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Western Australia

Attorney General Regulations Amendment (Fees and Charges) Regulations 2017

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(Fees and Charges) Regulations 2017***

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Attorney General Regulations Amendment (Fees and Charges) Regulations 2017

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Attorney General Regulations Amendment (Fees and Charges) Regulations 2017*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette* (***gazettal day***);
- (b) the rest of the regulations —
 - (i) if gazettal day is before 1 July 2017 — on 1 July 2017; or
 - (ii) if gazettal day is, or is after, 1 July 2017 — on the day after gazettal day.

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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	Column B
		Fee for individual	Fee for eligible individual
		\$	\$
1.	(a) for every order or conviction drawn up in the Court's criminal jurisdiction	16.40	4.95
	(b) issue of a duplicate document or order	16.40	4.95
2.	For the service of any application, summons, originating process, notice or order of the Court or any other process requiring service	71.50	71.50

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 2017**
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.	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	1.85	1.85
	(b) for each kilometre travelled (1 way) outside the metropolitan area	2.05	2.05
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	41.40	12.40

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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

r. 4

Item	Matter	Column A	Column B
		Fee for individual	Fee for eligible individual
		\$	\$
	(b) listening to or viewing any electronic recording that requires supervision by an officer of the Court, a search fee of	41.40	12.40
	and in addition to the search fee, for each hour of the officer's time	103.00	30.80
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	61.00	18.30
	(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	91.00	27.30
6.	(a) copies of documents or exhibits for each page or part of a page	1.70	0.50

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
Children's Court (Fees) Regulations 2005 amended **Part 2**

r. 4

Item	Matter	Column A	Column B
		Fee for individual	Fee for eligible individual
		\$	\$
(b)	for a copy of reasons for judgment —		
	(i) for each copy consisting of not more than 10 pages 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	14.40	4.40
	(ii) for each copy consisting of 10 or more pages an additional fee per page of	1.85	0.55
(c)	for certifying that a document is a true copy, an additional fee of ..	19.95	6.00

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; or
- | | |
|---------------|---------------|
| 19.10 plus | 5.70 plus |
| 7.85 per page | 2.35 per page |
- (ii) provided within 4 days after the day on which the fee is paid; or
- | | |
|---------------|---------------|
| 19.10 plus | 5.70 plus |
| 6.80 per page | 2.05 per page |
- (iii) provided within 7 days after the day on which the fee is paid
- | | |
|---------------|---------------|
| 19.10 plus | 5.70 plus |
| 6.55 per page | 2.00 per page |

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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

r. 4

Item	Matter	Column A	Column B
		Fee for individual	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	19.95	6.00
	(ii) paper copy	1.95 per page	0.55 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
		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>	119.00	35.70
2.	On the execution of an arrest warrant of any kind —		
	(a) for arresting the person	130.00	130.00
	(b) for conveying the person to a court or a custodial place and releasing the person from arrest or custody	130.00	130.00

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
Children's Court (Fees) Regulations 2005 amended **Part 2**

r. 4

Item	Matter	Column A Fee for individual \$	Column B Fee for eligible individual \$
	(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	34.50	34.50
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 —			
(a) receipt of the warrant; and			
(b) attendances and inquiries before attempting arrest; and			
(c) giving any notice; and			
(d) making any report.			
3.	For an application for an extraordinary drivers licence	196.50	61.50

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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

r. 4

Division 3 — Criminal jurisdiction

Item	Matter	Column A	Column B
		Fee for individual	Fee for eligible individual
		\$	\$
1.	On filing —		
	(a) a prosecution notice	100.00	29.90
	(b) an application under the <i>Criminal Procedure Act 2004</i> section 71	100.00	29.90
2.	For the issue of a summons or court hearing notice to an accused	19.15	5.70
3.	For a warrant of any kind —		
	(a) issue of it	100.00	29.90
	(b) execution of it	130.00	130.00

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

Civil Judgments Enforcement Regulations 2005 amended

Part 3

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 Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	For an application or request under the Act —			
	(a) a judgment not exceeding \$10 000	100.00	150.50	30.10
	(b) all other judgments	162.50	244.00	48.70
<p>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.</p> <p>Note 2: No fee is payable in relation to interpleader proceedings.</p> <p>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.</p> <p>Note 4: 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>				

