 11 or if the proceedings are of an interlocutory nature only.

Note 2:

The fee to be charged is to be paid in respect of any number of hearing days or half days greater than the number of hearing days for which a fee has been paid under item 5.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 8 Magistrates Court (Fees) Regulations 2005 amended

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
Note 3:				
The daily fee becomes payable on a day-to-day basis and is payable prior to the daily reconvening of the hearing.				
7.	On filing of an interlocutory application or application for assessment of damages or summary judgment that requires hearing before a magistrate or registrar —			
(a)	for a claim not exceeding \$10 000	107.50	209.00	32.10
(b)	for a claim exceeding \$10 000 but not exceeding \$50 000	129.50	250.00	38.70
(c)	for a claim exceeding \$50 000	174.50	341.00	52.00

Note 1:

This fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings or applications referred to in item 10 or 11.

Note 2:

This fee is inclusive of the hearing of the application and includes any adjournment of the hearing.

Note 3:

This fee is not payable for matters dealt with in the absence of a party.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Magistrates Court (Fees) Regulations 2005 amended

Part 8

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
8.	On an appointment to assess a bill of costs —			
(a)	for a claim not exceeding \$10 000	107.50 plus 2.5%	209.00 plus 2.5%	32.10 plus 0.0%
(b)	for a claim exceeding \$10 000 but not exceeding \$50 000	129.50 plus 2.5%	250.00 plus 2.5%	38.70 plus 0.0%
(c)	for a claim exceeding \$50 000	174.50 plus 2.5%	341.00 plus 2.5%	52.00 plus 0.0%
Note 1:				
This fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings or applications referred to in item 10 or 11.				
Note 2:				
The % rate is to be applied to the amount at which the bill is drawn.				
Note 3:				
If the parties agree on the bill of costs and the appointment is cancelled, the following percentage of the fee paid is to be refunded —				
(a)	if the appointment is cancelled less than 3 days before the day of the appointment, nil;			
(b)	if the appointment is cancelled 3 days or more and less than 10 days before the day of the appointment, 50%;			
(c)	if the appointment is cancelled 10 days or more before the day of the appointment, 80%.			

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 8 Magistrates Court (Fees) Regulations 2005 amended

r. 19

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
9.	On the execution of an arrest warrant of any kind —			
	(a) for arresting the person	141.50	141.50	141.50
	(b) for conveying the person to a court or a custodial place and releasing the person from arrest or custody	140.00	140.00	140.00
	(c) for each 30 minutes after 2 hours and 30 minutes that an enforcement officer is required to keep the person in custody until the person is conveyed to a court or a custodial place	37.10	37.10	37.10

Note 1:

The fee under paragraph (a) is payable whether or not the Sheriff's functions under the warrant are performed and includes up to 3 attempts to perform the functions at the same address.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Magistrates Court (Fees) Regulations 2005 amended

Part 8

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity \$	Fee for entity \$	Fee for eligible individual \$
Note 2:				
The fee under paragraph (a) includes the costs of —				
(a) receiving and printing the warrant; and				
(b) attendances and inquiries before attempting arrest; and				
(c) giving any notice; and				
(d) making any report.				
10.	For an application for an extraordinary drivers licence under the <i>Road Traffic (Authorisation to Drive) Act 2008</i> section 27	211.00	N/A	63.50
11.	On filing —			
	(a) an application for a misconduct restraining order under the <i>Restraining Orders Act 1997</i>	128.00	128.00	38.40
	(b) an application under the <i>Disposal of Uncollected Goods Act 1970</i>	128.00	128.00	38.40
	(c) an application under the <i>Fines, Penalties and Infringement Notices Enforcement Act 1994</i> section 101, 101AA or 101A	128.00	128.00	38.40

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 8 Magistrates Court (Fees) Regulations 2005 amended

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
(d)	an application under the <i>Dividing Fences Act 1961</i>	128.00	128.00	38.40
(e)	an application under the <i>Pawnbrokers and Second-hand Dealers Act 1994</i>	128.00	128.00	38.40

Division 3 — Criminal jurisdiction

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
1.	On filing —			
(a)	a prosecution notice	107.50	107.50	32.10
(b)	an application under the <i>Criminal Procedure Act 2004</i> section 71	107.50	107.50	32.10
2.	For the issue of a summons or court hearing notice to an accused	20.60	20.60	20.60

Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018

Magistrates Court (Fees) Regulations 2005 amended

Part 8

r. 19

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
3.	For a warrant of any kind —			
	(a) issue of it	107.50	107.50	32.10
	(b) execution of it	140.00	140.00	140.00

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 9 State Administrative Tribunal Regulations 2004 amended

r. 20

**Part 9 — State Administrative Tribunal
Regulations 2004 amended**

20. Regulations amended

This Part amends the *State Administrative Tribunal Regulations 2004*.

