

JU302*

District Court of Western Australia Act 1969

District Court (Fees) Amendment Regulations (No. 2) 2011

Made by the Governor in Executive Council.

1. Citation

These regulations are the *District Court (Fees) Amendment Regulations (No. 2) 2011*.

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 the day after that day.

3. Regulations amended

These regulations amend the *District Court (Fees) Regulations 2002*.

4. Regulation 9 amended

In regulation 9(5) delete “or appeal”.

5. Schedule 1 amended

- (1) In Schedule 1 item 2A after “section 76(1)” insert:

or 78(1)

- (2) Delete Schedule 1 item 3 and insert:

3.	(a)	On filing an appeal notice	304.00	789.00
	(b)	For each additional half day allocated for the hearing of the appeal	236.00	615.00

NOTE 1:

The fee in item 3(a) includes any directions hearings and the first half day allocated by the District Court for the hearing of the appeal.

NOTE 2:

The fee in item 3(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.

NOTE 3:

Under the *District Court Rules 2005* rule 56A, if the fee payable under item 3(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.

(3) Delete Schedule 1 item 6 and insert:

6.	Allocation of hearing date, for each day allocated	473.00	1 230.00
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NOTE 1:

See regulation 9.

NOTE 2:

This item does not apply to the allocation of a hearing date for an appeal.

(4) In Schedule 1 item 7:

(a) delete "459.00" and insert:

473.00

(b) delete "1 194.00" and insert:

1 230.00

(c) in NOTE 2 and NOTE 3 delete "item 6." and insert:

item 3 or 6.

- (5) In Schedule 1 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 1 it. 1	523.00 1 019.00	539.00 1 050.00
Sch. 1 it. 2B	76.00	78.50
Sch. 1 it. 2(a)	523.00 1 019.00	539.00 1 050.00
Sch. 1 it. 2(b)	523.00 1 019.00	539.00 1 050.00
Sch. 1 it. 2(c)	197.00 338.00	203.00 348.00
Sch. 1 it. 2(d)	197.00 338.00	203.00 348.00
Sch. 1 it. 5	523.00 1 019.00	539.00 1 050.00
Sch. 1 it. 8	130.50 255.00	134.50 263.00
Sch. 1 it. 10(a)	130.50 255.00	134.50 263.00
Sch. 1 it. 11	26.50 (each occurrence)	27.30
Sch. 1 it. 11A(a)	1.15 (each occurrence)	1.20
Sch. 1 it. 11A(b)	1 201.00 (each occurrence)	1 237.00
Sch. 1 it. 12(a)	39.00 (each occurrence)	40.20
Sch. 1 it. 12(b)	65.50 (each occurrence)	67.50
Sch. 1 it. 13(b)(i)	9.20 (each occurrence)	9.50
Sch. 1 it. 13(b)(ii)	1.15 (each occurrence)	1.20
Sch. 1 it. 13(c)	12.75 (each occurrence)	13.15
Sch. 1 it. 13(d)	27.50 (each occurrence)	28.30

Provision	Delete	Insert
Sch. 1 it. 14(a)	5.15 (each occurrence)	5.30
Sch. 1 it. 14(b)	12.75 (each occurrence)	13.15

6. Schedule 2 amended

In Schedule 2 amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 2 it. 1(a)	83.00	85.50
Sch. 2 it. 1(b)	83.00	85.50
Sch. 2 it. 1(c)	22.00	22.70
Sch. 2 it. 2	45.50	46.90
Sch. 2 it. 3(a)	1.15	1.20
Sch. 2 it. 3(b)	1.25	1.30
Sch. 2 it. 4	44.00	45.30
Sch. 2 it. 5(a)	141.50	145.50

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.