



Queensland

*Queensland Civil and Administrative Tribunal Act 2009*

# Queensland Civil and Administrative Tribunal Regulation 2009

Reprinted as in force on 14 October 2010

Reprint No. 2F

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This regulation is reprinted as at 14 October 2010. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

## Spelling

The spelling of certain words or phrases may be inconsistent in this reprint or with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, ‘lodgement’ has replaced ‘lodgment’). Variations of spelling will be updated in the next authorised reprint.

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If the date of an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

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Queensland

# Queensland Civil and Administrative Tribunal Regulation 2009

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# Queensland Civil and Administrative Tribunal Regulation 2009

[as amended by all amendments that commenced on or before 14 October 2010]

## Part 1 Preliminary

### 1 Short title

This regulation may be cited as the *Queensland Civil and Administrative Tribunal Regulation 2009*.

### 2 Commencement

This regulation commences on 31 July 2009.

### 3 Definitions

The dictionary in schedule 3 defines particular terms used in this regulation.

## Part 2 Oath of office

### 4 Oath of office

(1) For section 228(2) of the Act, the oath is as follows—

‘I, [name] swear I will discharge the functions of the office of [title of office] of the Queensland Civil and Administrative Tribunal to the best of my knowledge and ability and that I will treat everyone fairly and without bias according to law.

So help me God.’.

[s 5]

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- (2) For section 228(2) of the Act, the affirmation is as follows—
- ‘I, [name] do solemnly sincerely and truly affirm and declare I will discharge the functions of the office of [title of office] of the Queensland Civil and Administrative Tribunal to the best of my knowledge and ability and that I will treat everyone fairly and without bias according to law.’.

## Part 3 Prescribed fees

### 5 Fee for an application for a minor civil dispute—Act, s 38(1)

- (1) The fee for an application to hear a minor civil dispute is as follows—
- (a) if the amount claimed is not more than \$500 or if no amount is claimed—\$20.50;
  - (b) if the amount claimed is more than \$500 but not more than \$1000—\$51;
  - (c) if the amount claimed is more than \$1000 but not more than \$10000—\$92;
  - (d) if the amount claimed is more than \$10000—\$255.
- (2) However, no fee is payable under subsection (1) by a State-related applicant.
- (3) In this section—
- State-related applicant*** means—
- (a) the Sovereign; or
  - (b) the State or a person acting for the State; or
  - (c) an entity whose expenditure is payable, in whole or in part, out of the consolidated fund or a person acting for the entity.

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**6 Fee for an application or referral made under an enabling Act—Act, s 38(1)**

- (1) The fee for an application or referral made under an enabling Act or provision of an enabling Act stated in schedule 1 is as follows—
- (a) for an application or referral made under an Act or provision stated in schedule 1, part 1—\$255;
  - (b) for an application or referral made under an Act or provision stated in schedule 1, part 2—\$175;
  - (c) for an application or referral made under an Act or provision stated in schedule 1, part 3—\$125;
  - (d) for an application or referral made under an Act or provision stated in schedule 1, part 4—\$92;
  - (e) for an application or referral made under an Act or provision stated in schedule 1, part 5—\$75;
  - (f) for an application or referral made under an Act or provision stated in schedule 1, part 6—\$51.25;
  - (g) for an application made under the *Prostitution Act 1999*, section 64A or 64B—\$2050.

*Note—*

If the fee for each application or referral under a particular enabling Act stated in a particular part of schedule 1 is the same, the part states only the enabling Act and not each of its provisions under which an application or referral may be made. Otherwise, the part states the particular provision under which the application or referral may be made.

- (2) However, if an application mentioned in subsection (1) is an application to hear a minor civil dispute, the fee for the application is the fee payable under section 5.

**7 Fee for an application for a proceeding to be reopened—Act, s 138(2)(c)**

- (1) The fee for an application for a proceeding to be reopened (*reopening application*) is—

[s 8]

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- (a) the amount equalling the fee stated in section 5 or 6 for the application or referral that started the proceeding; or
  - (b) if no fee is stated in section 5 or 6 for the application or referral that started the proceeding—
    - (i) for a proceeding started under an enabling Act or provision of an enabling Act stated in schedule 1, part 7—nil; or
    - (ii) otherwise—\$255.
- (2) If the reopening application is refused, the tribunal must refund to the applicant the balance of the fee paid for the reopening application after deducting, as an administration charge, an amount equalling half the fee payable for the reopening application.

