



Queensland

Justice and Other Legislation (Fees) Amendment Regulation (No. 1) 2007

Subordinate Legislation 2007 No. 275

made under the

Appeal Costs Fund Act 1973

Births, Deaths and Marriages Registration Act 2003

Coroners Act 2003

Electoral Act 1992

Evidence Act 1977

Freedom of Information Act 1992

Integrated Planning Act 1997

Justices Act 1886

Justices of the Peace and Commissioners for Declarations Act 1991

Land Court Act 2000

Legal Profession Act 2007

Property Law Act 1974

Recording of Evidence Act 1962

Small Claims Tribunals Act 1973

State Penalties Enforcement Act 1999

Supreme Court of Queensland Act 1991

Contents

		Page
1	Short title	3
2	Commencement	3
3	Subordinate legislation amended	3
Schedule	Subordinate legislation amended	4
	Appeal Costs Fund Regulation 1999	4
	Births, Deaths and Marriages Registration Regulation 2003	4

*Justice and Other Legislation (Fees) Amendment No. 275, 2007
Regulation (No. 1) 2007*

Coroners Regulation 2003	6
Criminal Practice (Fees) Regulation 2000	7
Electoral Regulation 2002	7
Evidence Regulation 2007	9
Freedom of Information Regulation 2006	9
Integrated Planning Regulation 1998	10
Justices of the Peace and Commissioners for Declarations Regulation 2007	12
Justices Regulation 2004	12
Land Court Regulation 2000	13
Legal Profession Regulation 2007	14
Property Law Regulation 2003	16
Recording of Evidence Regulation 1992	16
Small Claims Tribunals Regulation 2005	17
State Penalties Enforcement Regulation 2000	18
Uniform Civil Procedure (Fees) Regulation 1999	18

1 Short title

This regulation may be cited as the *Justice and Other Legislation (Fees) Amendment Regulation (No. 1) 2007*.

2 Commencement

This regulation commences on 26 November 2007.

3 Subordinate legislation amended

The schedule amends the subordinate legislation mentioned in it.

Schedule (continued)

		section 20
		\$
1	Application to register a birth in the circumstances mentioned in—	
	(a) section 6(1)(b)(ii) of the Act	14.50
	(b) section 7(2) of the Act	19.00
	(c) section 7(3)(b) of the Act	14.50
	(d) section 9(3) of the Act	3.50
2	Application to change a child's first name under section 13 of the Act	14.50
3	Application to register a change of name under section 16(1) or 17 of the Act	94.00
4	Application to—	
	(a) note a change of name under section 20 of the Act	27.00
	(b) reregister a birth or adoption under section 14(3)(b) of the Act	50.00
5	Application to—	
	(a) note a reassignment of sex under section 23 of the Act; and	
	(b) reregister a birth or adoption under section 14(2) of the Act	77.00
6	Application to correct a register under section 42(2)(c) of the Act	14.50
7	Application for information under section 44(1)(a) of the Act by searching the index or register for an event—for each event under 1 name, for each 5 year period or part of a 5 year period searched	17.00
8	Application for—	
	(a) a certificate under section 44(1)(a) of the Act .	26.00
	(b) a copy of a document under section 44(1)(b) of the Act	41.00
9	Giving priority to—	

Schedule (continued)

		\$
(a)	registering a change of name	69.00 (in addition to any other fee)
(b)	searching the index or register for an event . . .	20.00 (in addition to any other fee)
(c)	issuing a certificate	20.00 (in addition to any other fee)
10	Certifying a photocopy of information or a document.	41.00’.

Coroners Regulation 2003

1 Section 6—

omit, insert—

‘6 Investigation document fee

‘The fees for copies of an investigation document are as follows—

- (a) first copy—each page—\$1.70;
- (b) maximum fee for first copy—\$50.00;
- (c) additional copy—each page—\$0.50;
- (d) maximum fee for additional copy—\$20.00’.

