



Western Australia

Births, Deaths and Marriages Registration Act 1998
Children's Court of Western Australia Act 1988
Civil Judgments Enforcement Act 2004
Classification (Publications, Films and Computer Games) Enforcement
Act 1996
Coroners Act 1996
District Court of Western Australia Act 1969
Evidence Act 1906
Fines, Penalties and Infringement Notices Enforcement Act 1994
Magistrates Court Act 2004
State Administrative Tribunal Act 2004
Supreme Court Act 1935

Attorney General Regulations Amendment (Fees and Charges) Regulations 2023

Attorney General Regulations Amendment (Fees and Charges) Regulations 2023

Contents

| | | |
|---|---------------------------|----|
| Part 1 — Preliminary | | |
| 1. | Citation | 1 |
| 2. | Commencement | 1 |
| Part 2 — <i>Births, Deaths and Marriages Registration Regulations 1999</i> amended | | |
| 3. | Regulations amended | 2 |
| 4. | Regulation 4 amended | 2 |
| Part 3 — <i>Children’s Court (Fees) Regulations 2005</i> amended | | |
| 5. | Regulations amended | 4 |
| 6. | Schedule 1 replaced | 4 |
| Schedule 1 — Fees | | |
| Division 1 — General | | |
| Division 2 — Civil jurisdiction | | |
| Division 3 — Criminal jurisdiction | | |
| Part 4 — <i>Civil Judgments Enforcement Regulations 2005</i> amended | | |
| 7. | Regulations amended | 11 |
| 8. | Schedules 1 to 3 replaced | 11 |

Contents

| | | |
|-----|---|----|
| | Schedule 1 — Court fees | |
| | Schedule 2 — Sheriff's fees | |
| | Schedule 3 — Fees to be paid for anything done by the Marshal in Admiralty | |
| | Part 5 — <i>Classification (Publications, Films and Computer Games)</i> <i>Enforcement Regulations 1996</i> amended | |
| 9. | Regulations amended | 22 |
| 10. | Regulation 9 amended | 22 |
| | Part 6 — <i>Coroners Regulations 1997</i> amended | |
| 11. | Regulations amended | 23 |
| 12. | Schedule 3 replaced | 23 |
| | Schedule 3 — Other fees | |
| | Part 7 — <i>District Court (Fees)</i> <i>Regulations 2002</i> amended | |
| 13. | Regulations amended | 26 |
| 14. | Regulation 3 amended | 26 |
| 15. | Regulation 6 amended | 26 |
| 16. | Regulation 9 amended | 26 |
| 17. | Regulation 10 amended | 27 |
| 18. | Schedules 1 and 2 replaced | 27 |
| | Schedule 1 — Registry fees | |
| | Schedule 2 — Sheriff's fees | |
| | Part 8 — <i>Evidence (Video and Audio Links Fees and Expenses)</i> <i>Regulations 1999</i> amended | |
| 19. | Regulations amended | 40 |
| 20. | Schedule 1 replaced | 40 |

Schedule 1 — Fees

**Part 9 — *Fines, Penalties and
Infringement Notices
Enforcement Regulations 1994*
amended**

| | | |
|-----|-----------------------|----|
| 21. | Regulations amended | 41 |
| 22. | Regulation 2A amended | 41 |
| 23. | Regulation 2B amended | 41 |
| 24. | Regulation 9 amended | 41 |
| 25. | Schedule 2 replaced | 43 |

Schedule 2 — Enforcement fees

Division 1 — Enforcement fees for Act Pt. 3

Division 2 — Enforcement fees for Act Pt. 4

**Division 3 — Enforcement fees for exercise of power
under enforcement warrant**

**Part 10 — *Magistrates Court (Fees)
Regulations 2005* amended**

| | | |
|-----|----------------------|----|
| 26. | Regulations amended | 46 |
| 27. | Regulation 3 amended | 46 |
| 28. | Schedule 1 replaced | 46 |

Schedule 1 — Fees

Division 1 — General

Division 2 — Civil jurisdiction

Division 3 — Criminal jurisdiction

**Part 11 — *State Administrative
Tribunal Regulations 2004*
amended**

| | | |
|-----|------------------------|----|
| 29. | Regulations amended | 62 |
| 30. | Regulation 3 amended | 62 |
| 31. | Regulation 9F amended | 62 |
| 32. | Regulation 9 amended | 62 |
| 33. | Regulation 10 amended | 65 |
| 34. | Regulation 11B amended | 67 |
| 35. | Regulation 11 amended | 69 |
| 36. | Regulation 27 amended | 69 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Contents

| | | |
|-----|---|----|
| 37. | Schedule 20 replaced | 70 |
| | Schedule 8 — Other fees | |
| | Part 12 — Supreme Court (Fees) | |
| | Regulations 2002 amended | |
| 38. | Regulations amended | 74 |
| 39. | Regulation 3 amended | 74 |
| 40. | Regulation 8D amended | 74 |
| 41. | Schedules 1 to 3 replaced | 74 |
| | Schedule 1 — Fees | |
| | Division 1 — General Division fees | |
| | Division 2 — Court of Appeal fees | |
| | Schedule 2 — Sheriff's fees | |
| | Schedule 3 — Probate fees | |

Births, Deaths and Marriages Registration Act 1998
Children's Court of Western Australia Act 1988
Civil Judgments Enforcement Act 2004
Classification (Publications, Films and Computer Games)
Enforcement Act 1996
Coroners Act 1996
District Court of Western Australia Act 1969
Evidence Act 1906
Fines, Penalties and Infringement Notices Enforcement Act 1994
Magistrates Court Act 2004
State Administrative Tribunal Act 2004
Supreme Court Act 1935

Attorney General Regulations Amendment (Fees and Charges) Regulations 2023

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Attorney General Regulations Amendment (Fees and Charges) Regulations 2023*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published on the WA legislation website;
- (b) the rest of the regulations — on the day after that day.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 2 Births, Deaths and Marriages Registration Regulations 1999
amended

r. 3

**Part 2 — *Births, Deaths and Marriages Registration
Regulations 1999* amended**

3. Regulations amended

This Part amends the *Births, Deaths and Marriages Registration Regulations 1999*.

4. Regulation 4 amended

In regulation 4 delete the Table and insert:

| Table | | |
|--|---|------------|
| Item | Matter | Fee |
| | | \$ |
| Certificates and searches | | |
| 1. | Certified copy of a registration other than one provided under item 2, 3, 7 or 8 (including one 10 year search) | 55.00 |
| 2. | Commemorative certificate (including one 10 year search and a certified copy of the registration) | 65.00 |
| 3. | Certified copy of a registration at least 75 years old | 36.00 |
| 4. | Uncertified copy of a registration | 20.00 |
| 5. | Each 10 year search other than one provided under item 1 or 2 (including a Result of Search certificate) | 35.00 |
| Registrations and changes to the Register | | |
| 6. | Application for registration of a change of name | 190.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Births, Deaths and Marriages Registration Regulations 1999
amended

Part 2

r. 4

| Item | Matter | Fee |
|-------------|--|--------------------|
| | | \$ |
| 7. | Application for an addition to, or correction of, information in respect of a registration (including one certified copy of the amended registration) | 55.00 |
| 8. | Application to change a child's name, in respect of a birth registration, within 12 months of birth (including one certified copy of the amended registration) | 55.00 |
| | Miscellaneous | |
| 9. | Priority service, in addition to another fee | 42.00 |
| 10. | Manual validation of a document on request of a user of the national Document Verification Service | 10.00 |
| 11. | Provision of bulk information from the Register | 500.00 per year |
| 12. | Matching of information in the Register | 200.00 per request |
| 13. | Application for a copy of a document given to the Registrar in relation to the registration of a registrable event or the notation of an entry in a register | 48.00 |

**Part 3 — Children's Court (Fees) Regulations 2005
amended**

5. Regulations amended

This Part amends the *Children's Court (Fees) Regulations 2005*.

6. 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 | 23.00 | 6.90 |
| | (b) Issue of a duplicate document or order | 23.00 | 6.90 |
| 2. | For the service of an application, summons, originating process, notice or order of the Court or another process requiring service | 101.00 | 101.00 |

Note for this item:

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 2023**

Children's Court (Fees) Regulations 2005 amended

Part 3

r. 6

| Item | Matter | Column A | Column B |
|-------------|--|---------------------------|------------------------------------|
| | | Fee for individual | Fee for eligible individual |
| | | \$ | \$ |
| 3. | If it is necessary to travel to execute a warrant or other process, or serve a summons, order of the Court, other process or document, or make 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 a metropolitan area | 2.50 | 2.50 |
| | (b) for each kilometre travelled (1 way) outside a metropolitan area | 2.80 | 2.80 |
| | Note for this item: 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 fee for kilometres travelled is chargeable. | | |
| 4. | (a) For searching a record or proceeding (other than a search by or on behalf of a party to the proceedings in the Court's civil jurisdiction) | 58.50 | 17.55 |
| | (b) For listening to or viewing an electronic recording that requires supervision by an officer of the Court — | | |
| | (i) a search fee | 58.50 | 17.55 |
| | (ii) in addition to the search fee, for each hour of the officer's time | 142.50 | 42.80 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 3 Children's Court (Fees) Regulations 2005 amended

r. 6

| Item | Matter | Column A | Column B |
|-------------|---|---------------------------|------------------------------------|
| | | Fee for individual | Fee for eligible individual |
| | | \$ | \$ |
| 5. | (a) On an application or summons for the production of records or documents that are required to be produced to a court, tribunal, arbitrator or umpire | 85.50 | 25.60 |
| | (b) If an officer is required to attend at a court or place out of the Court building where the officer is based — | | |
| | (i) the officer's reasonable expenses approved by the Registrar | | |
| | (ii) in addition, for each hour the officer is necessarily absent from the officer's office | 129.00 | 38.70 |
| 6. | (a) Copies of documents or exhibits, for each page or part of a page | 2.45 | 0.75 |
| | (b) For a copy of reasons for judgment — | | |
| | (i) for each copy issued to a person, other than a party to the proceedings | 20.30 | 6.10 |
| | (ii) for each copy in excess of 1 copy issued to a party to the proceedings | 20.30 | 6.10 |
| | (iii) for each copy consisting of 10 or more pages, an additional fee per page | 2.60 | 0.80 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Children's Court (Fees) Regulations 2005 amended