## **8 Fee for an appeal to the appeal tribunal—Act, s 143(2)(c)**

- (1) The fee for an appeal to the appeal tribunal against a decision of the tribunal is as follows—
- (a) for an appeal relating to an application or referral made under an Act or provision of an Act stated in schedule 1, part 2—\$350;
  - (b) for an appeal relating to an application or referral made under an Act or provision of an Act stated in schedule 1, part 3—\$250;
  - (c) for an appeal relating to an application or referral made under an Act or provision of an Act stated in schedule 1, part 4—\$185;
  - (d) for an appeal relating to an application or referral made under an Act or provision of an Act stated in schedule 1, part 5—\$150;
  - (e) for an appeal relating to an application or referral made under an Act or provision of an Act stated in schedule 1, part 6—\$102.50;
  - (f) for an appeal relating to an application made under the *Prostitution Act 1999*, section 64A or 64B—\$2050;



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- (g) for an appeal relating to any other application or referral other than an application to hear a minor civil dispute—\$515.
  - (2) However, if the appeal is against a decision of the tribunal in a proceeding for a minor civil dispute, the fee for the appeal is—
    - (a) if the amount claimed is not more than \$10000 or no amount is claimed—\$250; or
    - (b) otherwise—\$500.
  - (3) The fee for an appeal to the appeal tribunal against a decision of another entity under an enabling Act is \$250.
  - (4) If leave to appeal against a decision of the tribunal or of another entity under an enabling Act is required under section 142 of the Act or under an enabling Act, the fee mentioned in subsection (1), (2) or (3) for the appeal must accompany the application for leave.
  - (5) If the application for leave to appeal is refused, the tribunal must refund to the applicant the balance of the fee mentioned in subsection (1), (2) or (3) for the appeal after deducting, as an administration charge, an amount equalling half the fee payable for the appeal.

## **9 Other fees**

Other fees payable under the Act are stated in schedule 2.

## **10 Waiver of fees**

- (1) A person may apply, in the approved form, to the principal registrar for a fee payable under the Act to be waived.
- (2) The principal registrar may waive the payment of a fee if the principal registrar is satisfied payment of the fee would cause, or would be likely to cause, the person undue financial hardship.

[s 10A]

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## **Part 4 Allowances for witnesses and other persons**

### **10A Application of pt 4**

This part does not apply to reviews of reviewable decisions under the following Acts—

- (a) the *Adoption Act 2009*;
- (b) the *Child Protection Act 1999*;
- (c) the *Commission for Children and Young People and Child Guardian Act 2000*.

*Note—*

Section 97(3) of the Act provides that if no fees and allowances are prescribed under a regulation in relation to a proceeding, a person required to attend or produce a document or thing to the tribunal is entitled to be paid the fees and allowances decided by the tribunal.

### **11 Non-professional witness attendance allowance—Act, s 97(3)**

- (1) The allowance payable to a non-professional witness who is given a notice under section 97(1)(a) of the Act is—
  - (a) if the witness is under 16 years—\$34; or
  - (b) if the witness is 16 years or older—\$68;for each day or part of a day of necessary absence from the witness's place of employment, practice or residence to attend a hearing.
- (2) The allowance must be paid to the witness within a reasonable time after the witness attends the hearing as required by the notice mentioned in subsection (1).

### **12 Professional or expert witness attendance allowance—Act, s 97(3)**

- (1) The allowance payable to a professional or expert witness who is given a notice under section 97(1)(a) of the Act is \$210

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for each day of necessary absence from the witness's place of employment, practice or residence to attend a hearing.