21. Regulation 9 amended

- (1) In regulation 9(1) delete the Table and insert:

Table

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	Application	1 665.00	1 665.00	100.00
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	1 665.00	1 665.00	100.00
3.	Application for assessment of costs	311.00 plus assessment fee of 2.5% of the costs claimed in the application	463.00 plus assessment fee of 2.5% of the costs claimed in the application	93.50

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

State Administrative Tribunal Regulations 2004 amended

Part 9

r. 21

(2) In regulation 9(2) delete the Table and insert:

Table

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	Application	608.00	1 109.00	100.00
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	556.00	720.00	100.00
3.	Application for assessment of costs	220.00 plus assessment fee of 2.5% of the costs claimed in the application	330.00 plus assessment fee of 2.5% of the costs claimed in the application	65.50

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018****Part 9** State Administrative Tribunal Regulations 2004 amended**r. 21**

(3) In regulation 9(4) delete the Table and insert:

Table

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	Application	111.50	111.50	33.20
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	221.00	221.00	66.00
3.	Application for assessment of costs	107.50 plus assessment fee of 2.5% of the costs claimed in the application	160.00 plus assessment fee of 2.5% of the costs claimed in the application	32.30

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

State Administrative Tribunal Regulations 2004 amended

Part 9

r. 22

22. Regulation 10 amended

(1) In regulation 10(2) delete the Table and insert:

Table

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	Application	608.00	608.00	100.00
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	556.00	556.00	100.00
3.	Application for assessment of costs	220.00 plus assessment fee of 2.5% of the costs claimed in the application	220.00 plus assessment fee of 2.5% of the costs claimed in the application	65.50

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 9 State Administrative Tribunal Regulations 2004 amended

r. 22

(2) In regulation 10(3) delete the Table and insert:

Table

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	Application	1 109.00	1 109.00	100.00
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	720.00	720.00	100.00
3.	Application for assessment of costs	330.00 plus assessment fee of 2.5% of the costs claimed in the application	330.00 plus assessment fee of 2.5% of the costs claimed in the application	99.00

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

State Administrative Tribunal Regulations 2004 amended

Part 9

r. 23

23. Regulation 11B amended

In regulation 11B delete the Table and insert:

Table

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	Application	500.00	500.00	100.00
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	500.00	500.00	100.00
3.	Application for assessment of costs	173.00 plus assessment fee of 2.5% of the costs claimed in the application	262.00 plus assessment fee of 2.5% of the costs claimed in the application	52.00

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 9 State Administrative Tribunal Regulations 2004 amended

r. 24

24. Schedule 20 replaced

Delete Schedule 20 and insert:

Schedule 20 — Other fees

[r. 27]				
Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	Application under section 22(1) of the Act	101.50	204.00	30.40
2.	For a copy of a document, for each page or part of a page	1.45	1.45	0.45
3.	For a copy of reasons for decision, for each page or part of a page —			
	(a) for 1 copy on the request of a party to the application	0.00	0.00	0.00
	(b) for each additional copy on the request of a party to the application	1.50	1.50	0.45
	(c) for each copy on the request of a person who is not a party to the application	1.50	1.50	0.45

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

State Administrative Tribunal Regulations 2004 amended

Part 9

r. 24

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
4.	For certifying under a seal that a document is a true copy, an additional fee of	19.75	19.75	5.90
5.	(a) For a copy of a transcript, or part of a transcript —			
	(i) provided to a party within 1 day after the day on which the fee is paid	20.50 plus 8.45 per page	20.50 plus 16.90 per page	6.15 plus 2.55 per page
	(ii) provided to a party within 4 days after the day on which the fee is paid	20.50 plus 7.30 per page	20.50 plus 14.75 per page	6.15 plus 2.20 per page
	(iii) provided to a party within 7 days after the day on which the fee is paid	20.50 plus 7.05 per page	20.50 plus 14.05 per page	6.15 plus 2.15 per page