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

Part 3 Civil Judgments Enforcement Regulations 2005 amended

r. 7

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
<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 \$7 500.</p>				
2.	Registering a judgment in a court under the <i>Service and Execution of Process Act 1992</i> (Commonwealth) section 105(1)	85.00	112.50	25.50

7. Schedule 2 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Item	Delete	Insert
Sch. 2 it. 1(a)	49.90	51.00
Sch. 2 it. 1(b)	70.50	71.50
Sch. 2 it. 1(c)	34.40	35.00
Sch. 2 it. 2	160.00	163.00
Sch. 2 it. 3	128.00	130.00
Sch. 2 it. 4	68.00	69.00
Sch. 2 it. 5	7.40	7.55

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
Civil Judgments Enforcement Regulations 2005 amended **Part 3**

r. 8

Item	Delete	Insert
Sch. 2 it. 6(a)	1.80	1.85
Sch. 2 it. 6(b)	2.00	2.05
Sch. 2 it. 7	673.00	685.00
Sch. 2 it. 8	107.00	109.00
Sch. 2 it. 10 Note 1	\$351	\$357.00
Sch. 2 it. 11(a)	128.00	130.00
Sch. 2 it. 11(b)	128.00	130.00
Sch. 2 it. 11(c)	33.90	34.50
Sch. 2 it. 12	33.90	34.50
Sch. 2 it. 18	16.10	16.40
Sch. 2 it. 19(a)	1.65	1.70
Sch. 2 it. 19(b)	19.50	19.85

8. Schedule 3 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Item	Delete	Insert
Sch. 3 it. 1	113.50	115.50
Sch. 3 it. 2	45.20	46.00

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

Part 3 Civil Judgments Enforcement Regulations 2005 amended

r. 8

Item	Delete	Insert
Sch. 3 it. 3	107.00	109.00
Sch. 3 it. 4	266.00	271.00
Sch. 3 it. 5	323.00	329.00
Sch. 3 it. 6	107.00	109.00
Sch. 3 it. 7	68.50	69.50
Sch. 3 it. 8	68.50	69.50
Sch. 3 it. 9	229.00	233.00
Sch. 3 it. 10	107.00	109.00
Sch. 3 it. 12(b)	68.00	69.00

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
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	1.70	0.50
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	1.40	0.45

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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	1.40	0.45
3.	Certifying under seal that a document is a true copy	19.95	6.00
4.	Copy of transcript or notes of evidence, for each page or part of a page —		
	(a) provided within 1 day after the day on which the fee is paid; or	19.10 plus 7.85 per page	5.70 plus 2.35 per page
	(b) provided within 4 days after the day on which the fee is paid; or	19.10 plus 6.80 per page	5.70 plus 2.05 per page
	(c) provided within 7 days after the day on which the fee is paid	19.10 plus 6.55 per page	5.70 plus 2.00 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	19.95	6.00

***Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017***
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	1.95	0.55

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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	816.00	1 592.00	100.00
2.	On filing an application for an extraordinary licence under the <i>Road Traffic (Authorisation to Drive) Act 2008</i> section 27	196.50	N/A	59.00
3.	On filing an application for an order made under the <i>Spent Convictions Act 1988</i> section 6(1)	119.00	N/A	35.70

***Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017***
District Court (Fees) Regulations 2002 amended **Part 5**

r. 12

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
4.	On filing —			
	(a) a counterclaim	816.00	1 592.00	100.00
	(b) a third party notice	816.00	1 592.00	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			
	(ii) to limit a period of time within which proceedings may be taken			
	(iii) for leave to serve a writ or notice of a writ out of jurisdiction	307.00	529.00	92.00
	(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	307.00	529.00	92.00
5.	On filing —			
	(a) an appeal notice	462.00	1 196.00	100.00