Part 3

r. 6

| Item | Matter | Column A | Column B |
|-------------|---|---------------------------------|------------------------------------|
| | | Fee for individual | Fee for eligible individual |
| | | \$ | \$ |
| (c) | Additional fee for certifying that a document is a true copy | 27.20 | 8.15 |
| | Note for this item: | | |
| | The fee under paragraph (a) for a copy of an application is not payable if circumstances under regulation 6(4) exist. | | |
| 7. | (a) For providing a transcript, or part of a transcript — | | |
| | (i) provided within 1 day after the day on which the fee is paid | 26.90 plus 11.10 per page | 8.05 plus 3.35 per page |
| | (ii) provided within 2 days after the day on which the fee is paid | 26.90 plus 10.20 per page | 8.05 plus 3.05 per page |
| | (iii) provided within 4 days after the day on which the fee is paid | 26.90 plus 9.60 per page | 8.05 plus 2.90 per page |
| | (iv) provided within 7 days after the day on which the fee is paid | 26.90 plus 9.30 per page | 8.05 plus 2.80 per page |
| | (v) provided within 14 days after the day on which the fee is paid | 26.90 plus 7.85 per page | 8.05 plus 2.35 per page |
| | (vi) provided on a running basis (i.e. periodically throughout or following the day of the proceedings) | 26.90 plus 11.80 per page | 8.05 plus 3.55 per page |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 3 Children's Court (Fees) Regulations 2005 amended

r. 6

| Item | Matter | Column A | Column B |
|-------------|--|---------------------------|------------------------------------|
| | | Fee for individual | Fee for eligible individual |
| | | \$ | \$ |
| | (b) For providing a copy of a transcript, or part of a transcript, if the transcript or part has been provided to the person requesting the copy — | | |
| | (i) electronic format | 28.10 per copy | 8.45 per copy |
| | (ii) paper copy | 2.80 per page | 0.85 per page |
| | Note for this item: | | |
| | 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> | 168.00 | 50.50 |
| 2. | On the execution of an arrest warrant of any kind — | | |
| | (a) for arresting the person | 185.50 | 185.50 |
| | (b) for conveying the person to a court or a custodial place and releasing the person from arrest or custody | 184.00 | 184.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Children's Court (Fees) Regulations 2005 amended

Part 3

r. 6

| 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 | 48.60 | 48.60 |
| | Notes for this item: | | |
| | 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. | | |
| | 2. The fee under paragraph (a) includes the costs of — | | |
| | (a) receiving and printing the warrant; and | | |
| | (b) attendances and inquiries before attempting arrest; and | | |
| | (c) giving any notice; and | | |
| | (d) making any report. | | |
| | 3. On filing an application for an extraordinary licence under the <i>Road Traffic (Authorisation to Drive) Act 2008</i> section 27 | 255.00 | 76.50 |

Division 3 — Criminal jurisdiction

| Item | Matter | Column A Fee for individual \$ | Column B Fee for eligible individual \$ |
|------|--------------------------|---|---|
| | 1. On filing — | | |
| | (a) a prosecution notice | 141.50 | 42.40 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 3 Children's Court (Fees) Regulations 2005 amended

r. 6

| Item | Matter | Column A | Column B |
|-------------|--|-------------------------------|--|
| | | Fee for individual | Fee for eligible individual |
| | | \$ | \$ |
| | (b) an application under the <i>Criminal Procedure Act 2004</i> section 71 | 141.50 | 42.40 |
| 2. | For the issue of a summons or court hearing notice to an accused | 27.20 | 8.15 |
| 3. | For a warrant of any kind — | | |
| | (a) issue of warrant | 141.50 | 42.40 |
| | (b) execution of warrant | 184.00 | 184.00 |

**Part 4 — Civil Judgments Enforcement
Regulations 2005 amended**

7. Regulations amended

This Part amends the *Civil Judgments Enforcement Regulations 2005*.

8. Schedules 1 to 3 replaced

Delete Schedules 1 to 3 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) in relation to a judgment not exceeding \$10 000 | 141.50 | 213.00 | 42.40 |
| | (b) all other judgments | 228.00 | 345.00 | 68.50 |
| | Notes for this item: | | | |
| | 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. | | | |
| | 2. No fee is payable in relation to interpleader proceedings. | | | |
| | 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. | | | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 4 Civil Judgments Enforcement Regulations 2005 amended

r. 8

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 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. | | | |
| 5. | 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 \$10 000. | | | |
| 2. | Registering a judgment in a court under the <i>Service and Execution of Process Act 1992</i> (Commonwealth) section 105(1) | 120.50 | 159.00 | 36.10 |

Schedule 2 — Sheriff's fees

[r. 105]

| Item | Action | Fee |
|-------------|---|------------|
| 1. | (a) Service of any process when personal service is not required under the Act | \$74.00 |
| | (b) Service of any process when personal service is required under the Act | \$101.00 |
| | (c) Service of any process by post, including postage | \$49.40 |
| | Notes for this item: | |
| | 1. The fee under paragraph (a) or (b) is payable whether or not the service is successful and covers up to 3 attempts at service at the same address. | |
| | 2. The fee is not payable in respect of any process that is served in conjunction with any process requiring attendance at a court by the party to be served. | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Civil Judgments Enforcement Regulations 2005 amended

Part 4

r. 8

| Item | Action | Fee |
|-------------|--|------------|
| | 3. The fee includes the costs of receiving and printing the process and the completion of any certificate of the service. | |
| 2. | For enforcing a judgment by means of a property (seizure and sale) order | \$231.00 |
| | Notes for this item: | |
| | 1. The fee is payable whether or not the Sheriff's functions under the order are performed and covers up to 3 attempts to perform the functions at the same address. | |
| | 2. The fee includes the costs of — | |
| | (a) receiving and printing the order; and | |
| | (b) attendances and inquiries before attempting seizure; and | |
| | (c) service of any notice required before seizure; and | |
| | (d) seizure and preparing an inventory of any personal property seized; and | |
| | (e) granting walking possession; and | |
| | (f) making a report to the creditor. | |
| 3. | For enforcing a judgment by means of a property (seizure and delivery) order | \$185.50 |
| | Notes for this item: | |
| | 1. The fee is payable whether or not the Sheriff's functions under the order are performed and covers up to 3 attempts to perform the functions at the same address. | |
| | 2. The fee includes the costs of — | |
| | (a) receiving and printing the order; and | |
| | (b) attendances and inquiries before attempting seizure and delivery; and | |
| | (c) an appointment to deliver property; and | |
| | (d) removal of a person from land; and | |
| | (e) supervision of lock and security changes to premises; and | |
| | (f) securing seized property; and | |
| | (g) delivering seized property to the person entitled to it in accordance with the order; and | |
| | (h) making a report to the person entitled to the benefit of the order. | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 4 Civil Judgments Enforcement Regulations 2005 amended

r. 8

| Item | Action | Fee |
|-------------|--|------------------|
| 4. | For inspection of personal property under seizure Note for this item: If the Sheriff has several enforcement orders, 1 fee is payable for the first enforcement order in priority. | \$97.00 |
| 5. | For possession of personal property under seizure per day Notes for this item: 1. The fee is payable for actual possession of personal property seized. 2. The fee is payable for a maximum of 10 days. 3. If this fee is paid, a fee is not payable under item 16(d). | \$10.65 |
| 6. | If travel is necessary to perform a function under an enforcement order, to serve a process or document, to make an arrest under a warrant or for an attempt, attendance or inspection from the Sheriff's or a bailiff's office — (a) for each kilometre travelled (1 way) in the metropolitan area (b) for each kilometre travelled (1 way) outside the metropolitan area Notes for this item: 1. If more than 1 of the actions referred to in item 6 is done in relation to the same person, or on different persons at the same address, only 1 fee for kilometres travelled is chargeable. 2. The Sheriff may allow an enforcement officer an additional fee for travel to meet or partially offset any additional expenses arising from special and unusual circumstances. | \$2.50 \$2.80 |
| 7. | Preparation for the sale of real or personal property Note for this item: The fee includes — (a) Personal Property Securities Register and other official records searches; and | \$966.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Civil Judgments Enforcement Regulations 2005 amended

Part 4

r. 8

| Item | Action | Fee |
|-------------|---|----------------------------|
| | (b) bill of sale or encumbrance searches or investigation; and (c) carrying out an advertising program; and (d) preparing particulars and conditions of sale. | |
| 8. | For attendance at sale | \$153.50 |
| | Note for this item: The fee includes — | |
| | (a) conducting a sale; and (b) cancelling a sale. | |
| 9. | Commission for enforcing a judgment by means of a property (seizure and sale) order or for money recovered by the Sheriff or judgment creditor after seizure under the order — | |
| | (a) for amounts up to and including \$13 500 | A fee at the rate of 5.00% |
| | (b) for the balance over \$13 500 | A fee at the rate of 2.50% |
| | Notes for this item: | |
| | 1. For the purpose of this item, seizure includes — | |
| | (a) in respect of real property, registering a property (seizure and sale) order under the <i>Transfer of Land Act 1893</i> or the <i>Registration of Deeds Act 1856</i> ; and | |
| | (b) the seizure of personal property in the possession or apparent possession of the judgment debtor; and | |
| | (c) the seizure of books of account in the possession of the judgment debtor. | |
| | 2. If money is recovered as a consequence of a sale conducted by a licensed auctioneer instructed by the Sheriff, commission is to be charged at one-half the rate prescribed in this item. | |
| | 3. If a sale, whether by public auction or otherwise, is conducted by the Sheriff without the involvement of an auctioneer or agent, the commission rate prescribed in paragraph (a) is to be increased by 1.00%. | |
| | 4. Commission is to be calculated on the amount recovered or the judgment amount, whichever is the lesser. | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 4 Civil Judgments Enforcement Regulations 2005 amended

r. 8

| Item | Action | Fee |
|-------------|---|----------------------------|
| 10. | Commission for delivering possession of — | |
| | (a) personal property, assessed on the value of the property delivered — | |
| | (i) for amounts up to and including \$13 500 | A fee at the rate of 5.00% |
| | (ii) for the balance over \$13 500 | A fee at the rate of 2.50% |
| | (b) real property, assessed on the annual rental value of the property delivered — | |
| | (i) for amounts up to and including \$13 500 | A fee at the rate of 5.00% |
| | (ii) for the balance over \$13 500 | A fee at the rate of 2.50% |
| | Note for this item: | |
| | If real property is delivered in accordance with a property (seizure and delivery) order made by the Magistrates Court, the maximum amount payable under paragraph (b) is \$504.00. | |
| 11. | On the execution of an arrest warrant of any kind — | |
| | (a) for preparing to arrest, and arresting, the person | \$185.50 |
| | (b) for conveying the person from the place of arrest to appear before a judicial officer in a court, or to a custodial place, and releasing the person from arrest or custody | \$184.00 |
| | (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 | \$48.60 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Civil Judgments Enforcement Regulations 2005 amended