- (2) However, if the period for which a professional or expert witness is necessarily absent is 7 hours or less, the amount of the allowance payable is as follows—
  - (a) for an absence of 3 hours or less—\$80;
  - (b) for an absence of more than 3 hours but not more than 4 hours—\$110;
  - (c) for an absence of more than 4 hours but not more than 5 hours—\$135;
  - (d) for an absence of more than 5 hours but not more than 6 hours—\$160;
  - (e) for an absence of more than 6 hours but not more than 7 hours—\$190.
- (3) Also, if the witness is a doctor who is employed under the *Health Services Act 1991* as a health service employee at a public sector hospital in a health service area, the allowance payable for each day or part of a day of necessary absence from the hospital at which the person is employed is \$70.
- (4) The allowance must be paid to the witness within a reasonable time after the witness attends the hearing as required by the notice mentioned in subsection (1).
- (5) Travelling time is to be taken into account for deciding the amount of the allowance under this section.

### **13 Increase if GST payable**

If an amount payable under section 12 is for a supply on which GST is payable, the amount payable under the section is to be increased to take account of the GST.

### **14 Conduct money—Act, s 97(3)**

- (1) A person who is given a notice under section 97(1) of the Act is entitled to be paid an allowance, as conduct money, in an

[s 15]

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amount sufficient to meet the reasonable expenses of complying with the notice.

- (2) If the reasonable expenses involve travel and accommodation expenses, those components of the expenses are to be calculated as stated in sections 15 and 16.
- (3) The conduct money must be paid to the person—
  - (a) at the time the person is given the notice under section 97(1) of the Act; or
  - (b) within a reasonable time before the person is required to comply with the notice.
- (4) Payment of conduct money is in addition to payment of any other amount to which the person is entitled under section 11 or 12.

## **15 Travel expenses**

- (1) For section 14(2), the amount of the travel expenses payable to a person who is given a notice under section 97(1) of the Act is—
  - (a) the amount payable for fares on public transport for return travel between the person's place of employment, practice or residence (whichever is the furthest from the tribunal) and the tribunal; or
  - (b) if there is no public transport available—the amount calculated at the rate per kilometre payable under the *Public Service Act 2008* to a public service employee required to use the employee's private motor vehicle for official purposes, taken to the nearest whole cent.
- (2) If it is reasonable for the person to travel to and from the tribunal by air, the amount of the travel expenses to be paid is the amount payable for economy class air travel by the person to and from the tribunal.
- (3) For calculating travel expenses, in deciding whether public transport is available, regard is to be had to whether a public

transport system operates by which a person could conveniently—

- (a) travel to the tribunal in reasonable time before the person is required to attend a hearing or produce a document or other thing; and
  - (b) return to the person's place of employment, practice or residence (whichever is the furthest from the tribunal) after the person has attended the hearing or produced the document or other thing.
- (4) In this section—

*public transport* means any form of passenger transport that is available for use by the public on payment of a fare.

## 16 Accommodation expenses

For section 14(2), the amount of the accommodation expenses payable to a person who is given a notice under section 97(1) of the Act is the amount calculated at the rate payable under the *Public Service Act 2008* to a public service officer.

## **Schedule 1      Enabling Acts and provisions**

sections 6 and 7

### **Part 1                      Acts and provisions for section 6(1)(a)**

*Architects Act 2002*, section 121(2)

*Associations Incorporation Act 1981*, section 113

*Births, Deaths and Marriages Registration Act 2003*

*Body Corporate and Community Management Act 1997*, section 48(1)(b), 133(2)(b), 149A(b), 149B(2)(b), 178(2)(b) or 304

*Building Act 1975*, section 189(2) or 205(2)

*Building and Construction Industry Payments Act 2004*, section 97

*Casino Control Act 1982*, section 91A(1)

*Charitable and Non-Profit Gaming Act 1999*, section 174(2) or 174(5)

*Classification of Computer Games and Images Act 1995*

*Classification of Films Act 1991*

*Classification of Publications Act 1991*

*Cooperatives Act 1997*

*Crime and Misconduct Act 2001*, section 219G(1) (for any application other than an application by the Crime and Misconduct Commission)

*Debits Tax Repeal Act 2005*

*Dental Technicians Registration Act 2001*

*Domestic Building Contracts Act 2000*, section 18(6)(b), 55(4), 60(3) or 84(2)(b) or (3)(b)