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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 \$
	(b) for each additional half day allocated for the hearing of the appeal	358.00	933.00	100.00
	Note 1: 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.			
	Note 2: 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.			
	Note 3: 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.			
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	816.00	1 592.00	100.00
	Note: This item does not apply to entering an appeal for hearing.			
7.	Allocation of hearing date, for each day allocated	716.00	1 865.00	100.00

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
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
		\$	\$	\$
	<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	716.00	1 865.00	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 greater than the number of hearing days for which a fee has been paid under item 5 or 7.</p> <p>Note 3: This fee is payable for each additional day or part day that a hearing proceeds beyond the date or dates allocated in item 5 or 7.</p> <p>Note 4: 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 5: 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 2017**

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 \$
9.	<p>On filing, before a judge or registrar in chambers —</p> <p>(a) an interlocutory application or summons or motion returnable</p> <p>(b) an application for assessment of damages other than in an action for personal injury</p> <p>(c) an application for summary judgment</p>	<p>205.00</p> <p>205.00</p> <p>205.00</p>	<p>399.00</p> <p>399.00</p> <p>399.00</p>	<p>61.50</p> <p>61.50</p> <p>61.50</p>
	<p>Note 1:</p> <p>This fee includes the first day of hearing of the application or summons and includes any adjournment of the hearing.</p> <p>Note 2:</p> <p>This fee is payable in respect of any application exercising liberty to apply to relist.</p>			
10.	<p>If the hearing of a matter to which item 8 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.</p>			

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
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
<i>Commercial Arbitration
Act 2012</i> — | | | |
| | (a) lodgment fee | 205.00 | 399.00 | 61.50 |
| | (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.

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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 \$
<p>Note 3:</p> <p>If the parties agree on the bill of costs in a cause or matter or under 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 or more days before the day of the appointment, 80%.</p>				
12.	For searching any record or proceeding	41.40	41.40	12.40
<p>Note:</p> <p>No fee is payable under item 12 for a search made —</p> <p>(a) by or on behalf of a party to the proceedings; or</p> <p>(b) by an approved recipient of searchable information provided to it under regulation 11A.</p>				
13.	For provision of searchable information to approved recipients under regulation 11A —			
	(a) fee per action or matter provided to recipient	1.85	1.85	0.55
	(b) annual fee for information provided by email to approved recipient	1 877.00	1 877.00	100.00

***Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017***
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
		\$	\$	\$
<p>Note:</p> <p>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.</p>				
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	61.00	61.00	18.30
	(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	91.00	91.00	27.30
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	1.70	1.70	0.50

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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 consisting of not more than 10 pages 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	14.40	14.40	4.25
(ii)	for each copy consisting of 10 or more pages an additional fee per page of	1.85	1.85	0.55
(c)	for certifying under seal that a document is a true copy, an additional fee of	19.95	19.95	6.00
(d)	for a certificate under the hand of a registrar	39.20	39.20	11.80

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
District Court (Fees) Regulations 2002 amended **Part 5**

r. 12

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C 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	19.10 plus 7.85 per page	19.10 plus 15.70 per page	5.70 plus 2.35 per page
	(ii) provided within 4 days after the day on which the fee is paid	19.10 plus 6.80 per page	19.10 plus 13.70 per page	5.70 plus 2.05 per page
	(iii) provided within 7 days after the day on which the fee is paid	19.10 plus 6.55 per page	19.10 plus 13.05 per page	5.70 plus 2.00 per page
	(b) for an additional copy of the transcript, or part of the transcript, provided under paragraph (a) —			
	(i) in electronic format	19.95 per copy	19.95 per copy	6.00 per copy
	(ii) paper copy	1.95 per page	1.95 per page	0.55 per page

***Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017***

Part 5 District Court (Fees) Regulations 2002 amended

r. 13

13. Schedule 2 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Item	Delete	Insert
Sch. 2 it. 1(a)	128.00	130.00
Sch. 2 it. 1(b)	128.00	130.00
Sch. 2 it. 1(c)	33.90	34.50
Sch. 2 it. 2	70.50	71.50
Sch. 2 it. 3(a)	1.80	1.85
Sch. 2 it. 3(b)	2.00	2.05
Sch. 2 it. 4	68.00	69.00
Sch. 2 it. 5	217.00	221.00

***Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017***

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

Part 6

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 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 1 it. 1(a)	\$108.00	\$110.00
Sch. 1 it. 1(b)	\$160.50	\$163.50
Sch. 1 it. 2	\$84.50	\$86.00

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

Part 7 Fines, Penalties and Infringement Notices Enforcement
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 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
Sch. 2 Div. 1 it. 1	\$18.20	\$18.50
Sch. 2 Div. 1 it. 2	\$15.50	\$15.75
Sch. 2 Div. 1 it. 3	\$58.00	\$59.00
Sch. 2 Div. 1 it. 4	\$38.40	\$39.10
Sch. 2 Div. 1 it. 5	\$181.00	\$184.00
Sch. 2 Div. 2 it. 1	\$38.40	\$39.10
Sch. 2 Div. 2 it. 2	\$181.00	\$184.00
Sch. 2 Div. 3 it. 1	\$80.00	\$81.50
Sch. 2 Div. 3 it. 3	\$54.00	\$55.00
Sch. 2 Div. 3 it. 4	\$58.00	\$59.00
Sch. 2 Div. 3 it. 5	\$38.40	\$39.10
Sch. 2 Div. 3 it. 8	\$190.50	\$194.00

***Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017***

Fines, Penalties and Infringement Notices Enforcement
Regulations 1994 amended

Part 7

r. 17

Provision	Delete	Insert
Sch. 2 Div. 3 it. 10	\$86.00	\$87.50
Sch. 2 Div. 3 it. 11	\$190.50	\$194.00
Sch. 2 Div. 3 it. 12	\$27.30	\$27.80

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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 Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
1.	(a) for every order or conviction drawn up in the Court's criminal jurisdiction	16.40	16.40	4.95
	(b) for issue of a duplicate document or order	16.40	16.40	4.95

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
Magistrates Court (Fees) Regulations 2005 amended **Part 8**

r. 19

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C 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	71.50	71.50	71.50
<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	1.85	1.85	1.85
	(b) for each kilometre travelled (1 way) outside the metropolitan area	2.05	2.05	2.05

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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 \$
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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	41.40	41.40	12.40
	(b) for listening to or viewing any electronic recording that requires supervision by an officer of the Court, a search fee of	41.40	41.40	12.40
	And in addition to the search fee, for each hour of the officer's time	101.00	101.00	30.30

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 2017**
Magistrates Court (Fees) Regulations 2005 amended **Part 8**

r. 19

Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C 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	1.85	1.85	0.55
	(b) annual fee for information provided by email to approved recipient	59 579.00	59 579.00	59 579.00
<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	61.00	61.00	18.30

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	91.00	91.00	27.30
7.	(a) for copies of documents or exhibits for each page or part of a page	1.70	1.70	0.50

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
Magistrates Court (Fees) Regulations 2005 amended **Part 8**

r. 19

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 consisting of not more than 10 pages 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	14.40	14.40	4.25
	(ii) for each copy consisting of 10 or more pages an additional fee per page of	1.85	1.85	0.55
	(c) for certifying that a document is a true copy, an additional fee of	19.95	19.95	6.00

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 2017**

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 \$
8.	<p>(a) for a copy of a transcript, or part of a transcript —</p> <p>(i) provided within 1 day after the day on which the fee is paid</p> <p>(ii) provided within 4 days after the day on which the fee is paid</p> <p>(iii) provided within 7 days after the day on which the fee is paid</p> <p>(b) for an additional copy of the transcript, or part of the transcript, provided under paragraph (a) —</p> <p>(i) in electronic format</p>	<p>19.10 plus 7.85 per page</p> <p>19.10 plus 6.80 per page</p> <p>19.10 plus 6.55 per page</p> <p>19.95 per copy</p>	<p>19.10 plus 15.70 per page</p> <p>19.10 plus 13.70 per page</p> <p>19.10 plus 13.05 per page</p> <p>19.95 per copy</p>	<p>5.70 plus 2.35 per page</p> <p>5.70 plus 2.05 per page</p> <p>5.70 plus 2.00 per page</p> <p>6.00 per copy</p>

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
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	1.95 per page	1.95 per page	0.55 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;	120.00	233.00	35.90
	(b) for a claim exceeding \$10 000 but not exceeding \$50 000;	304.00	594.00	91.50
	(c) for a claim exceeding \$50 000	485.00	943.00	100.00

Note

Not payable in respect of applications made under item 10 or 11.