Part 4

r. 8

| Item | Action | Fee |
|-------------|--|---|
| | Notes for this item: | |
| | 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. | |
| | 2. The fee under paragraph (a) includes the costs of — | |
| | (a) receiving and printing the warrant; and | |
| | (b) attendances and inquiries before attempting arrest; and | |
| | (c) giving any notice; and | |
| | (d) making any report. | |
| | 3. The fee under paragraph (b) is payable whether or not the place of arrest is the court building or custodial place and whether or not the person is conveyed to a court or a custodial place in a vehicle. | |
| 12. | For each half hour or part of a half hour it is necessary for an enforcement officer to engage an assistant to perform a function — | |
| | (a) in relation to the execution of an arrest warrant | \$48.60 |
| | (b) in accordance with a property (seizure and delivery) order | \$48.60 |
| | (c) in accordance with a property (seizure and sale) order | \$48.60 |
| 13. | If an enforcement officer is necessarily put to and incurs extra effort and expense in the discharge of a function incidental to the officer's office, employment or engagement or for the performance of a function not otherwise provided for in this Schedule | A reasonable amount or reasonable additional amount approved by the Sheriff |
| 14. | For an auctioneer's or agent's commission, advertising and sundry expenses on account of sale by auction or otherwise of real or personal property, whether or not the sale takes place | A fee fixed in accordance with a recognised scale of charges for auctioneers or |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 4 Civil Judgments Enforcement Regulations 2005 amended

r. 8

| Item | Action | Fee |
|-------------|--|---|
| | | agents in the State or another reasonable fee approved by the Sheriff |
| 15. | If a sale of real or personal property takes place by auction or private contract or if no sale takes place — | |
| | (a) for advertising and giving publicity to the sale or intended sale, printing catalogues and bills and distributing and posting them | The reasonable amount paid |
| | (b) for labour, if any, employed in lotting and showing personal property, preparing catalogues and, if a sale takes place by auction, attending the sale and supervising the removal of property by its purchaser | The reasonable amount paid |
| | (c) travelling expenses | The reasonable amount paid |
| 16. | (a) For out-of-pocket expenses incurred by an enforcement officer while performing a function in accordance with an enforcement order or executing a warrant | The reasonable amount paid |
| | (b) For clerical assistance when necessary | The reasonable amount paid |
| | (c) For storing personal property which has been seized and insuring the property for loss due to fire, theft or damage and, in the case of a motor vehicle, for accident and third party risk | The reasonable amount paid |
| | (d) For removal or cartage expenses | The reasonable amount paid |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Civil Judgments Enforcement Regulations 2005 amended

Part 4

r. 8

| Item | Action | Fee |
|------|---|----------------------------|
| | (e) For agistment, costs of care and feed and other necessary costs in respect of animals or livestock under seizure, whether or not they are removed | The reasonable amount paid |
| 17. | If GST (as defined in the <i>A New Tax System (Goods and Services Tax) Act 1999</i> (Commonwealth) section 195-1) is payable on a service listed in this Schedule of fees, the fee for the service is the applicable fee in this Schedule, increased by 10% | |
| 18. | For issue of a duplicate of an enforcement order or a document | \$23.00 |
| 19. | Copies of documents — | |
| | (a) copies of enforcement orders — for each page | \$2.45 |
| | (b) for certifying that a document is a true copy — additional fee | \$27.90 |

**Schedule 3 — Fees to be paid for anything done by
the Marshal in Admiralty**

[r. 105]

| Item | Matter | Fee |
|------|---|----------|
| 1. | For receiving and entering a warrant or release | \$162.50 |
| 2. | For receiving and entering a writ of summons, decree, order, commission or other instrument under the seal of the Supreme Court | \$65.00 |
| 3. | For service of a writ of summons | \$153.50 |
| 4. | For executing a warrant for the arrest of a ship or other property | \$382.00 |
| 5. | For service of a writ of summons at the same time as a warrant of arrest is executed, in lieu of items 3 and 4 | \$465.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 4 Civil Judgments Enforcement Regulations 2005 amended

r. 8

| Item | Matter | Fee |
|-------------|--|----------------------------|
| 6. | For the execution of an attachment — for each person | \$153.50 |
| 7. | For the release from arrest of a vessel, goods or a person | \$97.50 |
| 8. | For attending the discharge of cargo, or removal of a vessel or goods, per hour | \$97.50 |
| 9. | For the execution of a commission of appraisalment or sale, or appraisalment and sale, in addition to the fees paid to the appraiser or auctioneer | \$328.00 |
| 10. | For the execution of a decree or order, commission or other instrument other than those provided for in another item of this Schedule | \$153.50 |
| 11. | Commission on the gross proceeds of a vessel or goods sold — | |
| | (a) for amounts up to and including \$63 000 | A fee at the rate of 4.00% |
| | (b) for the balance over \$63 000 | A fee at the rate of 2.00% |
| 12. | (a) For retaining possession of a vessel with or without cargo, or of cargo without a vessel, the expenses per day actually paid in respect of a shipkeeper or shipkeepers | The reasonable amount paid |
| | (b) For each day or part of a day that the Marshal retains possession of a vessel with or without cargo, or of cargo without a vessel, in addition to paragraph (a) | \$97.00 |
| | (c) For the safe custody of property under arrest | The reasonable amount paid |

Notes for this item:

1. For the purposes of paragraph (b), if the possession is for a lengthy period, this fee may be reduced at the discretion of the Marshal.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Civil Judgments Enforcement Regulations 2005 amended

Part 4

r. 8

| Item | Matter | Fee |
|-------------|---|---|
| | 2. For the purposes of paragraph (c), no fee is payable for the custody and possession of property under arrest if — (a) it consists of money in a bank; or (b) it consists of goods stored in a bonded warehouse; or (c) it is in the custody of a customs house officer, or other authorised person. | |
| 13. | If the Marshal or any of the Marshal's officers is required to travel for the purpose of discharging their duty — in addition to the above fees | Reasonable expenses incurred for travelling, board and maintenance |
| 14. | If the Marshal or other person employed under the Marshal is necessarily put to and incurs extra effort and expense in the discharge of a function incidental to their office or employment or for the performance of a function not otherwise provided for in this Schedule | A reasonable amount or reasonable additional amount approved by the Marshal |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 5 Classification (Publications, Films and Computer Games)
Enforcement Regulations 1996 amended

r. 9

**Part 5 — *Classification (Publications, Films and
Computer Games) Enforcement Regulations 1996*
amended**

9. Regulations amended

This Part amends the *Classification (Publications, Films and
Computer Games) Enforcement Regulations 1996*.

10. Regulation 9 amended

In regulation 9 delete “\$76.50” and insert:

\$79.00

Part 6 — *Coroners Regulations 1997* amended

11. Regulations amended

This Part amends the *Coroners Regulations 1997*.

12. 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 | 2.45 | 0.75 |
| 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 | 1.95 | 0.60 |
| | (c) for each copy on the request of any other person — for each page or part of a page | 1.95 | 0.60 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 6 Coroners Regulations 1997 amended

r. 12

| Item | Matter | Column A | Column B |
|-------------|---|---------------------------------|------------------------------------|
| | | Fee for individual | Fee for eligible individual |
| | | \$ | \$ |
| 3. | Certifying under seal that a document is a true copy | 28.10 | 8.45 |
| 4. | (a) For providing a transcript, part of a transcript or notes of evidence — | | |
| | (i) provided within 1 day after the day on which the fee is paid | 26.90 plus 11.10 per page | 8.05 plus 3.35 per page |
| | (ii) provided within 2 days after the day on which the fee is paid | 26.90 plus 10.20 per page | 8.05 plus 3.05 per page |
| | (iii) provided within 4 days after the day on which the fee is paid | 26.90 plus 9.60 per page | 8.05 plus 2.90 per page |
| | (iv) provided within 7 days after the day on which the fee is paid | 26.90 plus 9.30 per page | 8.05 plus 2.80 per page |
| | (v) provided within 14 days after the day on which the fee is paid | 26.90 plus 7.85 per page | 8.05 plus 2.35 per page |
| | (vi) provided on a running basis (i.e. periodically throughout or following the day of the proceedings) | 26.90 plus 11.80 per page | 8.05 plus 3.55 per page |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Coroners Regulations 1997 amended

Part 6

r. 12

| Item | Matter | Column A | Column B |
|-------------|---|---------------------------|------------------------------------|
| | | Fee for individual | Fee for eligible individual |
| | | \$ | \$ |
| | (b) For providing a copy of a transcript, or part of a transcript, or notes of evidence, if the transcript, part or notes has or have been provided to the person requesting the copy — | | |
| | (i) electronic format | 28.10 per copy | 8.45 per copy |
| | (ii) paper copy | 2.80 per page | 0.85 per page |

**Part 7 — *District Court (Fees) Regulations 2002*
amended**

13. Regulations amended

This Part amends the *District Court (Fees) Regulations 2002*.

14. Regulation 3 amended

In regulation 3 insert in alphabetical order:

metropolitan region has the meaning given in the
Planning and Development Act 2005 section 4(1);

15. Regulation 6 amended

In regulation 6(2) delete “in respect of a claim for personal injuries”.

16. Regulation 9 amended

Delete regulation 9(5) and insert:

- (5) The proceeding may be listed for hearing before the fee is paid.
- (5A) The fee is payable after the Court makes an order (the *listing order*) allocating the dates for hearing the proceeding and must be paid by —
 - (a) if the Court makes an order setting the day by which the fee is to be paid — the day set by the Court; or
 - (b) if the Court does not make an order mentioned in paragraph (a) — by the day that is 14 days after the day on which the Court makes the listing order.

- (5B) If the fee is not paid by the day provided under subregulation (5A), the Court may vacate the dates allocated for hearing the proceeding.

17. Regulation 10 amended

In regulation 10 delete “or appeal”.

18. Schedules 1 and 2 replaced

Delete Schedules 1 and 2 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 an 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 | 1 152.00 | 2 246.00 | 100.00 |
| 2. | On filing an application for an extraordinary licence under the <i>Road Traffic (Authorisation to Drive) Act 2008</i> section 27 | 255.00 | N/A | 76.50 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 7 District Court (Fees) Regulations 2002 amended

r. 18

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 3. | On filing an application for an order made under the <i>Spent Convictions Act 1988</i> section 6(1) | 168.00 | N/A | 50.50 |
| 4. | On filing — | | | |
| | (a) a counterclaim | 1 152.00 | 2 246.00 | 100.00 |
| | (b) a third party notice | 1 152.00 | 2 246.00 | 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 | 433.00 | 748.00 | 100.00 |
| | (ii) to limit a period of time within which proceedings may be taken | 433.00 | 748.00 | 100.00 |
| | (iii) for leave to serve a writ or notice of a writ out of jurisdiction | 433.00 | 748.00 | 100.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

District Court (Fees) Regulations 2002 amended

Part 7

r. 18

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | (d) an application for leave to appeal | Nil | Nil | Nil |
| | (e) another application for which no fee has been provided in this Schedule | 433.00 | 748.00 | 100.00 |
| 5. | On filing — | | | |
| | (a) an appeal notice | 653.00 | 1 689.00 | 100.00 |
| | (b) for each additional half day allocated for the hearing of the appeal | 506.00 | 1 315.00 | 100.00 |

Notes for this item:

1. The fee in paragraph (a) includes a directions hearing and the first half day allocated by the Court for the hearing of the appeal.
2. The fee in paragraph (b) is payable for each half day, allocated by the Court for the hearing of the appeal, that is additional to the first half day of hearing.
3. Under the *District Court Rules 2005* rule 56A, if the fee payable under paragraph (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.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 7 District Court (Fees) Regulations 2002 amended

r. 18

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 6. | Entry of a cause or matter for hearing (including the assessment of damages in an action for personal injury) or entry of notice of an appointment to hear an originating summons | 1 152.00 | 2 246.00 | 100.00 |
| | Note for this item: | | | |
| | This item does not apply to entering an appeal for hearing. | | | |
| 7. | Allocation of hearing date, for each day allocated | 1 011.00 | 2 633.00 | 100.00 |
| | Notes for this item: | | | |
| | 1. See regulation 10. | | | |
| | 2. This item does not apply to the allocation of a hearing date for an appeal. | | | |
| 8. | Daily hearing fee before a court constituted by a judge | 1 011.00 | 2 633.00 | 100.00 |
| | Notes for this item: | | | |
| | 1. No fee is payable if the proceedings are of an interlocutory nature only. | | | |
| | 2. The fee to be charged is to be paid in respect of the number of hearing days or half days greater than the number of hearing days for which a fee has been paid under item 5 or 7. | | | |
| | 3. 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. | | | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