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 9 State Administrative Tribunal Regulations 2004 amended

r. 24

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
	(b) For an additional copy of the transcript, or part of the transcript, provided to a party under paragraph (a) —			
	(i) in electronic format	21.40 per copy	21.40 per copy	6.45 per copy
	(ii) paper copy	2.10 per page	2.10 per page	0.60 per page
6.	For searching the register of proceedings other than a search made by or on behalf of a party to the application of that part of the register applicable to the application	22.30	22.30	6.65
7.	For searching any proceeding or record other than a search made by or on behalf of a party to the application	49.60	49.60	14.85
8.	For sealing a summons to a witness	40.90	40.90	12.25

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Supreme Court (Fees) Regulations 2002 amended **Part 10**

r. 25

**Part 10 — Supreme Court (Fees)
Regulations 2002 amended**

25. Regulations amended

This Part amends the *Supreme Court (Fees) Regulations 2002*.

26. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees

[r. 4 and 4A]

Division 1 — General Division fees

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	On filing —			
	(a) any originating process by which a cause, matter or other proceeding in the Court is commenced, other than proceedings of the kind referred to in item 2, 3 or 7	1 318.00	2 568.00	100.00
	(b) a notice of appeal (whether in draft form or not)	1 318.00	2 568.00	100.00

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 10 Supreme Court (Fees) Regulations 2002 amended

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
2.	On filing —			
	(a) a counterclaim	1 318.00	2 568.00	100.00
	(b) a third party notice or a notice under the Rules O. 19 r. 8	1 318.00	2 568.00	100.00
	(c) an application —			
	(i) to extend a period of time fixed by law, including an application to extend time before proceedings are commenced	440.00	861.00	100.00
	(ii) to limit a period of time within which proceedings may be taken	440.00	861.00	100.00
	(iii) for leave to serve a writ or notice of a writ out of jurisdiction	440.00	861.00	100.00
	(iv) to swear to the death of a person	440.00	861.00	100.00

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Supreme Court (Fees) Regulations 2002 amended

Part 10

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
	(v) for leave to appeal	440.00	861.00	100.00
	(vi) for leave to issue a subpoena under the <i>Commercial Arbitration Act 2012</i>	440.00	861.00	100.00
	(vii) in a pending cause or matter in admiralty whether by summons or motion, other than an application by the Marshal	440.00	861.00	100.00
	(d) any other application for which no fee has been provided in this Division	440.00	861.00	100.00
Note:				
The fee in item 2(c)(vi) is payable only once on the first application in an arbitration.				
3.	Commencing an appeal to which the Rules O. 60A r. 4 applies	878.00	1 720.00	100.00

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 10 Supreme Court (Fees) Regulations 2002 amended

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
4.	Entry for hearing a cause or matter or notice of an appointment to hear an originating summons	1 318.00	2 568.00	100.00
5.	Allocation of hearing date	883.00 for each day allocated	2 291.00 for each day allocated	100.00
	Note: See regulation 9.			
6.	Daily hearing fee before a Court constituted by a master or 1 or more judges	883.00	2 291.00	0.00
	Note 1: No fee is payable if the proceedings are of an interlocutory nature.			
	Note 2: The fee is to be paid in respect of any number of hearing days (or part days) greater than the number of hearing days for which a fee has been paid under item 5.			
	Note 3: If the Court allocates a half-day or less for the continuation of the hearing, a fee equal to half the prescribed amount is payable for that period.			
	Note 4: The daily fee becomes payable on a day-to-day basis and is payable before the daily reconvening of the hearing.			

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Supreme Court (Fees) Regulations 2002 amended

Part 10

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
7.	(a) On filing before a judge, master or registrar in chambers —			
	(i) an interlocutory application or summons returnable	310.00	602.00	93.00
	(ii) an application for assessment of damages	310.00	602.00	93.00
	(iii) an application for summary judgment	310.00	602.00	93.00
	(b) On an appointment before a judge, master or registrar —			
	(i) on a reference for inquiry and report	310.00	602.00	93.00
	(ii) to pass accounts	310.00	602.00	93.00
	(iii) to settle the index of a transcript for use upon the hearing of an appeal	310.00	602.00	93.00

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 10 Supreme Court (Fees) Regulations 2002 amended

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
	(iv) on a reference to a registrar in admiralty proceedings	310.00	602.00	93.00
	(c) On an appointment before a judge, master or registrar for mediation	310.00	602.00	0.00

Note 1:

If the registrar is assisted by 1 or more assessors, the daily fee is payable for each assessor if the registrar considers that to be reasonable.