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*Drugs Misuse Act 1986*

*Education (Queensland College of Teachers) Act 2005*, section 215

*Exotic Diseases in Animals Act 1981*, section 33(1)(c) (for any application other than an application by the Minister) or section 34(1)(b)

*Funeral Benefit Business Act 1982*, section 61(6) or 65(9)

*Gaming Machine Act 1991*, section 29(1), (2), (6), (7), (8), (9), (10) or (11)

*Gas Supply Act 2003*

Health Practitioner Regulation National Law (Queensland), section 199

*Health Practitioners (Professional Standards) Act 1999*, section 326(a), 338(1) or 398F

*Higher Education (General Provisions) Act 2008*

*Information Privacy Act 2009*, section 133(1)

*Integrated Resort Development Act 1987*

*Interactive Gambling (Player Protection) Act 1998*, section 249, 250, 251, 252 or 253(1)

*Interactive Gambling (Player Protection) Regulation 1998*

*Keno Act 1996*, section 228, 229, 230, 231, 232 or 233(1)

*Legal Profession Act 2007*, section 26(4)(b), 51(9), 54(2)(b), 54(4)(b), 61(3)(b), 69(3)(b), 70(3), 76(3)(b), 87(5), 183(4)(b), 185(7)(b), 188(3)(b), 194(3)(b), 195(3)(b), 208(4)(b), 278(6), 328(1), 375(1)(c), 392(1), 393(1) or 469(1) (in relation to section 469(1), for any application other than an application by the Legal Services Commissioner)

*Liquor Act 1992*, section 30(1) (for any application other than an application by a person who made an objection in the proceeding in which the decision was made)

*Liquor Regulation 2002*

*Lotteries Act 1997*

*Medical Radiation Technologists Registration Act 2001*  
*Medical Radiation Technologists Registration Regulation 2002*  
*Motor Accident Insurance Act 1994*  
*Occupational Therapists Registration Act 2001*  
*Pest Management Act 2001*, section 108  
*Petroleum and Gas (Production and Safety) Act 2004*  
*Pharmacists Registration Act 2001*  
*Plumbing and Drainage Act 2002*, section 129(2)  
*Private Health Facilities Act 1999*, section 131  
*Professional Engineers Act 2002*, section 122(2)  
*Queensland Building Services Authority Act 1991*, section 77(1) or 87  
*Racing Act 2002*, section 150(1) or (2) or 242(2)  
*Radiation Safety Act 1999*, section 188  
*Residential Services (Accreditation) Act 2002*, section 159  
*Retirement Villages Act 1999*, section 29(1) or (3)  
*Right to Information Act 2009*, section 121  
*Sanctuary Cove Resort Act 1985*  
*Speech Pathologists Registration Act 2001*  
*Surveyors Act 2003*, section 163(1) or (2)  
*Taxation Administration Act 2001*  
*Tourism Services Act 2003*, section 85  
*Travel Agents Act 1988*  
*Valuers Registration Act 1992*, section 61(1)  
*Veterinary Surgeons Act 1936*, section 22H  
*Victims of Crime Assistance Act 2009*, section 116(7), 125(2) or 190(7)  
*Wagering Act 1998*, section 291, 292, 293, 294, 295 or 296



**Part 2**                      **Acts and provisions for section 6(1)(b)**

*Fisheries Act 1994*

*Property Agents and Motor Dealers Act 2000, section 501*

*Retail Shop Leases Act 1994, section 22E*

**Part 3**                      **Acts and provisions for section 6(1)(c)**

*Adult Proof of Age Card Act 2008*

*Agricultural Chemicals Distribution Control Act 1966*

*Agricultural Chemicals Distribution Control Regulation 1998*

*Agricultural Standards Act 1994, section 51*

*Animal Care and Protection Act 2001, section 198A*

*Animal Management (Cats and Dogs) Act 2008, section 188*

*Apiaries Regulation 1998*

*Biodiscovery Act 2004*

*Casino Control Act 1982, section 91A(2)*

*Charitable and Non-Profit Gaming Act 1999, section 174(4)*

*Chemical Usage (Agricultural and Veterinary) Control Act 1988*

*Clean Energy Act 2008*

*Community Ambulance Cover Act 2003*

*Dangerous Goods Safety Management Act 2001*

*Dangerous Goods Safety Management Regulation 2001, section 116*

*Disaster Management Act 2003*

*Duties Act 2001*

*Education (General Provisions) Act 2006*, section 139, 394, 397 or 402(1)