Schedule (continued)

Criminal Practice (Fees) Regulation 2000

1 Schedule—
omit, insert—

‘Schedule Fees

section 2

	\$
1 Inspecting an exhibit, other than a document, under rule 56(1).	12.50
2 Searching or inspecting a court file or document under rule 57(1)(a)	12.50
3 Obtaining a certified copy under rule 57(1)(b)	46.10
4 Preparing and copying appeal record book under rule 97—	
(a) first copy—each page	1.70
(b) additional copy—each page.	0.50
(c) binding appeal record book—each book.	7.40
5 Copying a document or part of it—	
(a) first copy—each page	1.70
(b) maximum fee for first copy	50.00
(c) additional copy—each page.	0.50
(d) maximum fee for additional copy	20.00’.

Electoral Regulation 2002

1 Schedule 2—
omit, insert—

Schedule (continued)

‘Schedule 2 Fees

section 7

\$

- | | | |
|---|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|
| 1 | Supply under section 60(3) of the Act of a printed version of the publicly available part of an electoral roll | 11.50 |
| 2 | Supply under section 61(6) of the Act to a local government of a computer disk or computer tape version of an entire electoral roll for an electoral district wholly or partly within the local government’s area | 329.50
plus the
additional
applicable
amount |
| 3 | Supply under section 61(7) of the Act to a local government of changes to the most recent computer disk or computer tape version of the entire electoral roll for an electoral district wholly or partly within the local government’s area, for each calendar year. | 329.50
plus the
additional
applicable
amount |
| 4 | In this schedule—

<i>additional applicable amount</i> means \$25.80 for each 1000 (or part of 1000) electors enrolled for the local government area as at 31 August immediately before the application for supply.’. | |

Schedule (continued)

Evidence Regulation 2007

1 Section 5(2)(b), ‘\$33.00’—

omit, insert—

‘\$33.95’.

2 Section 5(3)(a)—

omit, insert—

‘(a) if a copy or extract is a photocopy in A4 size, the following—

(i) first copy—each page—\$1.70;

(ii) maximum fee for first copy—\$50.00;

(iii) additional copy—each page—\$0.50;

(iv) maximum fee for additional copy—\$20.00; or’.

Freedom of Information Regulation 2006

1 Section 3, ‘\$36.00’—

omit, insert—

‘\$36.50’.

2 Schedule, part 1, item 1 and part 2, item 1, ‘\$5.40’—

omit, insert—

‘\$5.60’.

Schedule (continued)

Integrated Planning Regulation 1998**1 Schedule 9—***omit, insert—***‘Schedule 9 Court fees**

section 8

	\$
1 Filing notice of appeal	35.00
2 Setting down an appeal for hearing	64.80
3 Filing an originating application— <i>Planning and Environment Court Rules 1999</i> (the <i>rules</i>), rule 6	16.50
4 Issuing a certificate on final judgment, order, finding or decision.	46.80
5 Filing an affidavit or deposition	11.80
6 Filing exhibits mentioned in an affidavit or deposition and required to be filed—	
(a) each exhibit.	2.60
(b) maximum fee	20.50
7 Sealing a document with the seal of the court	30.40
8 Giving to the registrar a copy of a notice of appeal to the Court of Appeal—the rules, rule 28	30.40
9 Filing a notice of discontinuance or withdrawal of an appeal—the rules, rule 11A	16.50
10 Filing an authority to use a person’s name as a next friend.	16.50
11 Filing an appointment of an agent	11.80
12 Filing a document for which no other fee is provided	11.80
13 Issuing a copy of a record of the court or a document or exhibit filed in the registry—	

Schedule (continued)