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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 \$
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	77.50	151.50	23.20
	(b) for a claim exceeding \$10 000 but not exceeding \$50 000	142.00	235.00	42.50
	(c) for a claim exceeding \$50 000	226.00	377.00	67.50
3.	On commencing an appeal —			
	(a) for a claim not exceeding \$10 000	39.90	103.00	12.00
	(b) for a claim exceeding \$10 000 but not exceeding \$50 000	60.00	156.50	17.95
	(c) for a claim exceeding \$50 000	80.50	210.00	24.10

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
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	189.50	367.00	56.50
	(b) for a claim exceeding \$10 000 but not exceeding \$50 000	345.00	664.00	100.00
	(c) for a claim exceeding \$50 000	383.00	742.00	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 under 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 2017**

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 \$
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	109.00	285.00	32.70
(b)	for a claim exceeding \$10 000 but not exceeding \$50 000	192.00	498.00	57.50
(c)	for a claim exceeding \$50 000	274.00	709.00	82.00

Note 1

This fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings or applications under 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 2017**
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 5

If written advice of settlement or written notice of intended adjournment is received by the Court not 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.

6.	Half daily hearing fee before the Court constituted by a magistrate —			
(a)	for a claim not exceeding \$10 000	109.00	285.00	32.70
(b)	for a claim exceeding \$10 000 but not exceeding \$50 000	192.00	498.00	57.50
(c)	for a claim exceeding \$50 000	274.00	709.00	82.00

Note 1

This fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings, applications under 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.

Note 3

This fee is payable for each additional day or part day that a hearing proceeds beyond the date or dates allocated in item 5.

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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 4

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	100.00	194.00	29.90
(b)	for a claim exceeding \$10 000 but not exceeding \$50 000	120.50	233.00	36.00
(c)	for a claim exceeding \$50 000	162.50	317.00	48.60

Note 1

This fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings or applications under 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 2017**
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	100.00 plus 2.5%	194.00 plus 2.5%	29.90 plus 0.0%
	(b) for a claim exceeding \$10 000 but not exceeding \$50 000	120.50 plus 2.5%	233.00 plus 2.5%	36.00 plus 0.0%
	(c) for a claim exceeding \$50 000	162.50 plus 2.5%	317.00 plus 2.5%	48.60 plus 0.0%

Note 1

This fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings or applications under 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 or more days before the day of the appointment, 80%.

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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	130.00	130.00	130.00
	(b) for conveying the person to a court or a custodial place and releasing the person from arrest or custody	130.00	130.00	130.00
	(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	34.50	34.50	34.50

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 2017**
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 2 The fee under paragraph (a) includes —</p> <ul style="list-style-type: none"> (a) receipt of 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	196.50	N/A	59.00
11.	On filing —			
	(a) an application for a misconduct restraining order under the <i>Restraining Orders Act 1997</i>	119.00	119.00	35.70
	(b) an application under the <i>Disposal of Uncollected Goods Act 1970</i>	119.00	119.00	35.70

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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 \$
	(c) an application under the <i>Fines, Penalties and Infringement Notices Enforcement Act 1994</i> section 101, 101AA or 101A	119.00	119.00	35.70
	(d) an application under the <i>Dividing Fences Act 1961</i>	119.00	119.00	35.70
	(e) an application under the <i>Pawnbrokers and Second-hand Dealers Act 1994</i>	119.00	119.00	35.70

Division 3 — Criminal jurisdiction

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) a prosecution notice	100.00	100.00	29.90

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
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) an application under the <i>Criminal Procedure Act 2004</i> section 71	100.00	100.00	29.90
2.	For the issue of a summons or court hearing notice to an accused	19.15	19.15	19.15
3.	For a warrant of any kind —			
	(a) issue of it	100.00	100.00	29.90
	(b) execution of it	130.00	130.00	130.00