Note 2:

The fee payable to an assessor becomes payable on a day-to-day basis as the reference proceeds and is payable in the first instance by the claimant.

Note 3:

The fee includes the first day of the hearing of the application or summons and includes any adjournment of the hearing.

Note 4:

The fee is payable in respect of an application for liberty to apply to relist.

8. If the hearing of a matter to which item 7 applies is listed for more than 1 day and proceeds for more than the number of days listed, the fee prescribed in item 7 is payable for each additional day or part of a day of a hearing.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Supreme Court (Fees) Regulations 2002 amended

Part 10

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
<p>Note:</p> <p>The daily fee becomes payable on a day-to-day basis and is payable before the daily reconvening of the hearing.</p>				
9.	On filing a bill of costs for taxation in a cause or matter or under the <i>Commercial Arbitration Act 2012</i> , or on filing an application for an assessment of a bill of costs under the <i>Legal Profession Act 2008</i> —			
(a)	lodgment fee	428.00	830.00	100.00
(b)	on the setting of an appointment to tax a bill of costs, an additional fee at the rate of	2.5%	2.5%	0.0%

Note 1:

The % rate is to be applied to the amount at which the bill is drawn.

Note 2:

The taxing officer must allow against the person chargeable with the costs as taxed, taxing fees at the rate prescribed in item 9(b) of the amount found due on taxation.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 10 Supreme Court (Fees) Regulations 2002 amended

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
<p>Note 3: If the parties agree on the bill of costs in a cause or matter or under the <i>Legal Profession Act 2008</i> or the <i>Commercial Arbitration Act 2012</i> and the appointment is cancelled, the following percentage of the fee paid is to be refunded —</p> <p>(a) if the appointment is cancelled less than 3 days before the day of the appointment, nil;</p> <p>(b) if the appointment is cancelled 3 days or more and less than 10 days before the day of the appointment, 50%;</p> <p>(c) if the appointment is cancelled 10 days or more before the day of the appointment, 80%.</p>				
10.	For searching any proceeding or record other than a search made by or on behalf of a party to the proceeding	44.50	44.50	13.35
<p>Note: But if the search is made by a recognised service approved by the Attorney General: \$2.00.</p>				
11.	(a) On an application for the production of records or documents that are required to be produced to any court, tribunal, arbitrator or umpire	65.50	65.50	19.60

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Supreme Court (Fees) Regulations 2002 amended

Part 10

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
	(b) If an officer is required to attend at any court or place out of the Supreme Court building, the officer's reasonable expenses and, in addition, for each hour or part of an hour when the officer is necessarily absent from the officer's office	102.50	102.50	30.80
12.	(a) For a copy of a document of any kind or an exhibit, including marking as an office copy if required, for each page or part of a page	1.85	1.85	0.55

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 10 Supreme Court (Fees) Regulations 2002 amended

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
(b)	For a copy of reasons for judgment —			
	(i) for each copy issued to a person not a party to the proceedings and for each copy in excess of 1 copy issued to a party to the proceedings	15.50	15.50	4.55
	(ii) for each copy consisting of 10 or more pages an additional fee per page of	2.00	2.00	0.60
(c)	For certifying under seal that a document is a true copy, an additional fee of	21.40	21.40	6.45
(d)	For a certificate under the hand of a registrar	39.20	39.20	11.80

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Supreme Court (Fees) Regulations 2002 amended

Part 10

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
	(e) For sealing a warrant of arrest release, commission for the appraisal or sale of property or for the appraisal or sale in admiralty proceedings	87.50	87.50	26.20
13.	(a) For a copy of a transcript, or part of a transcript —			
	(i) provided within 1 day after the day on which the fee is paid	20.50 plus 8.45 per page	20.50 plus 16.90 per page	6.15 plus 2.55 per page
	(ii) provided within 4 days after the day on which the fee is paid	20.50 plus 7.30 per page	20.50 plus 14.75 per page	6.15 plus 2.20 per page
	(iii) provided within 7 days after the day on which the fee is paid	20.50 plus 7.05 per page	20.50 plus 14.05 per page	6.15 plus 2.15 per page