		\$
	(a) first copy—each page	1.70
	(b) maximum fee for first copy	50.00
	(c) additional copy—each page	0.50
	(d) maximum fee for additional copy.	20.00
14	Issuing a copy of reasons for judgment—each page . . .	1.70
15	Entering a judgment	51.00
16	Filing an order on an application	51.00
17	Opening or keeping open the registry after hours—	
	(a) on a Saturday, Sunday, public holiday or court holiday	277.80
	(b) on any other day—	
	(i) before 8a.m. or after 6p.m.	277.80
	(ii) between 8a.m. and 9a.m.	140.00
	(iii) between 4p.m. and 6p.m.	140.00
18	Inspecting the record in an appeal or other proceeding .	13.00
19	Filing a document by leave of the court	16.50
20	Filing a document by post—each document	13.50
21	Attending a view—	
	(a) within 8km of the court	74.00
	(b) more than 8km from the court	140.00
22	Making an appointment for assessment of a costs statement.	35.00
23	Assessing a costs statement—for each \$100 or part of \$100 allowed.	9.30
24	Order for the amount assessed under a costs statement .	44.50’.

Schedule (continued)

**Justices of the Peace and Commissioners for
Declarations Regulation 2007****1 Schedule—***omit, insert—***‘Schedule Fees**

section 15(1)

	\$
1 Application under section 4(1) by a person currently holding office as—	
(a) an appointed justice of the peace not mentioned in paragraph (c)	23.00
(b) an appointed commissioner for declarations	23.00
(c) a justice of the peace (commissioner for declarations) under section 42 of the Act	32.00
2 Application under section 13 by a person currently holding office as a justice of the peace (commissioner for declarations) under section 42 of the Act	32.00
3 Application under section 4(1) by a person not mentioned in item 1	88.00
4 Certificate of registration under section 21(6) of the Act . .	8.80
5 Replacement seal of office.	17.00’.

Justices Regulation 2004**1 Schedule 3—***omit, insert—*

Schedule (continued)

‘Schedule 3 Fees

section 19

	\$
1 Filing a complaint and summons under section 54(2) of the Act	66.00
2 Filing a copy of a summons to a witness issued under section 78 or 83 of the Act.	12.80
3 Filing a copy of the written evidence on oath relied on to obtain a warrant under section 81 of the Act.	12.80
4 Supply under section 154 of the Act, of a copy of a record of a decision under the Act, including an order or a record of conviction	10.00
5 Inspection of a record for a matter under the Act heard and decided—	
(a) up to 4 years ago, for each record	10.00
(b) more than 4 years ago, for each record	18.50
6 Supply under section 154 of the Act, of a copy of a record for a matter, under the Act, to which the <i>Recording of Evidence Act 1962</i> does not apply—	
(a) first copy—each page	1.70
(b) maximum fee for first copy	50.00
(c) additional copy—each page.	0.50
(d) maximum fee for additional copy	20.00’.

Land Court Regulation 2000

1 Schedule—
omit, insert—

Schedule (continued)

‘Schedule	Fees	section 3
		\$
1	Issuing a subpoena—(Act, s 8)	14.50
2	Copy of a record of the Land Court or a document or exhibit filed with the registrar—(Act, s 52(2))—	
	(a) first copy—each page	1.70
	(b) maximum fee for first copy	50.00
	(c) additional copy—each page.	0.50
	(d) maximum fee for additional copy	20.00
3	Copy of a transcript of a recording of a proceeding—(Act, s 52(2))—for each page	6.00
4	Binding appeal record books for an appeal in the Land Appeal Court—(Act, s 56(1))—for each volume	7.30
5	Applying for a proceeding in the Land Appeal Court to be decided at another place—(Act, s 62(3)).	179.50
6	Serving notice of appeal on the registrar of the Land Appeal Court—(Act, s 65(1)(b)).	124.00’.

Legal Profession Regulation 2007

1 After section 91—

insert—

‘Part 9 Transitional provisions

‘92 Transitional provision for Justice and Other Legislation (Fees) Amendment Regulation (No. 1) 2007

- (1) This section applies if, before commencement of this section, a person—
- (a) made an application for admission under the Act; and

Schedule (continued)

- (b) paid the filing fee stated in the *Uniform Civil Procedure (Fees) Regulation 1999*, schedule 1, item 3(1) in respect of the application for admission.
- (2) The fee payable for the board’s consideration of the application is the fee that would have been payable under schedule 1, item 1, immediately before the commencement of this section.’.