District Court (Fees) Regulations 2002 amended

Part 7

r. 18

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | 4. The daily fee becomes payable on a day-to-day basis and is payable prior to the daily reconvening of the hearing. | | | |
| 9. | On filing, before a judge or registrar in chambers — | | | |
| | (a) an interlocutory application, summons or motion returnable | 288.00 | 564.00 | 86.50 |
| | (b) an application for assessment of damages other than in an action for personal injury | 288.00 | 564.00 | 86.50 |
| | (c) an application for summary judgment | 288.00 | 564.00 | 86.50 |
| | Notes for this item: | | | |
| | 1. The fee includes the first day of hearing of the application, summons or motion and includes an adjournment of the hearing. | | | |
| | 2. The fee is payable in respect of an application exercising liberty to apply to relist. | | | |
| 10. | 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 8 is payable for each | | | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 7 District Court (Fees) Regulations 2002 amended

r. 18

| Item | Matter | Column A Fee for individual or eligible entity \$ | Column B Fee for entity \$ | Column C Fee for eligible individual \$ |
|------|---|--|-------------------------------------|---|
| | additional day or part day of hearing | | | |
| | Note for this item: 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 | 288.00 | 564.00 | 86.50 |
| | (b) in addition to the lodgment fee — a taxing fee at the rate of | 2.50% | 2.50% | 0.00% |

Notes for this item:

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 indicated in paragraph (b) of the amount found to be due on taxation.
3. If the parties agree on the bill of costs in a cause or matter or under the *Commercial Arbitration Act 2012* 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 days or more before the day of the appointment — 80%.

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

District Court (Fees) Regulations 2002 amended

Part 7

r. 18

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 12. | For searching a record or proceeding | 58.50 | 58.50 | 17.55 |
| | Note for this item: | | | |
| | No fee is payable under this item for a search made — | | | |
| | (a) by or on behalf of a party to the proceedings; or | | | |
| | (b) by an approved recipient of searchable information provided to it under regulation 11A. | | | |
| 13. | For provision of searchable information to approved recipients under regulation 11A — | | | |
| | (a) fee per action or matter provided to approved recipient | 2.60 | 2.60 | 0.80 |
| | (b) annual fee for information provided by email to approved recipient | 2 648.00 | 2 648.00 | 100.00 |
| | Note for this item: | | | |
| | The fee under paragraph (b) is payable on the date on which the recipient is approved by the Attorney General and on each anniversary of that date. | | | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 7 District Court (Fees) Regulations 2002 amended

r. 18

| Item | Matter | Column A | Column B | Column C |
|-------------|--|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 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 | 85.50 | 85.50 | 25.60 |
| | (b) If an officer is required to attend at a court or place out of the District Court building — | | | |
| | (i) the officer's reasonable expenses | | | |
| | (ii) in addition, for each hour the officer is necessarily absent from the officer's office | 129.00 | 129.00 | 38.70 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

District Court (Fees) Regulations 2002 amended

Part 7

r. 18

| Item | Matter | Column A | Column B | Column C |
|-------------|--|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 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 of a page | 2.45 | 2.45 | 0.75 |
| | (b) For a copy of reasons for judgment — | | | |
| | (i) for each copy issued to a person who is not a party to the proceedings | 20.30 | 20.30 | 6.10 |
| | (ii) for each copy in excess of 1 copy issued to a party to the proceedings | 20.30 | 20.30 | 6.10 |
| | (iii) for each copy consisting of 10 or more pages, an additional fee per page | 2.60 | 2.60 | 0.80 |
| | (c) For certifying under seal that a document is a true copy — an additional fee | 27.20 | 27.20 | 8.15 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 7 District Court (Fees) Regulations 2002 amended

r. 18

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|---------------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | (d) For a certificate under the hand of a registrar | 51.00 | 51.00 | 15.30 |
| 16. | (a) For providing a transcript, or part of a transcript — | | | |
| | (i) provided within 1 day after the day on which the fee is paid | 26.90 plus 11.10 per page | 26.90 plus 22.20 per page | 8.05 plus 3.35 per page |
| | (ii) provided within 2 days after the day on which the fee is paid | 26.90 plus 10.20 per page | 26.90 plus 20.30 per page | 8.05 plus 3.05 per page |
| | (iii) provided within 4 days after the day on which the fee is paid | 26.90 plus 9.60 per page | 26.90 plus 19.40 per page | 8.05 plus 2.90 per page |
| | (iv) provided within 7 days after the day on which the fee is paid | 26.90 plus 9.30 per page | 26.90 plus 18.45 per page | 8.05 plus 2.80 per page |
| | (v) provided within 14 days after the day on which the fee is paid | 26.90 plus 7.85 per page | 26.90 plus 15.75 per page | 8.05 plus 2.35 per page |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

District Court (Fees) Regulations 2002 amended

Part 7

r. 18

| Item | Matter | Column A Fee for individual or eligible entity \$ | Column B Fee for entity \$ | Column C Fee for eligible individual \$ |
|------|--|--|-------------------------------------|---|
| | (vi) provided on a running basis (i.e. periodically throughout or following the day of the proceedings) | 26.90 plus 11.80 per page | 26.90 plus 23.60 per page | 8.05 plus 3.55 per page |
| | (b) For providing a copy of a transcript, or part of a transcript, if the transcript or part has been provided to the person requesting the copy — | | | |
| | (i) electronic format | 28.10 per copy | 28.10 per copy | 8.45 per copy |
| | (ii) paper copy | 2.80 per page | 2.80 per page | 0.85 per page |

Schedule 2 — Sheriff's fees

[r. 4]

| Item | Matter | Fee \$ |
|------|---|-----------|
| 1. | On the execution of an arrest warrant of any kind — | |
| | (a) for arresting the person | 185.50 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 7 District Court (Fees) Regulations 2002 amended

r. 18

| Item | Matter | Fee \$ |
|-------------|---|-------------------|
| (b) | for conveying the person to a court or a custodial place and releasing the person from arrest or custody | 184.00 |
| (c) | for each 30 minutes after 2 hours and 30 minutes that an enforcement officer, as defined in the <i>Civil Judgments Enforcement Act 2004</i> section 3, is required to keep the person in custody until the person is conveyed to a court or a custodial place | 48.60 |
| | Notes for this item: | |
| | 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. | |
| | 2. The fee under paragraph (a) includes the costs of — | |
| | (a) receiving and printing the warrant; and | |
| | (b) attendances and inquiries before attempting arrest; and | |
| | (c) giving any notice; and | |
| | (d) making any report. | |
| 2. | For the service of a writ, application, summons, originating process, notice or order of the Court or other process requiring service | 103.50 |
| | Notes for this item: | |
| | 1. The fee is payable whether or not the service is successful and covers up to 3 attempts at service at the same address. | |
| | 2. The fee includes the costs of receiving and printing the process. | |
| 3. | If it is necessary to travel to execute a warrant or other process, or on service of a writ, summons, order of the Court, other process or document, or on making an arrest or for all attempts, attendances and inspections, from the Sheriff's office or nearest bailiff's office — | |
| (a) | for each kilometre travelled (1 way) in the metropolitan region | 2.50 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

District Court (Fees) Regulations 2002 amended

Part 7

r. 18

| Item | Matter | Fee \$ |
|-------------|--|----------------------------|
| | (b) for each kilometre travelled (1 way) outside the metropolitan region | 2.80 |
| | Note for this item: If more than 1 process or document is executed or served by the Sheriff or a bailiff at the same time on the same person, or on different persons at the same address, only 1 fee for kilometres travelled is chargeable. | |
| 4. | Fee to the Sheriff for attending a view — per hour or part of an hour | 97.00 |
| 5. | (a) For striking a jury and preparing a jury panel | 313.00 |
| | (b) For attendance of Sheriff's officer at hearing (per day or part of a day) | The reasonable amount paid |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 8 Evidence (Video and Audio Links Fees and Expenses)
Regulations 1999 amended

r. 19

Part 8 — Evidence (Video and Audio Links Fees and Expenses) Regulations 1999 amended

19. Regulations amended

This Part amends the *Evidence (Video and Audio Links Fees and Expenses) Regulations 1999*.

20. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees

| [r. 2 and 3] | | |
|--------------|--|-----------|
| Item | Matter | Fee \$ |
| 1. | Booking fee (r. 2(1)) — | |
| | (a) for intrastate link | 156.00 |
| | (b) for interstate or overseas link | 230.00 |
| 2. | Fee per hour, or part of an hour, link was used (r. 3) | 122.00 |

**Part 9 — *Fines, Penalties and Infringement Notices
Enforcement Regulations 1994* amended**

21. Regulations amended

This Part amends the *Fines, Penalties and Infringement Notices Enforcement Regulations 1994*.

22. Regulation 2A amended

In regulation 2A insert in alphabetical order:

metropolitan region has the meaning given in the
Planning and Development Act 2005 section 4(1);

23. Regulation 2B amended

In regulation 2B(3)(a) delete “region (as defined in the *Planning and Development Act 2005* section 4(1));” and insert:

region;

24. Regulation 9 amended

- (1) In regulation 9(3) delete “for the purposes of Part 7 of the Act” and insert:

in connection with the exercise of powers under an enforcement warrant by the Sheriff

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 9 Fines, Penalties and Infringement Notices Enforcement
Regulations 1994 amended

r. 24

- (2) After regulation 9(3) insert:
- (4) Also, the amounts disbursed for the following purposes are prescribed as enforcement fees in connection with the exercise of powers under an enforcement warrant by the Sheriff —
- (a) seizing, moving, storing, securing, protecting and insuring property (including amounts disbursed for keeping animals);
 - (b) valuing personal property or land;
 - (c) searching for the title and other records related to personal property or land;
 - (d) advertising and otherwise arranging the sale of personal property or land;
 - (e) selling personal property or land, including settlement costs.
- (5) If, in connection with the exercise of powers under an enforcement warrant, it is necessary for the Sheriff to do something that is not otherwise provided for in this regulation or Schedule 2 Division 3, the following amounts are prescribed as enforcement fees in connection with the exercise of powers under the warrant —
- (a) the amount decided by the Sheriff under subregulation (6) for each half hour, or part of a half hour, spent by the Sheriff or a delegate of the Sheriff doing the thing;
 - (b) if it is necessary for the Sheriff or delegate to travel in connection with doing the thing — the rate per kilometre (1 way) that is prescribed as a travelling fee for the service of documents under the *Magistrates Court (Fees) Regulations 2005*;

- (c) the reasonable amount of an expense incurred by the Sheriff or delegate doing the thing.
- (6) For the purposes of subregulation (5)(a), the Sheriff may decide a rate for each half hour, or part of a half hour, of the Sheriff's or a delegate's time doing a thing referred to in subregulation (5), that represents the cost of half an hour of the Sheriff's or delegate's time.
- (7) A note to an item in Schedule 2 has effect according to its tenor as if it were a provision of these regulations.