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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	1 549.00	1 549.00	100.00
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	1 549.00	1 549.00	100.00
3.	Application for assessment of costs	289.00 plus assessment fee of 2.5% of the costs claimed in the application	431.00 plus assessment fee of 2.5% of the costs claimed in the application	87.00

***Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017***

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	566.00	1 032.00	100.00
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	517.00	670.00	100.00
3.	Application for assessment of costs	205.00 plus assessment fee of 2.5% of the costs claimed in the application	307.00 plus assessment fee of 2.5% of the costs claimed in the application	61.00

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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	103.50	103.50	30.90
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	206.00	206.00	61.50
3.	Application for assessment of costs	100.00 plus assessment fee of 2.5% of the costs claimed in the application	149.00 plus assessment fee of 2.5% of the costs claimed in the application	30.00

***Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017***

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	566.00	566.00	100.00
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	517.00	517.00	100.00
3.	Application for assessment of costs	205.00 plus assessment fee of 2.5% of the costs claimed in the application	205.00 plus assessment fee of 2.5% of the costs claimed in the application	61.00

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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	1 032.00	1 032.00	100.00
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	670.00	670.00	100.00
3.	Application for assessment of costs	307.00 plus assessment fee of 2.5% of the costs claimed in the application	307.00 plus assessment fee of 2.5% of the costs claimed in the application	92.00

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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	465.00	465.00	100.00
2.	Hearing fee (for each day or part of a day allocated, other than the first day)	465.00	465.00	100.00
3.	Application for assessment of costs	161.00 plus assessment fee of 2.5% of the costs claimed in the application	244.00 plus assessment fee of 2.5% of the costs claimed in the application	48.30

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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	94.50	189.50	28.30
2.	For a copy of a document, for each page or part of a page	1.35	1.35	0.40
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 ...	1.40	1.40	0.40
	(c) for each copy on the request of a person who is not a party to the application	1.40	1.40	0.40

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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	18.35	18.35	5.50
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 (ii) provided to a party within 4 days after the day on which the fee is paid (iii) provided to a party within 7 days after the day on which the fee is paid	 19.10 plus 7.85 per page 19.10 plus 6.80 per page 19.10 plus 6.55 per page	 19.10 plus 15.70 per page 19.10 plus 13.70 per page 19.10 plus 13.05 per page	 5.70 plus 2.35 per page 5.70 plus 2.05 per page 5.70 plus 2.00 per page

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**

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 (ii) paper copy	 19.95 per copy 1.95 per page	 19.95 per copy 1.95 per page	 6.00 per copy 0.55 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	20.70	20.70	6.20
7.	For searching any proceeding or record other than a search made by or on behalf of a party to the application	46.10	46.10	13.80
8.	For sealing a summons to a witness	38.00	38.00	11.40

**Attorney General Regulations Amendment
(Fees and Charges) Regulations 2017**
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; or	1 226.00	2 389.00	100.00
	(b) a notice of appeal (whether in draft form or not)	1 226.00	2 389.00	100.00

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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	1 226.00	2 389.00	100.00
	(b) a third party notice or a notice under the Rules O. 19 r. 8	1 226.00	2 389.00	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; or			
	(ii) to limit a period of time within which proceedings may be taken; or			
	(iii) for leave to serve a writ or notice of a writ out of jurisdiction; or			
	(iv) to swear to the death of a person; or			
	(v) for leave to appeal; or			

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	(vi) for leave to issue a subpoena under the <i>Commercial Arbitration Act 2012</i> ; or (vii) in a pending cause or matter in admiralty whether by summons or motion, other than an application by the Marshal	409.00	801.00	100.00
	(d) any other application for which no fee has been provided in this Division NOTE: The fee in item 2(c)(vi) is payable only once on the first application in an arbitration.	409.00	801.00	100.00
3.	Commencing an appeal to which the Rules O. 60A r. 4 applies	817.00	1 600.00	100.00
4.	Entry for hearing a cause or matter or notice of an appointment to hear an originating summons	1 226.00	2 389.00	100.00
5.	Allocation of hearing date NOTE: See regulation 9.	821.00 for each day allocated	2 131.00 for each day allocated	100.00