2 Schedule 1—

omit, insert—

‘Schedule 1 Fees

section 7

		\$
1	Board’s consideration of an application for admission to the legal profession under section 39(2) of the Act.	428.00
2	Application for approval of academic qualifications attained in a foreign country under rule 8 of the admission rules	87.00
3	Application for approval of legal training requirements completed in a foreign country under rule 9 of the admission rules	175.00
4	Notice of traineeship under rule 9I of the admission rules .	43.00
5	Examination fee for a board examination under rule 34 of the admission rules	125.00
6	Statement, provided by the board, of results obtained in board examinations	38.00
7	Application for the board’s consent to enter into articles of clerkship.	43.00’.

Schedule (continued)

Property Law Regulation 2003

1 Schedule—
omit, insert—

‘Schedule Fees

section 3

\$

1	Lodging in the land registry any of the following for registration under part 18, division 3 of the Act—	
	(a) an agreement in writing, deed, conveyance or other instrument affecting an estate in land;	
	(b) a will or devise affecting an estate in land;	
	(c) another instrument, record or document	49.65
2	Photocopy of a document registered under part 18, division 3 of the Act	24.50
3	In addition to the fee payable for a photocopy of a document mentioned in item 2—for certifying the copy. . .	24.50’.

Recording of Evidence Regulation 1992

1 Schedule—
omit, insert—

Schedule (continued)

‘Schedule	Fees	section 3
		\$
1	For issuing a copy of a transcription, in printed or electronic form, of a record under the Act of a legal proceeding before the Queensland Industrial Relations Commission—	
	(a) first copy—each page	3.10
	(b) additional copy—each page.	0.70
2	For issuing a copy of a transcription, in printed or electronic form, of a record under the Act of another legal proceeding—	
	(a) first copy—each page	5.10
	(b) additional copy—each page.	0.70
3	For issuing a copy, if available in cassette tape form, of a record under the Act of a legal proceeding—each tape. . . .	15.00’.

Small Claims Tribunals Regulation 2005

1 Schedule—
omit, insert—

‘Schedule	Fees	section 4
		\$
1	Filing a small claim, under section 24(1) of the Act, if the amount claimed is—	
	(a) less than \$500	13.50

Schedule (continued)

	(b) \$500 or more but less than \$1500	45.50
	(c) \$1500 or more	74.00
	(d) if no money is claimed.	13.50
2	Application to a small claims tribunal under the <i>Manufactured Homes (Residential Parks) Act 2003</i> , section 153(2)	66.00
3	Application to a small claims tribunal under a provision of the <i>Dividing Fences Act 1953</i> mentioned in section 18 of that Act	66.00’.

State Penalties Enforcement Regulation 2000

1 Sections 26A and 27, ‘\$78’—

omit, insert—

‘\$80’.

2 Section 29, ‘\$46.50’—

omit, insert—

‘\$48’.

Uniform Civil Procedure (Fees) Regulation 1999

1 Sections 6(a) and (b) and 7(a) and (b), ‘\$405.00’—

omit, insert—

‘\$415.00’.

Schedule (continued)

2 Sections 6(c) and 7(c), '\$125.00'—

omit, insert—

'\$130.00'.

3 Section 13(a), '\$29.00'—

omit, insert—

'\$30.00'.

4 Section 13(b), '\$58.00'—

omit, insert—

'\$60.00'.

5 Section 14(1), '\$180.00'—

omit, insert—

'\$185.00'.

6 Section 14(2)(a), '\$69.00'—

omit, insert—

'\$71.00'.

7 Section 14(2)(b), '\$94.00'—

omit, insert—

'\$97.00'.

8 Section 14(2)(c), '\$115.00'—

omit, insert—

'\$120.00'.

Schedule (continued)

9 Section 14(2)(d), '\$140.00'—

omit, insert—

'\$145.00'.

10 Section 14(2)(e), '\$160.00'—

omit insert—

'\$165.00'.