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

Enforcement fees prescribed (Act Pt. 3 and 4 and in connection with exercise of powers under enforcement warrant)

25. Schedule 2 replaced

Delete Schedule 2 and insert:

Schedule 2 — Enforcement fees

[r. 9]

Division 1 — Enforcement fees for Act Pt. 3

- | | | |
|----|---|---------|
| 1. | Fee for issuing a final demand | \$26.10 |
| | Note for this item: | |
| | This fee is imposed when the final demand is issued. | |
| 2. | Fee for preparing an enforcement certificate in relation to an infringement notice — for each infringement notice | \$22.20 |
| | Note for this item: | |
| | This fee is imposed when the infringement notice is registered. | |
| 3. | Fee for registering an infringement notice with the Registry | \$83.50 |
| | Note for this item: | |
| | This fee is imposed when the infringement notice is registered. | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 9 Fines, Penalties and Infringement Notices Enforcement
Regulations 1994 amended

r. 25

4. Fee for issuing a notice of intention to enforce \$55.00

Note for this item:

This fee is imposed when a licence suspension order is made or when an enforcement warrant is issued, but not twice.

5. Fee for issuing an enforcement warrant \$260.00

Note for this item:

This fee is imposed when the enforcement warrant is issued.

Division 2 — Enforcement fees for Act Pt. 4

1. Fee for issuing a notice of intention to enforce \$55.00

Note for this item:

This fee is imposed when a licence suspension order is made or when an enforcement warrant is issued, but not twice.

2. Fee for issuing an enforcement warrant \$260.00

Note for this item:

This fee is imposed when the enforcement warrant is issued.

3. Fee for the service of a summons under Part 4
Division 3E Subdivision 3 of the Act \$98.00

Note for this item:

This fee is imposed on an attempt at service, whether or not the service is successful. The fee covers up to 3 attempts at service at the same address.

4. If it is necessary to travel to serve a summons referred to in item 3, from the office of the person serving the summons or the nearest police station, in addition to the fee in item 3 —

- (a) fee for each kilometre travelled (1 way) in the metropolitan region \$2.50

- (b) fee for each kilometre travelled (1 way) outside the metropolitan region \$2.80

Note for this item:

This fee is imposed on service of the summons and on each attempt at service. If more than 1 document is served or attempted to be served at the same time on the same person, only 1 fee for kilometres travelled is chargeable.

**Division 3 — Enforcement fees for exercise of power under
enforcement warrant**

- | | | |
|----|--|----------|
| 1. | Fee for attending the Magistrates Court in connection with proceedings to examine a person under section 69 of the Act, for each hour or part of an hour | \$114.50 |
| 2. | Fee for inspecting personal property under seizure | \$77.50 |
| 3. | Fee for arranging a sale of personal property or land, including preparing advertisements and conditions of sale, but excluding disbursements, not exceeding | \$275.00 |
| 4. | Fee for attending a sale of personal property or land | \$124.00 |
| 5. | Fee for preparing and executing a transfer of land sold | \$275.00 |
| 6. | Fee for attending a court in connection with interpleader proceedings, for each half hour or part of a half hour | \$39.20 |

**Part 10 — Magistrates Court (Fees) Regulations 2005
amended**

26. Regulations amended

This Part amends the *Magistrates Court (Fees) Regulations 2005*.

27. Regulation 3 amended

In regulation 3 insert in alphabetical order:

metropolitan region has the meaning given in the
Planning and Development Act 2005 section 4(1);

28. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Fees

[r. 4 and 12]

Division 1 — General

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|---------------------------|--|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 1. | (a) For every order or conviction drawn up in the Court's criminal jurisdiction | 23.00 | 23.00 | 6.90 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Magistrates Court (Fees) Regulations 2005 amended

Part 10

r. 28

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | (b) For issue of a duplicate document or order | 23.00 | 23.00 | 6.90 |
| 2. | For the service of an application, summons, originating process, notice or order of the Court or other process requiring service | 101.00 | 101.00 | 101.00 |
| | Note for this item: The fee is payable whether or not the service is successful and covers up to 3 attempts at service at the same address. | | | |
| 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 region | 2.50 | 2.50 | 2.50 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 10 Magistrates Court (Fees) Regulations 2005 amended

r. 28

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | (b) for each kilometre travelled (1 way) outside the metropolitan region | 2.80 | 2.80 | 2.80 |
| | Note for this item: | | | |
| | 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 fee for kilometres travelled is chargeable. | | | |
| 4. | (a) For searching a record or proceeding (other than a search by or on behalf of a party to the proceedings) in the Court's civil jurisdiction | 58.50 | 58.50 | 17.55 |
| | (b) For listening to or viewing an electronic recording that requires supervision by an officer of the Court — | | | |
| | (i) a search fee | 58.50 | 58.50 | 17.55 |
| | (ii) in addition to the search fee, for each hour of the officer's time | 142.50 | 142.50 | 42.80 |

Note for this item:

Paragraph (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 2023**

Magistrates Court (Fees) Regulations 2005 amended

Part 10

r. 28

| 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 | 2.60 | 2.60 | 0.80 |
| | (b) annual fee for information provided by email to approved recipient | 84 064.00 | 84 064.00 | 84 064.00 |
| | Note for this item: The fee under paragraph (b) is payable on the date on which the recipient is approved by the Attorney General and on each anniversary of that date. | | | |
| 6. | (a) On an application or summons for the production of records or documents that are required to be produced to a court, tribunal, arbitrator or umpire | 85.50 | 85.50 | 25.60 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 10 Magistrates Court (Fees) Regulations 2005 amended

r. 28

| 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 a court or place out of the Court building where the officer is based — | | | |
| | (i) the officer's reasonable expenses | | | |
| | (ii) in addition, for each hour the officer is necessarily absent from the officer's office | 123.00 | 123.00 | 36.90 |
| 7. | (a) For copies of documents or exhibits, for each page or part of a page | 2.45 | 2.45 | 0.75 |
| | (b) For a copy of reasons for judgment — | | | |
| | (i) for each copy issued to a person who is not a party to the proceedings | 20.30 | 20.30 | 6.10 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Magistrates Court (Fees) Regulations 2005 amended

Part 10

r. 28

| Item | Matter | Column A Fee for individual or eligible entity \$ | Column B Fee for entity \$ | Column C Fee for eligible individual \$ |
|------|--|--|-------------------------------------|---|
| | (ii) for each copy in excess of 1 copy issued to a party to the proceedings | 20.30 | 20.30 | 6.10 |
| | (iii) for each copy consisting of 10 or more pages, an additional fee per page | 2.60 | 2.60 | 0.80 |
| | (c) For certifying that a document is a true copy — an additional fee | 25.90 | 25.90 | 7.75 |
| | Note for this item: The fee under paragraph (a) for a copy of an application is not payable if circumstances under regulation 6(4) exist. | | | |
| 8. | (a) For the provision of a transcript, or part of a transcript — | | | |
| | (i) provided within 1 day after the day on which the fee is paid | 26.90 plus 11.10 per page | 26.90 plus 22.20 per page | 8.05 plus 3.35 per page |
| | (ii) provided within 2 days after the day on which the fee is paid | 26.90 plus 10.20 per page | 26.90 plus 20.30 per page | 8.05 plus 3.05 per page |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 10 Magistrates Court (Fees) Regulations 2005 amended

r. 28

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|---------------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | (iii) provided within 4 days after the day on which the fee is paid | 26.90 plus 9.60 per page | 26.90 plus 19.40 per page | 8.05 plus 2.90 per page |
| | (iv) provided within 7 days after the day on which the fee is paid | 26.90 plus 9.30 per page | 26.90 plus 18.45 per page | 8.05 plus 2.80 per page |
| | (v) provided within 14 days after the day on which the fee is paid | 26.90 plus 7.85 per page | 26.90 plus 15.75 per page | 8.05 plus 2.35 per page |
| | (vi) provided on a running basis (i.e. periodically throughout or following the day of the proceedings) | 26.90 plus 11.80 per page | 26.90 plus 23.60 per page | 8.05 plus 3.55 per page |
| | (b) For the provision of a copy of a transcript, or part of a transcript, if the transcript or part has already been provided to the person requesting the copy — | | | |
| | (i) electronic format, per copy | 28.10 | 28.10 | 8.45 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Magistrates Court (Fees) Regulations 2005 amended

Part 10

r. 28

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | (ii) paper copy, per page | 2.80 | 2.80 | 0.85 |
| | Note for this item: | | | |
| | 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 a claim or originating process to commence proceedings in the Court — | | | |
| | (a) for a claim not exceeding \$10 000 | 169.00 | 328.00 | 50.50 |
| | (b) for a claim exceeding \$10 000 but not exceeding \$50 000 | 430.00 | 838.00 | 100.00 |
| | (c) for a claim exceeding \$50 000 | 684.00 | 1 331.00 | 100.00 |
| | Note for this item: | | | |
| | The fee is not payable in respect of applications referred to in item 10 or 11. | | | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 10 Magistrates Court (Fees) Regulations 2005 amended

r. 28

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 2. | On filing a counterclaim, a set-off, a third party claim or other application for which no fee has been provided in this Division — | | | |
| | (a) for a claim not exceeding \$10 000 | 109.50 | 214.00 | 32.90 |
| | (b) for a claim exceeding \$10 000 but not exceeding \$50 000 | 201.00 | 331.00 | 60.50 |
| | (c) for a claim exceeding \$50 000 | 319.00 | 533.00 | 95.50 |
| 3. | On commencing an appeal — | | | |
| | (a) for a claim not exceeding \$10 000 | 56.50 | 145.00 | 16.95 |
| | (b) for a claim exceeding \$10 000 but not exceeding \$50 000 | 84.50 | 221.00 | 25.30 |
| | (c) for a claim exceeding \$50 000 | 113.00 | 297.00 | 33.90 |
| 4. | Application for hearing — | | | |
| | (a) for a claim not exceeding \$10 000 | 266.00 | 519.00 | 80.00 |
| | (b) for a claim exceeding \$10 000 but not exceeding \$50 000 | 486.00 | 938.00 | 100.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Magistrates Court (Fees) Regulations 2005 amended

Part 10

r. 28

| Item | Matter | Column A | Column B | Column C |
|-------------|--|---|----------------------------------|---|
| | | Fee for individual or eligible entity \$ | Fee for entity \$ | Fee for eligible individual \$ |
| | (c) for a claim exceeding \$50 000 | 540.00 | 1 048.00 | 100.00 |
| | Notes for this item: | | | |
| | 1. The fee is not payable for applications for hearing matters dealt with under the minor cases procedure, residential tenancies proceedings, applications referred to in item 10 or 11 or for relisting a hearing, or if the proceedings are of an interlocutory nature only. | | | |
| | 2. No fee is payable in respect of listing an appeal for hearing. | | | |
| | 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. | | | |
| | 4. Includes pre-trial conference, mediation conference, directions hearing and listing conference. | | | |
| 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 | 153.50 | 403.00 | 46.00 |
| | (b) for a claim exceeding \$10 000 but not exceeding \$50 000 | 272.00 | 702.00 | 81.50 |
| | (c) for a claim exceeding \$50 000 | 388.00 | 1 000.00 | 100.00 |
| | Notes for this item: | | | |
| | 1. The fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings or applications referred to in item 10 or 11. | | | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 10 Magistrates Court (Fees) Regulations 2005 amended

r. 28

| Item | Matter | Column A | Column B | Column C |
|-------------|--|---|----------------------------------|---|
| | | Fee for individual or eligible entity \$ | Fee for entity \$ | Fee for eligible individual \$ |
| | 2. No fee is payable if the proceedings are of an interlocutory nature only. | | | |
| | 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. | | | |
| | 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. | | | |
| | 5. If written advice of settlement or written notice of intended adjournment is received by the Court no 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 | 153.50 | 403.00 | 46.00 |
| | (b) for a claim exceeding \$10 000 but not exceeding \$50 000 | 272.00 | 702.00 | 81.50 |
| | (c) for a claim exceeding \$50 000 | 388.00 | 1 000.00 | 100.00 |
| | Notes for this item: | | | |
| | 1. The fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings or applications referred to in item 10 or 11. | | | |
| | 2. No fee is payable if the proceedings are of an interlocutory nature only. | | | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Magistrates Court (Fees) Regulations 2005 amended