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Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
6.	<p>Daily hearing fee before a Court constituted by a master or 1 or more judges</p> <p>NOTES:</p> <p>(1) No fee is payable if the proceedings are of an interlocutory nature.</p> <p>(2) The fee is to be paid in respect of any number of hearing days greater than the number of hearing days for which a fee has been paid under item 5.</p> <p>(3) The fee is payable for each additional day or part of a day that the hearing proceeds beyond the date or dates allocated referred to in item 5.</p> <p>(4) 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> <p>(5) The daily fee becomes payable on a day-to-day basis and is payable before the daily reconvening of the hearing.</p>	821.00	2 131.00	0.00

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7.	(a) On filing an — (i) interlocutory application or summons returnable; or (ii) application for assessment of damages; or (iii) application for summary judgment, before a judge, master or registrar in chambers ..	288.00	560.00	86.50
	(b) On an appointment before a judge, master or registrar — (i) on a reference for inquiry and report; or (ii) to pass accounts; or (iii) to settle the index of a transcript for use upon the hearing of an appeal; or (iv) on a reference to a registrar in admiralty proceedings	288.00	560.00	86.50

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	<p>(c) On an appointment before a judge, master or registrar for mediation</p> <p>288.00 560.00 0.00</p> <p>NOTES:</p> <p>(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.</p> <p>(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.</p> <p>(3) The fee includes the first day of the hearing of the application or summons and includes any adjournment of the hearing.</p> <p>(4) The fee is payable in respect of an application for liberty to apply to relist.</p>			
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.			

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	NOTE: The daily fee becomes payable on a day-to-day basis and is payable before the daily reconvening of the hearing.			
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	398.00	772.00	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%
	NOTES: (1) The % rate is to be applied to the amount at which the bill is drawn. (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.			

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	<p>(3) If the parties agree on the bill of costs in a cause or matter or under the <i>Legal Profession Act 2008</i>, the <i>Commercial Arbitration Act 1985</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 or more days before the day of the appointment, 80%.</p>			
10.	<p>For searching any proceeding or record other than a search made by or on behalf of a party to the proceeding</p> <p>NOTE: But if the search is made by a recognised service approved by the Attorney General: \$1.85.</p>	41.40	41.40	12.40

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Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
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	61.00	61.00	18.25
	(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	101.00	101.00	30.30
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	1.70	1.70	0.50

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	(b) For a copy of reasons for judgment —			
	(i) for each copy consisting of not more than 10 pages 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	14.40	14.40	4.25
	(ii) for each copy consisting of 10 or more pages an additional fee per page of	1.85	1.85	0.55
	(c) For certifying under seal that a document is a true copy, an additional fee of	19.95	19.95	6.00
	(d) For a certificate under the hand of a registrar	39.20	39.20	11.80
	(e) For sealing a warrant of arrest release, commission for the appraisalment or sale of property or for the appraisalment or sale in admiralty proceedings	81.50	81.50	24.40

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Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
13.	<p>(a) For a copy of a transcript, or part of a transcript —</p> <p>(i) provided within 1 day after the day on which the fee is paid</p> <p>(ii) provided within 4 days after the day on which the fee is paid</p> <p>(iii) provided within 7 days after the day on which the fee is paid</p> <p>(b) For an additional copy of the transcript, or part of the transcript, provided under paragraph (a) —</p> <p>(i) in electronic format</p> <p>(ii) paper copy</p>	<p>19.10 plus 7.85 per page</p> <p>19.10 plus 6.80 per page</p> <p>19.10 plus 6.55 per page</p> <p>19.95 per copy</p> <p>1.95 per page</p>	<p>19.10 plus 15.70 per page</p> <p>19.10 plus 13.70 per page</p> <p>19.10 plus 13.05 per page</p> <p>19.95 per copy</p> <p>1.95 per page</p>	<p>5.70 plus 2.35 per page</p> <p>5.70 plus 2.05 per page</p> <p>5.70 plus 2.00 per page</p> <p>6.00 per copy</p> <p>0.55 per page</p>
14.	On filing an application for admission as a practitioner	345.00	N/A	N/A

