

Western Australia

**Criminal Injuries Compensation Regulations
2003**

As at 01 Jan 2004

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Criminal Injuries Compensation Regulations 2003

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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 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.

Notes

- ¹ This is a compilation of the *Criminal Injuries Compensation Regulations 2003*. 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	1 Jan 2004 (see r. 2 and <i>Gazette</i> 30 Dec 2003 p. 5722)