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**JUSTICE**

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JU301\*

Family Court Act 1997

**Family Court Amendment Regulations 2015**

Made by the deputy of the Governor in Executive Council.

**1. Citation**

These regulations are the *Family Court Amendment Regulations 2015*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2015.

**3. Regulations amended**

These regulations amend the *Family Court Regulations 1998*.

**4. Regulation 9 amended**

In regulation 9 delete “7” and insert:

8A

Note: The heading to amended regulation 9 is to read:

**Family Law Regulation 8A adopted (Act s. 65D)**

**5. Regulation 18 amended**

In regulation 18 in the definition of *filing fee* delete “9 or 12;” and insert:

9, 12 or 13;

**6. Regulation 21I amended**

In regulation 21I(2) delete “1 July 2014,” and insert:

1 July 2016,

**7. Regulation 22A inserted**

At the beginning of Part 5 insert:

**22A. Terms used**

A term has the same meaning in this Part as it has in regulation 18 unless the contrary intention appears.

**8. Regulation 24 inserted**

At the end of Part 5 insert:

**24. Transitional provisions relating to the *Family Court Amendment Regulations 2015***

These regulations, as in force immediately before 1 July 2015, continue to apply in relation to the liability of a person to pay any of the following fees —

- (a) a filing fee for filing a document before 1 July 2015;
- (b) a setting down fee for a hearing if the hearing day is fixed before 1 July 2015;
- (c) a hearing fee for a day, or a part of a day, if the day (or part of the day) is fixed before 1 July 2015;
- (d) a conciliation conference fee for a conciliation conference the date for which is fixed before 1 July 2015;
- (e) any other fee under these regulations for a service that is provided in relation to a proceeding before 1 July 2015.

**9. Schedule 1 replaced**

Delete Schedule 1 and insert:

**Schedule 1 — Fees**

[Part 3]

<b>Item</b>	<b>Document or action</b>	<b>Fee</b>
1.	Filing an application for final orders in eligible financial or parenting proceedings	\$350
2.	Setting-down for hearing in eligible financial or parenting proceedings, if defended, for final orders —	
	(a) for a hearing before a judge	\$885
	(b) for a hearing before a magistrate	\$650

<b>Item</b>	<b>Document or action</b>	<b>Fee</b>
3.	Hearing in eligible financial or parenting proceedings, if defended, for final orders — for each hearing day, or part of a hearing day, excluding the first hearing day — (a) for a hearing before a judge (b) for a hearing before a magistrate	\$885 \$650
4.	Filing a response to an application for final orders in eligible financial or parenting proceedings	\$350
5.	Setting-down for hearing in an appeal under section 211 from a decree of a Magistrates Court, unless the fee mentioned in item 12 has been paid	\$885
6.	Hearing in an appeal under section 211 from a decree of a Magistrates Court — for each hearing day, or part of a hearing day, excluding the first hearing day	\$885
7.	Filing an application for a consent order	\$235
8.	Filing an interim order application	\$120
9.	Filing an application for both a final order under Part 5 and a final order under Part 5A Division 2 or Division 3 of the Act (other than for an order for the maintenance of a party to a de facto relationship)	\$585
10.	For issuing a subpoena	\$120
11.	For listing a conciliation conference	\$410
12.	Filing an application for leave to appeal under section 211 from an interlocutory order of a Magistrates Court	\$885
13.	Filing an amendment of — (a) an application mentioned in item 1, 7, 8, 9 or 12 (b) a response mentioned in item 4 (c) a subpoena	\$120 \$120 \$120

N. HAGLEY, Clerk of the Executive Council.

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