11 Section 14(3), '\$60.00'—

omit, insert—

'\$62.00'.

12 Section 15(1), '\$185.00'—

omit, insert—

'\$190.00'.

13 Section 15(2)(a), '\$46.00'—

omit, insert—

'\$47.50'.

14 Section 15(2)(b), '\$22.00'—

omit, insert—

'\$22.50'.

15 Schedules 1 and 2—

omit, insert—

**'Schedule 1 Fees payable in the Supreme
Court and the District Court**

Schedule (continued)

section 3(1)

		Supreme Court	District Court
Originating process			
1	(1) Filing any claim, including a writ in admiralty—		
	(a) if there is only 1 plaintiff and the plaintiff is an individual, or if there is more than 1 plaintiff and all plaintiffs are individuals	463.50	443.50
	(b) otherwise	918.50	878.50
	(2) Filing any application, other than an application mentioned in item 2, that is an originating process—		
	(a) if there is only 1 applicant and the applicant is an individual, or if there is more than 1 applicant and all applicants are individuals	463.50	443.50
	(b) otherwise	918.50	878.50
	(3) Filing any document initiating any appeal, including a case stated—		
	(a) if there is only 1 party initiating the appeal and the party is an individual, or if there is more than 1 party initiating the appeal and they are all individuals	463.50	443.50
	(b) otherwise	918.50	878.50
Administration of estates			
2	Filing—		
	(a) an application for probate or letters of administration	485.00	not applicable
	(b) an application for resealing of grant of probate or letters of administration under the <i>British Probates Act 1898</i>	485.00	not applicable

Schedule (continued)

		Supreme Court	District Court
	(c) an application for an order to administer under the <i>Public Trustee Act 1978</i>	485.00	not applicable
	Any other documents		
3	(1) Application to the Supreme Court to be admitted to the legal profession under the <i>Legal Profession Act 2007</i>	48.00	not applicable
	(2) Filing or receiving any document not connected with a matter already on record and not otherwise provided for, including the filing or receiving of any document in the sheriff's office or marshal's office.	78.00	68.00
	(3) If a fee is paid under subitem (2) in relation to a document, a further fee is not payable under the subitem for filing any subsequent document related to the first document.		
	Opening offices		
4	Opening, or keeping open, the registry, sheriff's office or marshal's office after hours.	365.00	365.00
	Copies		
5	Copy of a record of the court or a document or exhibit filed in the registry, sheriff's office or marshal's office, including reasons for judgment—		
	(a) first copy—each page	1.70	1.70
	(b) maximum fee for first copy	50.00	50.00
	(c) additional copy—each page.	0.50	0.50
	(d) maximum fee for additional copy	20.00	20.00
6	(1) Certifying a copy of a record of the court or a document or exhibit filed in the registry	47.00	47.00
	(2) This fee is in addition to the fee mentioned in item 5.		

Schedule (continued)

		Supreme Court	District Court
	(3) This fee does not apply to certifying the original certificate of admission of a person to the legal profession under the <i>Legal Profession Act 2007</i> .		
	Attendance of officer		
7	(1) For an officer—		
	(a) to attend with a record or document at a court or place out of the court building; or		
	(b) to attend to examine a witness or an enforcement debtor away from the court building; or		
	(c) to attend a view out of the office; or		
	(d) to attend to the discharge of cargo; or		
	(e) to attend to the sale or removal of a ship or goods; or		
	(f) to attend to the delivery up of a ship or goods in accordance with the inventory—		
	for each hour or part of an hour	77.00	77.00
	but not more than, for each day	385.00	385.00
	(2) The reasonable travelling and other expenses of the officer are also payable.		
	Public searches		
8	(1) Searching the records, for each name or file .	13.00	13.00
	(2) Retrieval fee from Queensland State Archives, for each file	13.00	13.00

Schedule (continued)