Part 10

r. 28

| Item | Matter | Column A | Column B | Column C |
|-------------|--|---|----------------------------------|---|
| | | Fee for individual or eligible entity \$ | Fee for entity \$ | Fee for eligible individual \$ |
| | 3. 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. | | | |
| | 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 | 141.50 | 275.00 | 42.40 |
| | (b) for a claim exceeding \$10 000 but not exceeding \$50 000 | 170.00 | 328.00 | 51.00 |
| | (c) for a claim exceeding \$50 000 | 228.00 | 448.00 | 68.50 |
| | Notes for this item: | | | |
| | 1. The fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings or applications referred to in item 10 or 11. | | | |
| | 2. The fee is inclusive of the hearing of the application and includes an adjournment of the hearing. | | | |
| | 3. The fee is not payable for matters dealt with in the absence of a party. | | | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 10 Magistrates Court (Fees) Regulations 2005 amended

r. 28

| 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 | 141.50 plus 2.50% | 275.00 plus 2.50% | 42.40 |
| | (b) for a claim exceeding \$10 000 but not exceeding \$50 000 | 170.00 plus 2.50% | 328.00 plus 2.50% | 51.00 |
| | (c) for a claim exceeding \$50 000 | 228.00 plus 2.50% | 448.00 plus 2.50% | 68.50 |
| | Notes for this item: | | | |
| | 1. The fee is not payable for matters dealt with under the minor cases procedure, residential tenancies proceedings or applications referred to in item 10 or 11. | | | |
| | 2. The % rate is to be applied to the amount at which the bill is drawn. | | | |
| | 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 days or more before the day of the appointment — 80%. | | | |
| 9. | On the execution of an arrest warrant — | | | |
| | (a) for arresting the person | 185.50 | 185.50 | 185.50 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Magistrates Court (Fees) Regulations 2005 amended

Part 10

r. 28

| Item | Matter | Column A Fee for individual or eligible entity \$ | Column B Fee for entity \$ | Column C Fee for eligible individual \$ |
|------|--|--|-------------------------------------|---|
| | (b) for conveying the person to a court or a custodial place and releasing the person from arrest or custody | 184.00 | 184.00 | 184.00 |
| | (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 | 48.60 | 48.60 | 48.60 |
| | Notes for this item: | | | |
| | 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. | | | |
| | 2. The fee under paragraph (a) includes the costs of — | | | |
| | (a) receiving and printing 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 licence under the <i>Road Traffic (Authorisation to Drive) Act 2008</i> section 27 | 255.00 | N/A | 76.50 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 10 Magistrates Court (Fees) Regulations 2005 amended

r. 28

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 11. | On filing — | | | |
| | (a) an application for a misconduct restraining order under the <i>Restraining Orders Act 1997</i> | 168.00 | 168.00 | 50.50 |
| | (b) an application under the <i>Disposal of Uncollected Goods Act 1970</i> | 168.00 | 168.00 | 50.50 |
| | (c) an application under the <i>Fines, Penalties and Infringement Notices Enforcement Act 1994</i> section 101, 101AA or 101A | 168.00 | 168.00 | 50.50 |
| | (d) an application under the <i>Dividing Fences Act 1961</i> | 168.00 | 168.00 | 50.50 |
| | (e) an application under the <i>Pawnbrokers and Second-hand Dealers Act 1994</i> | 168.00 | 168.00 | 50.50 |

Division 3 — Criminal 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 — | | | |
| | (a) a prosecution notice | 141.50 | 141.50 | 42.40 |
| | (b) an application under the <i>Criminal Procedure Act 2004</i> section 71 | 141.50 | 141.50 | 42.40 |
| 2. | For the issue of a summons or court hearing notice to an accused | 27.20 | 27.20 | 8.15 |
| 3. | For a warrant — | | | |
| | (a) issue of warrant | 141.50 | 141.50 | 42.40 |
| | (b) execution of warrant | 184.00 | 184.00 | 184.00 |

**Part 11 — State Administrative Tribunal
Regulations 2004 amended**

29. Regulations amended

This Part amends the *State Administrative Tribunal Regulations 2004*.

30. Regulation 3 amended

In regulation 3 in the definition of *fee item* delete paragraph (b) and insert:

(b) Schedule 8;

31. Regulation 9F amended

In regulation 9F delete “Schedule 20” and insert:

Schedule 8

32. Regulation 9 amended

(1) In regulation 9(1) delete the Table and insert:

Table

| Item | Matter | Column A | Column B | Column C |
|-------------|---------------|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 1. | Application | 2 186.00 | 2 186.00 | 100.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

State Administrative Tribunal Regulations 2004 amended

Part 11

r. 32

| Item | Matter | Column A | Column B | Column C |
|-------------|---|---|---|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 2. | Hearing fee (for each day or part of a day allocated, other than the first day) | 2 186.00 | 2 186.00 | 100.00 |
| 3. | Application for assessment of costs | 408.00 plus assessment fee of 2.50% of the costs claimed in the application | 608.00 plus assessment fee of 2.50% of the costs claimed in the application | 100.00 |

(2) In regulation 9(2) delete the Table and insert:

Table

| Item | Matter | Column A | Column B | Column C |
|-------------|---------------|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 1. | Application | 798.00 | 1 456.00 | 100.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 11 State Administrative Tribunal Regulations 2004 amended

r. 32

| Item | Matter | Column A | Column B | Column C |
|-------------|---|---|---|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 2. | Hearing fee (for each day or part of a day allocated, other than the first day) | 730.00 | 945.00 | 100.00 |
| 3. | Application for assessment of costs | 288.00 plus assessment fee of 2.50% of the costs claimed in the application | 433.00 plus assessment fee of 2.50% of the costs claimed in the application | 86.50 |

(3) In regulation 9(4) delete the Table and insert:

Table

| Item | Matter | Column A | Column B | Column C |
|-------------|---------------|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 1. | Application | 146.50 | 146.50 | 43.90 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

State Administrative Tribunal Regulations 2004 amended

Part 11

r. 33

| Item | Matter | Column A | Column B | Column C |
|-------------|---|---|---|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 2. | Hearing fee (for each day or part of a day allocated, other than the first day) | 290.00 | 290.00 | 87.00 |
| 3. | Application for assessment of costs | 141.50 plus assessment fee of 2.50% of the costs claimed in the application | 210.00 plus assessment fee of 2.50% of the costs claimed in the application | 42.40 |

33. Regulation 10 amended

(1) In regulation 10(2) delete the Table and insert:

Table

| Item | Matter | Column A | Column B | Column C |
|-------------|---------------|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 1. | Application | 798.00 | 798.00 | 100.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 11 State Administrative Tribunal Regulations 2004 amended

r. 33

| Item | Matter | Column A | Column B | Column C |
|-------------|---|---|---|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 2. | Hearing fee (for each day or part of a day allocated, other than the first day) | 730.00 | 730.00 | 100.00 |
| 3. | Application for assessment of costs | 288.00 plus assessment fee of 2.50% of the costs claimed in the application | 288.00 plus assessment fee of 2.50% of the costs claimed in the application | 86.50 |

(2) In regulation 10(3) delete the Table and insert:

Table

| Item | Matter | Column A | Column B | Column C |
|-------------|---------------|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 1. | Application | 1 456.00 | 1 456.00 | 100.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

State Administrative Tribunal Regulations 2004 amended

Part 11

r. 34

| Item | Matter | Column A | Column B | Column C |
|-------------|---|---|---|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 2. | Hearing fee (for each day or part of a day allocated, other than the first day) | 945.00 | 945.00 | 100.00 |
| 3. | Application for assessment of costs | 433.00 plus assessment fee of 2.50% of the costs claimed in the application | 433.00 plus assessment fee of 2.50% of the costs claimed in the application | 100.00 |

34. Regulation 11B amended

In regulation 11B delete the Table and insert:

Table

| Item | Matter | Column A | Column B | Column C |
|-------------|---------------|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 1. | Application | 656.00 | 656.00 | 100.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 11 State Administrative Tribunal Regulations 2004 amended

r. 34

| Item | Matter | Column A | Column B | Column C |
|-------------|---|---|---|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 2. | Hearing fee (for each day or part of a day allocated, other than the first day) | 656.00 | 656.00 | 100.00 |
| 3. | Application for assessment of costs | 227.00 plus assessment fee of 2.50% of the costs claimed in the application | 345.00 plus assessment fee of 2.50% of the costs claimed in the application | 68.00 |
| 4. | Application under the <i>Legal Profession Uniform Law (WA)</i> section 198(4) for a determination that an application for a costs assessment made out of time may be dealt with by a costs assessor | 142.00 | 142.00 | 42.60 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

State Administrative Tribunal Regulations 2004 amended

Part 11

r. 35

| Item | Matter | Column A | Column B | Column C |
|------|---|--|-------------------------|---|
| | | Fee for individual or eligible entity \$ | Fee for entity \$ | Fee for eligible individual \$ |
| 5. | Hearing fee for a hearing in relation to an application under the <i>Legal Profession Uniform Law (WA)</i> section 198(4) (for each day or part of a day allocated, other than the first day) | 281.00 | 281.00 | 84.50 |

35. Regulation 11 amended

In regulation 11(2) delete “Schedule 20” and insert:

Schedule 8

36. Regulation 27 amended

In regulation 27 delete “Schedule 20” and insert:

Schedule 8

r. 37

37. Schedule 20 replaced

Delete Schedule 20 and insert:

Schedule 8 — Other fees

[r. 27]

| Item | Matter | Column A | Column B | Column C |
|-------------|--|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 1. | Application under section 22(1) of the Act | 132.50 | 266.00 | 39.80 |
| 2. | For a copy of a document, for each page or part of a page | 1.90 | 1.90 | 0.55 |
| 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 | Nil | Nil | Nil |
| | (b) for each additional copy on the request of a party to the application | 1.95 | 1.95 | 0.60 |
| | (c) for each copy on the request of a person who is not a party to the application | 1.95 | 1.95 | 0.60 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