*Education (Overseas Students) Act 1996*

*Education (Queensland Studies Authority) Regulation 2002*

*Electricity Act 1994*, section 219(1)

*Electricity Regulation 2006*, section 212(a) or (b)

*Explosives Act 1999*, section 111

*Financial Intermediaries Act 1996*

*First Home Owner Grant Act 2000*

*Food Act 2006*, section 241

*Food Production (Safety) Act 2000*

*Gaming Machine Act 1991*, section 29(3), (4) or (5)

*Health (Drugs and Poisons) Regulation 1996*

*Interactive Gambling (Player Protection) Act 1998*, section 253(2)

*Introduction Agents Act 2001*

*Keno Act 1996*, section 233(2)

*Land Protection (Pest and Stock Route Management) Act 2002*

*Liquid Fuel Supply Act 1984*

*Local Government Act 1993*, section 942 or 999

*Marine Parks Act 2004*, section 121

*Marine Parks Regulation 2006*, section 151

*Nature Conservation (Administration) Regulation 2006*, section 103

*Plant Protection Act 1989*

*Property Agents and Motor Dealers Act 2000*, section 483

*Public Health Act 2005*

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*Public Health (Infection Control for Personal Appearance Services) Act 2003, section 124*

*Queensland Heritage Act 1992*

*Recreation Areas Management Act 2006, section 210*

*Second-hand Dealers and Pawnbrokers Act 2003*

*Security Providers Act 1993*

*South Bank Corporation Act 1989*

*Stock Act 1915*

*Tow Truck Act 1973*

*Trade Measurement Act 1990*

*Transport Infrastructure Act 1994*

*Transport Infrastructure (Dangerous Goods by Rail) Regulation 2008*

*Transport Operations (Marine Pollution) Act 1995*

*Transport Operations (Marine Safety) Act 1994*

*Transport Operations (Passenger Transport) Act 1994*

*Transport Operations (Road Use Management) Act 1995*

*Transport Operations (Road Use Management—Fatigue Management) Regulation 2008*

*Transport (Rail Safety) Act 2010*

*Vegetation Management Act 1999*

*Vocational Education, Training and Employment Act 2000*

*Wagering Act 1998, section 297*

*Water Act 2000, section 877(1)(a) or (c)*

*Water Supply (Safety and Reliability) Act 2008, section 517(1)(b)*

*Weapons Act 1990*

## **Part 4**                      **Acts and provisions for section 6(1)(d)**

*Agricultural Standards Act 1994*, section 50(1)

*Animal Care and Protection Act 2001*, section 196(2)

*Animal Management (Cats and Dogs) Act 2008*, section 184(2)

*Associations Incorporation Act 1981*, section 111(1)

*Building and Construction Industry Payments Act 2004*, section 96(1)

*Community Services Act 2007*, section 95(3) or 97(2)

*Dangerous Goods Safety Management Regulation 2001*, section 115(1)

*Disability Services Act 2006*, section 108(1), 113(2)(a), 210(4) or 212(2)

*Electricity Act 1994*, section 216(1)

*Electricity Regulation 2006*, section 210(1)

*Explosives Act 1999*, section 110(1)

*Food Act 2006*, section 240(1)

*Guide, Hearing and Assistance Dogs Act 2009*

*Legal Profession Act 2007*, section 62(3)(a) or 189(3)(a)

*Liquor Act 1992*, section 30(1) (for an application by a person who made an objection in the proceeding in which the decision was made)

*Marine Parks Act 2004*, section 120(1)

*Marine Parks Regulation 2006*, section 150(1)

*Nature Conservation (Administration) Regulation 2006*, section 102(1)

*Pest Management Act 2001*, section 107(1)