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 10 Supreme Court (Fees) Regulations 2002 amended

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
	(b) For an additional copy of the transcript, or part of the transcript, provided under paragraph (a) —			
	(i) in electronic format	21.40 per copy	21.40 per copy	6.45 per copy
	(ii) paper copy	2.10 per page	2.10 per page	0.60 per page
14.	On filing an application for admission as a practitioner	371.00	N/A	N/A

Division 2 — Court of Appeal fees

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	On filing an appeal notice	220.00	570.00	66.00
2.	On filing —			
	(a) Appellant's case	3 313.00	8 609.00	100.00
	(b) Respondent's case	3 313.00	8 609.00	100.00

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Supreme Court (Fees) Regulations 2002 amended

Part 10

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
3.	On filing an application to transfer an appeal from the District Court to the Court of Appeal under the <i>Magistrates Court (Civil Proceedings) Act 2004</i> s. 41	440.00	861.00	100.00
4.	(a) On filing an application in an appeal for an interim order or to amend or cancel an interim order	310.00	602.00	93.00
	(b) On an appointment before a judge or registrar to settle the appeal book index	310.00	602.00	93.00
	(c) On an appointment before a registrar for mediation	310.00	602.00	0.00

Note 1:

The fee includes the first day of the hearing of the matter and any adjournment of the matter.

Note 2:

If the hearing of a matter is listed for more than 1 day and proceeds for more than the number of days listed, the fee prescribed by this item is payable for each additional day or part of a day of a hearing.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 10 Supreme Court (Fees) Regulations 2002 amended

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
	<p>Note 3: A fee payable in the circumstances referred to in Note 2 is payable on a day-to-day basis before the daily reconvening of the hearing.</p>			
5.	Setting down fee	1 105.00	2 148.00	100.00
	<p>Note 1: This fee is payable when the appeal book is filed.</p>			
	<p>Note 2: This fee includes the fee for the first day of hearing.</p>			
6.	Allocation of hearing date	883.00 for each day estimated	2 291.00 for each day estimated	0.00
	<p>Note: This fee is payable on the number of days in excess of the first hearing day estimated for the hearing by the Court of Appeal Registrar.</p>			
7.	Daily hearing fee	883.00	2 291.00	0.00
	<p>Note 1: This fee is not payable in relation to an application for, or to amend or cancel, an interim order.</p>			
	<p>Note 2: This fee is payable for each additional day or part day that a hearing proceeds beyond the number of days for which a fee has been paid.</p>			
	<p>Note 3: If the Court allocates a half-day or less for the continuation of the hearing, a fee equal to half the prescribed amount is payable for that period.</p>			

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Supreme Court (Fees) Regulations 2002 amended

Part 10

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
	<p>Note 4: The daily hearing fee is payable on a day-to-day basis and is payable before the daily reconvening of the hearing.</p>			
8.	For searching any proceeding or record other than a search made by or on behalf of a party to an appeal	44.50	44.50	13.35
	<p>Note: But if the search is made by a recognised service approved by the Attorney General: \$2.00.</p>			
9.	(a) For a copy of a document of any kind or an exhibit, including marking as an office copy if required, for each page or part thereof	1.85	1.85	0.55

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 10 Supreme Court (Fees) Regulations 2002 amended

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
(b)	For a copy of reasons for judgment —			
	(i) for each copy issued to a person not a party to the appeal and for each copy in excess of 1 copy issued to a party to the appeal	15.55	15.55	4.75
	(ii) for each copy consisting of more than 10 pages an additional fee per page of	2.00	2.00	0.60
(c)	For certifying under seal that a document is a true copy, an additional fee of	21.40	21.40	6.45
(d)	For a certificate under the hand of a registrar	42.10	42.10	12.70

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Supreme Court (Fees) Regulations 2002 amended