State Administrative Tribunal Regulations 2004 amended

Part 11

r. 37

| Item | Matter | Column A | Column B | Column C |
|-------------|--|--|---------------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 4. | For certifying under a seal that a document is a true copy — an additional fee | 25.90 | 25.90 | 7.75 |
| 5. | (a) For providing a transcript, or part of a transcript — | | | |
| | (i) provided within 1 day after the day on which the fee is paid | 26.90 plus 11.10 per page | 26.90 plus 22.20 per page | 8.05 plus 3.35 per page |
| | (ii) provided within 2 days after the day on which the fee is paid | 26.90 plus 10.20 per page | 26.90 plus 20.35 per page | 8.05 plus 3.05 per page |
| | (iii) provided within 4 days after the day on which the fee is paid | 26.90 plus 9.60 per page | 26.90 plus 19.40 per page | 8.05 plus 2.90 per page |
| | (iv) provided within 7 days after the day on which the fee is paid | 26.90 plus 9.30 per page | 26.90 plus 18.45 per page | 8.05 plus 2.80 per page |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 11 State Administrative Tribunal Regulations 2004 amended

r. 37

| Item | Matter | Column A | Column B | Column C |
|-------------|--|--|---------------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | (v) provided within 14 days after the day on which the fee is paid | 26.90 plus 7.85 per page | 26.90 plus 15.75 per page | 8.05 plus 2.35 per page |
| | (vi) provided on a running basis (i.e. periodically throughout or following the day of the proceedings) | 26.90 plus 11.80 per page | 26.90 plus 23.60 per page | 8.05 plus 3.55 per page |
| | (b) For providing a copy of a transcript, or part of a transcript, if the transcript or part has been provided to the person requesting the copy — | | | |
| | (i) electronic format | 28.10 per copy | 28.10 per copy | 8.45 per copy |
| | (ii) paper copy | 2.80 per page | 2.80 per page | 0.85 per page |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

State Administrative Tribunal Regulations 2004 amended

Part 11

r. 37

| Item | Matter | Column A | Column B | Column C |
|-------------|---|---|----------------------------------|---|
| | | Fee for individual or eligible entity \$ | Fee for entity \$ | Fee for eligible individual \$ |
| 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) | 29.30 | 29.30 | 8.80 |
| 7. | For searching a proceeding or record (other than a search made by or on behalf of a party to the application) | 65.00 | 65.00 | 19.50 |
| 8. | For sealing a summons to a witness | 53.50 | 53.50 | 16.05 |

**Part 12 — Supreme Court (Fees) Regulations 2002
amended**

38. Regulations amended

This Part amends the *Supreme Court (Fees) Regulations 2002*.

39. Regulation 3 amended

In regulation 3 insert in alphabetical order:

grant means a grant of probate or administration with
or without the will, or an order to administer;

metropolitan region has the meaning given in the
Planning and Development Act 2005 section 4(1);

40. Regulation 8D amended

In regulation 8D in the Table:

(a) in item 1 delete “item 12(a)” and insert:

item 13(a)

(b) in item 2 delete “item 13” and insert:

item 14

41. Schedules 1 to 3 replaced

Delete Schedules 1, 2 and 3 and insert:

Schedule 1 — Fees

[r. 4]

Division 1 — General Division fees

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 1. | On filing — | | | |
| | (a) an 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 | 1 730.00 | 3 371.00 | 100.00 |
| | (b) a notice of appeal (whether in draft form or not) | 1 730.00 | 3 371.00 | 100.00 |
| 2. | On filing — | | | |
| | (a) a counterclaim | 1 730.00 | 3 371.00 | 100.00 |
| | (b) a third party notice or a notice under the Rules O. 19 r. 8 | 1 730.00 | 3 371.00 | 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 | 577.00 | 1 130.00 | 100.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 12 Supreme Court (Fees) Regulations 2002 amended

r. 41

| Item | Matter | Column A | Column B | Column C |
|-------------|--|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| (ii) | to limit a period of time within which proceedings may be taken | 577.00 | 1 130.00 | 100.00 |
| (iii) | for leave to serve a writ or notice of a writ out of jurisdiction | 577.00 | 1 130.00 | 100.00 |
| (iv) | to swear to the death of a person | 577.00 | 1 130.00 | 100.00 |
| (v) | for leave to appeal | 577.00 | 1 130.00 | 100.00 |
| (vi) | for leave to issue a subpoena under the <i>Commercial Arbitration Act 2012</i> | 577.00 | 1 130.00 | 100.00 |
| (vii) | in a pending cause or matter in admiralty whether by summons or motion, other than an application by the Marshal | 577.00 | 1 130.00 | 100.00 |

| Item | Matter | Column A Fee for individual or eligible entity \$ | Column B Fee for entity \$ | Column C Fee for eligible individual \$ |
|------|--|--|--|---|
| | (d) another application for which no fee has been provided in this Division | 577.00 | 1 130.00 | 100.00 |
| | Note for this item: The fee in paragraph (c)(vi) is payable only once on the first application in an arbitration. | | | |
| 3. | Commencing an appeal to which the Rules O. 60A r. 4 applies | 1 153.00 | 2 257.00 | 100.00 |
| 4. | Entry for hearing a cause or matter or notice of an appointment to hear an originating summons | 1 730.00 | 3 371.00 | 100.00 |
| 5. | Allocation of hearing date | 1 158.00 for each day allocated | 3 007.00 for each day allocated | 100.00 |
| | Note for this item: See regulation 9. | | | |
| 6. | Daily hearing fee before a Court constituted by a master or 1 or more judges | 1 158.00 | 3 007.00 | Nil |
| | Notes for this item: 1. No fee is payable if the proceedings are of an interlocutory nature. | | | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 12 Supreme Court (Fees) Regulations 2002 amended

r. 41

| Item | Matter | Column A | Column B | Column C |
|-------------|--|---|----------------------------------|---|
| | | Fee for individual or eligible entity \$ | Fee for entity \$ | Fee for eligible individual \$ |
| | 2. The fee is to be paid in respect of the number of hearing days (or part days) greater than the number of hearing days for which a fee has been paid under item 5. | | | |
| | 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 fee becomes payable on a day-to-day basis and is payable before the daily reconvening of the hearing. | | | |
| 7. | (a) On filing before a judge, master or registrar in chambers — | | | |
| | (i) an interlocutory application or summons returnable | 407.00 | 790.00 | 100.00 |
| | (ii) an application for assessment of damages | 407.00 | 790.00 | 100.00 |
| | (iii) an application for summary judgment | 407.00 | 790.00 | 100.00 |
| | (b) On an appointment before a judge, master or registrar — | | | |
| | (i) on a reference for inquiry and report | 407.00 | 790.00 | 100.00 |
| | (ii) to pass accounts | 407.00 | 790.00 | 100.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Supreme Court (Fees) Regulations 2002 amended

Part 12

r. 41

| Item | Matter | Column A Fee for individual or eligible entity \$ | Column B Fee for entity \$ | Column C Fee for eligible individual \$ |
|------|---|--|-------------------------------------|---|
| | (iii) to settle the index of a transcript for use upon the hearing of an appeal | 407.00 | 790.00 | 100.00 |
| | (iv) on a reference to a registrar in admiralty proceedings | 407.00 | 790.00 | 100.00 |
| | (c) On an appointment before a judge, master or registrar for mediation | 407.00 | 790.00 | Nil |

Notes for this item:

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.
 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.
 3. The fee includes the first day of the hearing of the application or summons and includes any adjournment of the hearing.
 4. The fee is payable in respect of an application for liberty to apply to relist.
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

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 12 Supreme Court (Fees) Regulations 2002 amended

r. 41

| Item | Matter | Column A Fee for individual or eligible entity \$ | Column B Fee for entity \$ | Column C Fee for eligible individual \$ |
|------|--|--|---|--|
| | <p>days listed, the fee prescribed in item 7 is payable for each additional day or part of a day of a hearing.</p> <p>Note for this item:</p> <p style="padding-left: 40px;">The daily fee becomes payable on a day-to-day basis and is payable before the daily reconvening of the hearing.</p> | | | |
| 9. | <p>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 a costs assessment under the <i>Legal Profession Uniform Law (WA)</i> —</p> | | | |
| | (a) lodgment fee | 563.00 | 1 089.00 | 100.00 |
| | (b) on the setting of an appointment to tax a bill of costs — an additional fee at the rate of | 2.50% | 2.50% | |

Notes for this item:

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 paragraph (b) of the amount found due on taxation.

| Item | Matter | Column A Fee for individual or eligible entity \$ | Column B Fee for entity \$ | Column C Fee for eligible individual \$ |
|------|---|--|-------------------------------------|---|
| 3. | If the parties agree on the bill of costs in a cause or matter or under the <i>Legal Profession Uniform Law (WA)</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 — | | | |
| | (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 days or more before the day of the appointment — 80%. | | | |
| 10. | On filing an application under the <i>Legal Profession Uniform Law (WA)</i> section 205(1) for a review of a costs assessment, where the review is by a judge | 563.00 | 1 089.00 | 100.00 |
| 11. | For searching a proceeding or record (other than a search made by or on behalf of a party to the proceeding) — | | | |
| | (a) if the search is made by a recognised service approved by the Attorney General | 2.60 | 2.60 | 2.60 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 12 Supreme Court (Fees) Regulations 2002 amended

r. 41

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | (b) otherwise | 58.50 | 58.50 | 17.55 |
| 12. | (a) On an application to produce records or documents that are required to be produced to a court, tribunal, arbitrator or umpire | 85.50 | 85.50 | 25.60 |
| | (b) If an officer is required to attend at a court or place out of the Supreme Court building — | | | |
| | (i) the officer's reasonable expenses | | | |
| | (ii) in addition, for each hour or part of an hour the officer is necessarily absent from the officer's office | 115.00 | 115.00 | 34.50 |

| Item | Matter | Column A | Column B | Column C |
|-------------|--|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 13. | (a) For a copy of a document or an exhibit, including marking as an office copy if required, for each page or part of a page | 2.45 | 2.45 | 0.75 |
| | (b) For a copy of reasons for judgment — | | | |
| | (i) for each copy issued to a person who is not a party to the proceedings | 20.30 | 20.30 | 6.10 |
| | (ii) for each copy in excess of 1 copy issued to a party to the proceedings | 20.30 | 20.30 | 6.10 |
| | (iii) for each copy consisting of 10 or more pages an additional fee per page | 2.60 | 2.60 | 0.80 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 12 Supreme Court (Fees) Regulations 2002 amended

r. 41

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|---------------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | (c) For certifying under seal that a document is a true copy — an additional fee | 28.10 | 28.10 | 8.45 |
| | (d) For a certificate under the hand of a registrar | 41.30 | 41.30 | 12.40 |
| | (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 | 114.50 | 114.50 | 34.40 |
| 14. | (a) For providing a transcript, or part of a transcript — | | | |
| | (i) provided within 1 day after the day on which the fee is paid | 26.90 plus 11.10 per page | 26.90 plus 22.20 per page | 8.05 plus 3.35 per page |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Supreme Court (Fees) Regulations 2002 amended