*Private Health Facilities Act 1999*, section 130(1)

*Property Agents and Motor Dealers Act 2000*, section 511(1)

*Public Health (Infection Control for Personal Appearance Services) Act 2003*, section 123(1)

*Radiation Safety Act 1999*, section 187(1)

*Recreation Areas Management Act 2006*, section 209(1)

*Residential Services (Accreditation) Act 2002*, section 157(4)

*Transport Planning and Coordination Act 1994*, section 32(1)

*Water Act 2000*, section 865(1)(a)

*Water Supply (Safety and Reliability) Act 2008*, section 516(2)(b)

## **Part 5**                      **Acts and provisions for section 6(1)(e)**

*Casino Control Act 1982*, section 91A(3)

*Child Care Act 2002*

*Fire and Rescue Service Act 1990*

## **Part 6**                      **Acts and provisions for section 6(1)(f)**

*Manufactured Homes (Residential Parks) Act 2003*

*Retirement Villages Act 1999*, section 157 (an application to the principal registrar to have a retirement village dispute referred to mediation), 167, 169(2), 170(2) or 171(2)

**Part 7**

**Acts and provisions for section  
7(1)(b)(i)**

*Adoption Act 2009*

*Anti-Discrimination Act 1991*

*Child Protection Act 1999*

*Commission for Children and Young People and Child  
Guardian Act 2000*

*Disability Services Act 2006, section 123ZK(8) or 123ZN(5)*

*Guardianship and Administration Act 2000*

*Powers of Attorney Act 1998*

## Schedule 2      Other fees

### section 9

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#### Inspection of register or record for a proceeding

- |   |  |       |
|---|--|-------|
| 1 | Fee for inspecting the register (under section 229(4)(a) of the Act) or the record for a proceeding (under section 230(3)(a) of the Act), other than an inspection made by a party to a proceeding of the part of the register relating to the proceeding or the record kept for the proceeding—   |       |
|   | (a) for each hour or part of an hour . . . . .   | 13.50 |
|   | (b) maximum fee for a day . . . . .  | 53.00 |
| 2 | Additional fee for inspecting the register or the record for a proceeding (other than an inspection made by a party to a proceeding of the part of the register relating to the proceeding or the record kept for the proceeding) if the register or record, or part of the register or record, must be retrieved from off-site storage, for each box retrieved— |       |
|   | (a) 1 box . . . . .  | 29.00 |
|   | (b) 2 boxes . . . . .  | 32.50 |
|   | (c) 3 or more boxes . . . . .  | 36.00 |

#### Copying of register or record for a proceeding

- |   |   |      |
|---|---|------|
| 3 | Fee for a black and white copy of part of the register (under section 229(4)(b) of the Act) or part of a record for a proceeding (under section 230(3)(b) of the Act), other than a plan or drawing, for each page— |      |
|   | (a) for less than 20 pages . . . . .  | 1.60 |
|   | (b) for 20 to 50 pages . . . . .  | 1.40 |
|   | (c) for more than 50 pages . . . . .  | 1.00 |

Schedule 2

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		\$
4	Fee for a colour copy of part of the register or part of a record for a proceeding, other than a plan or drawing, for each page—	
	(a) for an A4 page . . . . .	4.70
	(b) for an A3 page . . . . .	5.00
5	Fee for a copy of part of the register or part of a record for a proceeding that is a plan or drawing, for each page—	
	(a) for an A3 page . . . . .	4.10
	(b) for an A2 page . . . . .	5.10
	(c) for an A1 page . . . . .	6.60
	<b>Other</b>	
6	Fee for application (under section 63(5) of the Act) for an order requiring a person who is not a party to a proceeding to produce a document or thing to the tribunal or a party to a proceeding . . . . .	16.00
7	Fee for application (under section 97(2) of the Act) for a notice requiring a person to attend at a stated hearing of a proceeding to give evidence or produce a stated document or other thing to the tribunal . . . . .	16.00



	\$
8	Fee for an officer of the tribunal to accompany a record or document at a place out of a registry of the tribunal, for each day or part of a day the officer is necessarily absent from the registry .....
	150.00 plus the officer's reasonable travel and other expenses
9	Fee for supplying a certificate as to the correctness of a matter in the register .....
	49.50 in addition to any other fee under items 3–5

## **Schedule 3      Dictionary**

### section 3

*expert witness* means a witness who attends a hearing to give evidence of an expert nature.