Part 10

r. 26

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
10.	(a) For a copy of a transcript, or part of a transcript —			
	(i) provided within 1 day after the day on which the fee is paid	20.50 plus 8.45 per page	20.50 plus 16.90 per page	6.15 plus 2.55 per page
	(ii) provided within 4 days after the day on which the fee is paid	20.50 plus 7.30 per page	20.50 plus 14.75 per page	6.15 plus 2.20 per page
	(iii) provided within 7 days after the day on which the fee is paid	20.50 plus 7.05 per page	20.50 plus 14.05 per page	6.15 plus 2.15 per page
	(b) For an additional copy of the transcript, or part of the transcript, provided under paragraph (a) —			
	(i) in electronic format	21.40 per copy	21.40 per copy	6.45 per copy
	(ii) paper copy	2.10 per page	2.10 per page	0.60 per page

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 10 Supreme Court (Fees) Regulations 2002 amended

r. 27

27. Schedule 2 replaced

Delete Schedule 2 and insert:

Schedule 2 — Sheriff's fees

[r. 4]

Item	Matter	Fee \$
1.	On the execution of an arrest warrant of any kind —	
(a)	for arresting the person	141.50
(b)	for conveying the person to a court or a custodial place and releasing the person from arrest or custody	140.00
(c)	for each 30 minutes after 2 hours and 30 minutes that an enforcement officer is required to keep the person in custody until the person is conveyed to a court or a custodial place	37.10

Note 1:

The fee under paragraph (a) is payable whether or not the sheriff's functions under the warrant are performed and includes up to 3 attempts to perform the functions at the same address.

Note 2:

The fee under paragraph (a) includes the costs of —

- (a) receiving and printing the warrant; and
- (b) attendances and inquiries before attempting arrest; and
- (c) giving any notice; and
- (d) making any report.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Supreme Court (Fees) Regulations 2002 amended

Part 10

r. 27

Item	Matter	Fee \$
2.	For the service of any writ, application, summons, originating process, notice or order of the Court or any other process requiring service	78.50
	<p>Note 1: The fee is payable whether or not the service is successful and covers up to 3 attempts at service at the same address.</p> <p>Note 2: The fee includes the costs of receiving and printing the process.</p>	
3.	If it is necessary to travel to execute a warrant or other process, or on service of a writ, summons, order of the Court, other process or document, or on making an arrest or for all attempts, attendances and inspections, from the sheriff's office or nearest bailiff's office —	
	(a) for each kilometre travelled (1 way) in the metropolitan area	2.00
	(b) for each kilometre travelled (1 way) outside the metropolitan area	2.20
	<p>Note: If more than 1 process or document is executed or served by the sheriff or a bailiff at the same time on the same person or on different persons at the same address, only 1 allowance for kilometres is chargeable.</p>	
4.	Fee to the sheriff for attending a view — per hour or part of an hour	74.00
5.	(a) For striking a jury and preparing jury panel	238.00
	(b) For attendance of sheriff's officer at hearing (per day or part of a day)	The sum actually and reasonably paid

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018**

Part 10 Supreme Court (Fees) Regulations 2002 amended

r. 28

28. Schedule 3 replaced

Delete Schedule 3 and insert:

Schedule 3 — Probate fees

[r. 4]

Item	Matter	Fee \$
<p>Note:</p> <p>In this Schedule, grant means a grant of probate or administration with or without the will, or an order to administer.</p>		
1.	On filing an application for an original grant or, for a second subsequent grant in relation to the same deceased, or to reseal a foreign grant	370.00
<p>Note:</p> <p>This fee covers —</p> <p>(a) all documents filed in support of the application; and</p> <p>(b) preparation of the necessary photographic copies of documents including will (if any) required for the grant and Court files; and</p> <p>(c) the issue of the grant.</p>		
2.	For depositing a will of a deceased person in the Registry (including renunciation of executor)	87.50
3.	For depositing a will or instrument under the <i>Wills Act 1970</i> s. 44(1)	87.50
4.	(a) For the supply of copies of a will or other document, including marking as an office copy if required — for each page	1.85
	(b) For certifying under seal that a copy of a document is a true copy — an additional fee of	21.40

Attorney General Regulations Amendment (Fees and Charges)
Regulations 2018

Supreme Court (Fees) Regulations 2002 amended

Part 10

r. 28

Item	Matter	Fee \$
5.	(a) For an exemplification of a grant (in addition to the fee payable under item 4(a))	110.50
	(b) For settling and sealing a citation or a subpoena	110.50
6.	For a search for and inspection of a document or file of documents	44.50

R. KENNEDY, Clerk of the Executive Council.