Part 12

r. 41

| Item | Matter | Column A | Column B | Column C |
|-------------|--|--|---------------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| (ii) | provided within 2 days after the day on which the fee is paid | 26.90 plus 10.20 per page | 26.90 plus 20.30 per page | 8.05 plus 3.05 per page |
| (iii) | provided within 4 days after the day on which the fee is paid | 26.90 plus 9.60 per page | 26.90 plus 19.40 per page | 8.05 plus 2.90 per page |
| (iv) | provided within 7 days after the day on which the fee is paid | 26.90 plus 9.30 per page | 26.90 plus 18.45 per page | 8.05 plus 2.80 per page |
| (v) | provided within 14 days after the day on which the fee is paid | 26.90 plus 7.85 per page | 26.90 plus 15.75 per page | 8.05 plus 2.35 per page |
| (vi) | provided on a running basis (i.e. periodically throughout or following the day of the proceedings) | 26.90 plus 11.80 per page | 26.90 plus 23.60 per page | 8.05 plus 3.55 per page |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 12 Supreme Court (Fees) Regulations 2002 amended

r. 41

| Item | Matter | Column A | Column B | Column C |
|-------------|--|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | (b) For providing a copy of a transcript, or part of a transcript, if the transcript or part has been provided to the person requesting the copy — | | | |
| | (i) electronic format | 28.10 per copy | 28.10 per copy | 8.45 per copy |
| | (ii) paper copy | 2.80 per page | 2.80 per page | 0.85 per page |
| 15. | On filing an application for admission by the Supreme Court | 464.00 | N/A | N/A |
| 16. | On commencing an appeal under the Rules O. 75A r. 2B for — | | | |
| | (a) an appeal under the <i>Legal Profession Uniform Law (WA)</i> section 26(1) against a refusal of the Legal Practice Board to issue a compliance certificate | 1 117.00 | N/A | 100.00 |

| Item | Matter | Column A Fee for individual or eligible entity \$ | Column B Fee for entity \$ | Column C Fee for eligible individual \$ |
|------|--|--|-------------------------------------|---|
| | (b) an appeal under the <i>Legal Profession Uniform Law (WA)</i> section 26(2) against a revocation by the Legal Practice Board of a compliance certificate | 1 117.00 | N/A | 100.00 |
| | (c) an appeal under the <i>Legal Profession Uniform Law (WA)</i> section 27 against a refusal of the Legal Practice Board to make a declaration of early assessment of suitability | 1 117.00 | N/A | 100.00 |
| 17. | On commencing an appeal under the <i>Legal Profession Uniform Law (WA)</i> section 247 against a decision of the Legal Contribution Trust on a claim | 1 117.00 | 2 186.00 | 100.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 12 Supreme Court (Fees) Regulations 2002 amended

r. 41

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 18. | On commencing an appeal under the <i>Legal Profession Uniform Law (WA)</i> section 248 against a failure of the Legal Contribution Trust to determine a claim | 1 117.00 | 2 186.00 | 100.00 |

Division 2 — Court of Appeal fees

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 1. | On filing an appeal notice | 288.00 | 749.00 | 86.50 |
| 2. | On filing — | | | |
| | (a) appellant's case | 4 348.00 | 11 301.00 | 100.00 |
| | (b) respondent's case | 4 348.00 | 11 301.00 | 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 | 577.00 | 1 130.00 | 100.00 |

| Item | Matter | Column A | Column B | Column C |
|-------------|---|--|-----------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 4. | (a) On filing an application in an appeal for an interim order or to amend or cancel an interim order | 407.00 | 790.00 | 100.00 |
| | (b) On an appointment before a judge or registrar to settle the appeal book index | 407.00 | 790.00 | 100.00 |
| | (c) On an appointment before a registrar for mediation | 407.00 | 790.00 | Nil |
| | Notes for this item: | | | |
| | 1. The fee includes the first day of the hearing of the matter and an adjournment of the matter. | | | |
| | 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. | | | |
| | 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. | | | |
| 5. | Setting down fee | 1 452.00 | 2 820.00 | 100.00 |
| | Notes for this item: | | | |
| | 1. The fee is payable when the appeal book is filed. | | | |
| | 2. The fee includes the fee for the first day of hearing. | | | |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 12 Supreme Court (Fees) Regulations 2002 amended

r. 41

| Item | Matter | Column A | Column B | Column C |
|-------------|--|--|--|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| 6. | Allocation of hearing date | 1 158.00 for each day allocated | 3 007.00 for each day allocated | Nil |
| | Note for this item: The 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. | | | |
| 7. | Daily hearing fee | 1 158.00 | 3 007.00 | Nil |
| | Notes for this item: | | | |
| | 1. The fee is not payable in relation to an application for, or to amend or cancel, an interim order. | | | |
| | 2. The fee is payable for each additional day or part of a day that a hearing proceeds beyond the number of days for which a fee has been paid under item 6. | | | |
| | 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. | | | |
| 8. | For searching a proceeding or record (other than a search made by or on behalf of a party to an appeal) — | | | |
| | (a) if the search is made by a recognised service approved by the Attorney General | 2.35 | 2.35 | 2.35 |
| | (b) otherwise | 58.50 | 58.50 | 17.55 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Supreme Court (Fees) Regulations 2002 amended

Part 12

r. 41

| 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 or an exhibit, including marking as an office copy if required — for each page or part of a page | 2.45 | 2.45 | 0.75 |
| | (b) For a copy of reasons for judgment — | | | |
| | (i) for each copy issued to a person who is not a party to the appeal | 20.40 | 20.40 | 6.10 |
| | (ii) for each copy in excess of 1 copy issued to a party to the appeal | 20.40 | 20.40 | 6.10 |
| | (iii) for each copy consisting of more than 10 pages an additional fee per page | 2.60 | 2.60 | 0.80 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 12 Supreme Court (Fees) Regulations 2002 amended

r. 41

| Item | Matter | Column A | Column B | Column C |
|-------------|--|--|---------------------------|------------------------------------|
| | | Fee for individual or eligible entity | Fee for entity | Fee for eligible individual |
| | | \$ | \$ | \$ |
| | (c) For certifying under seal that a document is a true copy — an additional fee | 27.20 | 27.20 | 8.15 |
| | (d) For a certificate under the hand of a registrar | 55.00 | 55.00 | 16.50 |
| 10. | (a) For providing a transcript, or part of a transcript — | | | |
| | (i) provided within 1 day after the day on which the fee is paid | 26.90 plus 11.10 per page | 26.90 plus 22.20 per page | 8.05 plus 3.35 per page |
| | (ii) provided within 2 days after the day on which the fee is paid | 26.90 plus 10.20 per page | 26.90 plus 20.30 per page | 8.05 plus 3.05 per page |
| | (iii) provided within 4 days after the day on which the fee is paid | 26.90 plus 9.60 per page | 26.90 plus 19.40 per page | 8.05 plus 2.90 per page |
| | (iv) provided within 7 days after the day on which the fee is paid | 26.90 plus 9.30 per page | 26.90 plus 18.45 per page | 8.05 plus 2.80 per page |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Supreme Court (Fees) Regulations 2002 amended

Part 12

r. 41

| Item | Matter | Column A Fee for individual or eligible entity \$ | Column B Fee for entity \$ | Column C Fee for eligible individual \$ |
|------|--|--|-------------------------------------|---|
| | (v) provided within 14 days after the day on which the fee is paid | 26.90 plus 7.85 per page | 26.90 plus 15.75 per page | 8.05 plus 2.35 per page |
| | (vi) provided on a running basis (i.e. periodically throughout or following the day of the proceedings) | 26.90 plus 11.80 per page | 26.90 plus 23.60 per page | 8.05 plus 3.55 per page |
| | (b) For providing a copy of a transcript, or part of a transcript, if the transcript or part has been provided to the person requesting the copy — | | | |
| | (i) electronic format | 28.10 per copy | 28.10 per copy | 8.45 per copy |
| | (ii) paper copy | 2.80 per page | 2.80 per page | 0.85 per page |

Schedule 2 — Sheriff's fees

[r. 4]

| Item | Matter | Fee \$ |
|-------------|--|-------------------|
| 1. | On the execution of an arrest warrant — | |
| | (a) for arresting the person | 185.50 |
| | (b) for conveying the person to a court or a custodial place and releasing the person from arrest or custody | 184.00 |
| | (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 | 48.60 |
| | Notes for this item: | |
| | 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. | |
| | 2. The fee under paragraph (a) includes the costs of — | |
| | (a) receiving and printing the warrant; and | |
| | (b) attendances and inquiries before attempting arrest; and | |
| | (c) giving any notice; and | |
| | (d) making any report. | |
| 2. | For the service of a writ, application, summons, originating process, notice or order of the Court or other process requiring service | 103.50 |
| | Notes for this item: | |
| | 1. The fee is payable whether or not the service is successful and covers up to 3 attempts at service at the same address. | |
| | 2. The fee includes the costs of receiving and printing the process. | |

| Item | Matter | Fee \$ |
|------|--|----------------------------|
| 3. | If it is necessary to travel to execute a warrant or other process, serve a writ, summons, order of the Court, other process or document, make an arrest or for all attempts, attendances and inspections, from the Sheriff's office or nearest bailiff's office — | |
| | (a) for each kilometre travelled (1 way) in the metropolitan region | 2.50 |
| | (b) for each kilometre travelled (1 way) outside the metropolitan region | 2.80 |
| | Note for this item: If more than 1 process or document is executed or served by the Sheriff or a bailiff at the same time on the same person, or on different persons at the same address, only 1 fee for kilometres travelled is chargeable. | |
| 4. | Fee to the Sheriff for attending a view — per hour or part of an hour | 97.00 |
| 5. | (a) For striking a jury and preparing a jury panel | 313.00 |
| | (b) For attendance of Sheriff's officer at hearing (per day or part of a day) | The reasonable amount paid |

Schedule 3 — Probate fees

[r. 4]

| Item | Matter | Fee \$ |
|------|--|-----------|
| 1. | On filing an application for an original grant, or for a second or subsequent grant in relation to the same deceased, or to reseal a foreign grant | 370.00 |

**Attorney General Regulations Amendment (Fees and Charges)
Regulations 2023**

Part 12 Supreme Court (Fees) Regulations 2002 amended

r. 41

| Item | Matter | Fee \$ |
|-------------|--|-------------------|
| | Note for this item: The fee covers — | |
| | (a) all documents filed in support of the application; and | |
| | (b) preparation of the necessary copies of documents including a will (if any) required for the grant and Court files; and | |
| | (c) the issue of the grant. | |
| 2. | For depositing a will of a deceased person in the Registry (including renunciation of executor) | 114.50 |
| 3. | For depositing a will or instrument under the <i>Wills Act 1970</i> s. 44(1) | 114.50 |
| 4. | (a) For the supply of copies of a will or other document, including marking as an office copy if required — for each page | 2.45 |
| | (b) For certifying under seal that a copy of a document is a true copy — an additional fee | 28.10 |
| 5. | (a) For an exemplification of a grant (in addition to the fee payable under item 4(a)) | 145.00 |
| | (b) For settling and sealing a citation or a subpoena | 145.00 |
| 6. | For a search for and inspection of a document or file of documents | 58.50 |

K. COLLERAN, Clerk of the Executive Council

© State of Western Australia 2023.
This work is licensed under a Creative Commons Attribution 4.0 International Licence (CC BY 4.0).
To view relevant information and for a link to a copy of the licence, visit www.legislation.wa.gov.au.
Attribute work as: © State of Western Australia 2023.
By Authority: GEOFF O. LAWN, Government Printer