



Western Australia

# **Criminal Injuries Compensation Regulations 2003**

Compare between:

[01 Jan 2004, 00-a0-05] and [01 Aug 2007, 00-b0-08]



Western Australia

Criminal Injuries Compensation Act 2003

## **Criminal Injuries Compensation Regulations 2003**

### **Part 1 — Preliminary**

**1. Citation**

These regulations may be cited as the *Criminal Injuries Compensation Regulations 2003*.

**2. Commencement**

These regulations come into operation on the day on which the *Criminal Injuries Compensation Act 2003* comes into operation.

**3. Interpretation**

In these regulations, unless the contrary intention appears —  
“**Act**” means the *Criminal Injuries Compensation Act 2003*;  
“**section**” means a section of the Act.

## **Part 2 — Procedural matters**

### **4.            Substituted service**

- (1) If an assessor is satisfied that it is impracticable or impossible, under the *Interpretation Act 1984* section 76, to give a person notice under section 19, 25 or 63(2) or to serve a person with notice under section 51, the assessor may direct that the notice be published once in a newspaper that circulates throughout the State.
- (2) If under subregulation (1) a notice is published, it is to be taken as having been given or served on the day when it is so published.

## **Part 3 — Appeals**

### **5. Costs of appeals**

- (1) In relation to an appeal under Part 7 of the Act, the scale of costs for the purposes of section 56(2)(d) is as set out in this regulation.
- (2) If the successful party is represented by a legal practitioner, the party is entitled to the following costs —
  - (a) for the preparation of the appeal — a maximum of \$180;
  - (b) if a [substantive or interlocutory](#) hearing is held in the District Court — a maximum of \$180 for each day of the hearing.
- (3) Whether or not the successful party is represented by a legal practitioner, the party is entitled to any expenses that he or she has reasonably and properly incurred for the purposes of the appeal.

[\[Regulation 5 amended: Gazette 31 Jul 2007 p. 3794.\]](#)

### Notes

- <sup>1</sup> This is a compilation of the *Criminal Injuries Compensation Regulations 2003*. ~~The~~ [and includes the amendments made by the other written laws referred to in the following table](#) ~~contains information about that regulation.~~

### Compilation table

| Citation  | Gazettal   |
|---|--|
| <i>Criminal Injuries Compensation Regulations 2003</i>                    | 30 Dec 2003 p. 5727-8  |
| <a href="#">Criminal Injuries Compensation Amendment Regulations 2007</a> | <a href="#">31 Jul 2007 p. 3793-4</a>  |
|   | 1 Jan 2004 (see r. 2 and <i>Gazette</i> 30 Dec 2003 p. 5722)   |
|   | <a href="#">r. 1 and 2: 31 Jul 2007 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Aug 2007 (see r. 2(b))</a> |