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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	205.00	530.00	61.50
2.	On filing — (a) Appellant's case; or (b) Respondent's case	3 082.00	8 008.00	100.00
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	409.00	801.00	100.00
4.	(a) On filing an application in an appeal for an interim order or to amend or cancel an interim order	288.00	560.00	86.50
	(b) On an appointment before a judge or registrar to settle the appeal book index	288.00	560.00	86.50
	(c) On an appointment before a registrar for mediation	288.00	560.00	0.00
	NOTES: (1) The fee includes the first day of the hearing of the matter and any adjournment of the matter.			

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	<p>(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.</p> <p>(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.	<p>Setting down fee</p> <p>NOTES:</p> <p>(1) This fee is payable when the appeal book is filed.</p> <p>(2) This fee includes the fee for the first day of hearing.</p>	1 028.00	1 998.00	100.00
6.	<p>Allocation of hearing date</p> <p>NOTE:</p> <p>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>	821.00 for each day estimated	2 131.00 for each day estimated	0.00

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Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
7.	Daily hearing fee NOTES: (1) This fee is not payable in relation to an application for, or to amend or cancel an interim order. (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. (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. (4) The daily hearing fee is payable on a day-to-day basis and is payable before the daily reconvening of the hearing.	821.00	2 131.00	0.00
8.	For searching any proceeding or record other than a search made by or on behalf of a party to an appeal NOTE: But if the search is made by a recognised service approved by the Attorney General: \$1.85.	41.40	41.40	12.40

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Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
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	1.70	1.70	0.50
	(b) For a copy of reasons for judgment —			
	(i) for each copy consisting of 10 pages or less 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	14.45	14.45	4.40
	(ii) for each copy consisting of more than 10 pages an additional fee per page of	1.85	1.85	0.55
	(c) For certifying under seal that a document is a true copy, an additional fee of	19.95	19.95	6.00
	(d) For a certificate under the hand of a registrar	39.20	39.20	11.80

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Item	Matter	Column A Fee for individual or eligible entity \$	Column B Fee for entity \$	Column C Fee for eligible individual \$
10.	<p>(a) For a copy of a transcript, or part of a transcript —</p> <p>(i) provided within 1 day after the day on which the fee is paid</p> <p>(ii) provided within 4 days after the day on which the fee is paid</p> <p>(iii) provided within 7 days after the day on which the fee is paid</p> <p>(b) For an additional copy of the transcript, or part of the transcript, provided under paragraph (a) —</p> <p>(i) in electronic format</p> <p>(ii) paper copy</p>	<p>19.10 plus 7.85 per page</p> <p>19.10 plus 6.80 per page</p> <p>19.10 plus 6.55 per page</p> <p>19.95</p> <p>1.95</p>	<p>19.10 plus 15.70 per page</p> <p>19.10 plus 13.70 per page</p> <p>19.10 plus 13.05 per page</p> <p>19.95</p> <p>1.95</p>	<p>5.70 plus 2.35 per page</p> <p>5.70 plus 2.05 per page</p> <p>5.70 plus 2.00 per page</p> <p>6.00</p> <p>0.55</p>

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27. Schedule 2 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Item	Delete	Insert
Sch. 2 it. 1(a)	128.00	130.00
Sch. 2 it. 1(b)	128.00	130.00
Sch. 2 it. 1(c)	33.90	34.50
Sch. 2 it. 2	70.50	71.50
Sch. 2 it. 3(a)	1.80	1.85
Sch. 2 it. 3(b)	2.00	2.05
Sch. 2 it. 4	68.00	69.00
Sch. 2 it. 5(a)	217.00	221.00

28. Schedule 3 amended

Amend the provisions listed in the Table as set out in the Table.

Table

Item	Delete	Insert
Sch. 3 it. 1	338.00	344.00
Sch. 3 it. 2	80.00	81.50
Sch. 3 it. 3	80.00	81.50
Sch. 3 it. 4(a)	1.65	1.70

R. KENNEDY, Clerk of the Executive Council.