*non-professional witness* means a witness who attends a hearing to give evidence of a non-professional nature.

*professional witness* means a witness who attends a hearing to give evidence of a professional nature.

# Endnotes

## 1 Index to endnotes

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## 2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 14 October 2010. Future amendments of the Queensland Civil and Administrative Tribunal Regulation 2009 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

## 3 Key

### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

## 4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	31 July 2009	
1A	2009 SL No. 240 2009 SL No. 278	1 December 2009	
2	2009 SL No. 278	2 December 2009	
2A	2010 SL No. 6	29 January 2010	
2B	2009 SL No. 278	1 February 2010	
2C	2010 SL No. 108 2010 SL No. 155	1 July 2010	
2D	2010 SL No. 230	27 August 2010	
2E	2010 SL No. 167	1 September 2010	
2F	2010 Act No. 42	14 October 2010	

## 5 List of legislation

### **Queensland Civil and Administrative Tribunal Regulation 2009 SL No. 160**

made by the Governor in Council on 30 July 2009

notfd gaz 31 July 2009 pp 1231–2

commenced on date of notification (see s 2)

exp 1 September 2019 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

### **Queensland Civil and Administrative Tribunal and Other Legislation Amendment Regulation (No. 1) 2009 SL No. 240 pts 1–2**

notfd gaz 30 October 2009 pp 657–8

ss 1–2 commenced on date of notification

remaining provisions commenced 1 December 2009 (see s 2)

### **Queensland Civil and Administrative Tribunal Amendment Regulation (No. 1) 2009 SL No. 278**

notfd gaz 27 November 2009 pp 1001–6

ss 1–3 commenced on date of notification

s 13 commenced 2 December 2009 (see s 2(2))

s 14 commenced 1 February 2010 (see s 2(3) and 2009 SL No. 275)

remaining provisions commenced 1 December 2009 immediately after the commencement of the Queensland Civil and Administrative Tribunal and Other

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Legislation Amendment Regulation (No. 1) 2009 (see s 2(1) and 2009 SL No. 240)

**Queensland Civil and Administrative Tribunal Amendment Regulation (No. 1) 2010 SL No. 6**

notfd gaz 29 January 2010 pp 233–4  
commenced on date of notification

**Health and Other Legislation Amendment Regulation (No. 1) 2010 SL No. 108 pts 1, 13**

notfd gaz 11 June 2010 pp 459–61  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2010 (see s 2)

**Justice Legislation (Fees) Amendment Regulation (No. 1) 2010 SL No. 155**

notfd gaz 25 June 2010 pp 823–30  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2010 (see s 2)

**Transport (Rail Safety) Regulation 2010 SL No. 167 ss 1–2, pt 7 div 1**

notfd gaz 2 July 2010 pp 1033–7  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 September 2010 (see s 2)  
Note—A national regulatory impact statement was prepared.

**Retail Shop Leases and Another Regulation Amendment Regulation (No. 1) 2010 SL No. 230 s 1, pt 3**

notfd gaz 27 August 2010 pp 1520–4  
commenced on date of notification

**Justice and Other Legislation Amendment Act 2010 No. 42 ss 1, pt 30**

date of assent 14 October 2010  
commenced on date of assent

## **6 List of annotations**

### **PART 1—PRELIMINARY**

**pt hdg** ins 2009 SL No. 240 s 4(1)

#### **Definitions**

**s 3** (prev s 2A) ins 2009 SL No. 278 s 4  
renum 2009 SL No. 278 s 11

### **PART 2—OATH OF OFFICE**

**pt hdg** ins 2009 SL No. 240 s 4(2)

#### **Oath of office**

**s 4** (prev s 3) renum 2009 SL No. 278 s 11

### **PART 3—PRESCRIBED FEES**

**pt hdg** ins 2009 SL No. 240 s 5

Endnotes

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**Fee for an application for a minor civil dispute—Act, s 38(1)**

s 5 (prev s 4) ins 2009 SL No. 240 s 5  
renum 2009 SL No. 278 s 11  
sub 2010 SL No. 155 s 3 sch

**Fee for an application or referral made under an enabling Act—Act, s 38(1)**

s 6 (prev s 5) ins 2009 SL No. 240 s 5  
amd 2009 SL No. 278 s 5  
renum 2009 SL No. 278 s 11  
amd 2010 SL No. 155 s 3 sch

**Fee for an application for a proceeding to be reopened—Act, s 138(2)(c)**

s 7 (prev s 6) ins 2009 SL No. 240 s 5  
amd 2009 SL No. 278 s 6  
renum 2009 SL No. 278 s 11  
amd 2010 SL No. 155 s 3 sch

**Fee for an appeal to the appeal tribunal—Act, s 143(2)(c)**

s 8 (prev s 7) ins 2009 SL No. 240 s 5  
amd 2009 SL No. 278 s 7  
renum 2009 SL No. 278 s 11  
amd 2010 SL No. 155 s 3 sch

**Other fees**

s 9 (prev s 8) ins 2009 SL No. 240 s 5  
renum 2009 SL No. 278 s 11

**Waiver of fees**

s 10 (prev s 9) ins 2009 SL No. 240 s 5  
renum 2009 SL No. 278 s 11

**PART 4—ALLOWANCES FOR WITNESSES AND OTHER PERSONS**

pt hdg ins 2009 SL No. 240 s 5

**Application of pt 4**

s 10A ins 2010 SL No. 155 s 3 sch

**Non-professional witness attendance allowance—Act, s 97(3)**

s 11 (prev s 10) ins 2009 SL No. 240 s 5  
amd 2009 SL No. 278 s 8  
renum 2009 SL No. 278 s 11  
amd 2010 SL No. 155 s 3 sch

**Professional or expert witness attendance allowance—Act, s 97(3)**

s 12 (prev s 11) ins 2009 SL No. 240 s 5  
renum 2009 SL No. 278 s 11  
amd 2010 SL No. 155 s 3 sch

**Increase if GST payable**

s 13 (prev s 12) ins 2009 SL No. 240 s 5  
amd 2009 SL No. 278 s 9  
renum 2009 SL No. 278 s 11

**Conduct money—Act, s 97(3)**

- s 14** (prev s 13) ins 2009 SL No. 240 s 5  
sub 2009 SL No. 278 s 10  
renum 2009 SL No. 278 s 11

**Travel expenses**

- s 15** (prev s 14) ins 2009 SL No. 278 s 10  
renum 2009 SL No. 278 s 11

**Accommodation expenses**

- s 16** (prev s 15) ins 2009 SL No. 278 s 10  
renum 2009 SL No. 278 s 11

**PART 5—OTHER PROVISIONS**

- pt hdg** ins 2009 SL No. 240 s 5  
sub 2009 SL No. 278 s 10  
om 2010 Act No. 42 s 179

**Prescribed amount**

- s 17** (prev s 16) ins 2009 SL No. 278 s 10  
renum 2009 SL No. 278 s 11  
om 2010 Act No. 42 s 179

**SCHEDULE 1—ENABLING ACTS AND PROVISIONS**

- sch hdg** amd 2009 SL No. 278 s 12(1)  
**sch 1** ins 2009 SL No. 240 s 6  
amd 2009 SL No. 278 ss 12(2)–(14), 13; 2010 SL No. 6 s 3; 2009 SL No. 278  
s 14; 2010 SL No. 108 s 58; 2010 SL No. 155 s 3 sch; 2010 SL No. 167 s  
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**SCHEDULE 2—OTHER FEES**

- sch hdg** amd 2009 SL No. 278 s 15  
**sch 2** ins 2009 SL No. 240 s 6  
sub 2010 SL No. 155 s 3 sch  
amd 2010 SL No. 230 s 6

**SCHEDULE 3—DICTIONARY**

- sch hdg** amd 2009 SL No. 278 s 16  
**sch 3** ins 2009 SL No. 240 s 6