	Supreme Court	District Court
Assessment of costs, other references, inquiries and accounts		
9 Taking an account before the registrar—for each hour or part of an hour	77.00	77.00
10 (1) Assessing a costs statement under the <i>Uniform Civil Procedure Rules 1999</i> , rule 719, wholly or partly—for each hour or part of an hour	77.00	77.00
(2) Assessing a costs statement other than under the <i>Uniform Civil Procedure Rules 1999</i> , rule 719—for each \$100 or part of \$100 allowed	9.30	9.30
Miscellaneous		
11 (1) *Drawing an advertisement	100.00	100.00
(2) Settling and executing a deed of transfer . . .	100.00	100.00
(3) Executing a commission of valuation or sale or valuation and sale of a ship, in addition to any fee paid to the valuer or auctioneer	100.00	not applicable
12 Certificate of registrar	47.00	47.00
13 Preparation and photocopying of documents for inclusion in appeal books—		
(a) first copy—each page	1.70	not applicable
(b) additional copy—each page	0.50	not applicable
(c) binding of appeal books—each book	7.40	not applicable
Enforcement officer's and marshal's expenses		
14 *Any amount that the registrar, sheriff or marshal considers was actually and reasonably incurred for the following—		
(a) each person left in possession;		

Schedule (continued)

	Supreme Court	District Court
(b) the securing and safe custody of property under seizure;		
(c) (i) board and lodging;		
(ii) travelling expenses;		
(iii) clerical assistance at sales;		
(iv) advertising;		
(v) if livestock levied—cost of food and removal to place of safekeeping;		
(vi) hire of transport, warehouses, yards;		
(vii) out-of-pocket expenses.		

Poundage

15	(1) On enforcing each warrant or other process under, or because of, which an amount is received by the registrar or sheriff or by the enforcement creditor—2.5% of the amount received, but not less than	100.00	100.00
	(2) On enforcing warrant of possession—2.5% determined on annual rent or value, but not less than	100.00	100.00
	(3) No fee is payable on the sale of a ship or goods sold by the marshal under a judgment or order of the court		

Fees payable to enforcement officer, marshal or marshal's officer

16	(1) Service or attempted service, or enforcement or attempted enforcement, of a warrant, process or document—		
	(a) on each person or ship served or enforced	73.00	73.00
	(b) for each additional process served or enforced if—		

Schedule (continued)

		Supreme Court	District Court
	(i) 2 or more processes lodged at the same time against the same person or ship are served or enforced at the same time; or		
	(ii) 2 or more persons are served with the same process, the same proceedings are enforced against them, or at the same time and at the same address	13.00	13.00
	(2) The fee is additional to any travelling fees.		
17	(1) Travelling fees on service or attempted service, or enforcement or attempted enforcement, of a warrant, process or document—for each kilometre or part of a kilometre necessarily travelled from the court house to the place of service or enforcement, 1 way in excess of 8km from the court house.	2.60	2.60
	(2) Only 1 travelling fee may be charged if—		
	(a) 2 or more processes lodged at the same time against the same person or ship are served or enforced at the same time; or		
	(b) 2 or more persons are served with the same process, the same proceedings are enforced against them, or proceedings enforced at the same time and at the same address.		
18	(1) For time necessarily spent after the first hour on the following—		
	(a) service or attempted service, or enforcement or attempted enforcement, of a warrant, process or document;		
	(b) arranging or conducting an auction— for each hour or part of an hour.	23.00	23.00

Schedule (continued)

	Supreme Court	District Court
(2) If the enforcement officer is a full-time officer of the public service and performs a duty during normal working hours, the allowance is to be paid to the court.		
19 (1) Taking a person to prison or a place of detention from the place of arrest—for each kilometre	2.60	2.60
(2) Other unavoidable expenses involved in taking a person to prison or place of detention.		
20 Release of a ship, goods, or person from arrest (if actual attendance necessary)	34.00	not applicable
21 (1) Retaining possession by the marshal or marshal's officer of a ship, with or without cargo, or of a ship's cargo without a ship—for each day	12.00	not applicable
(2) In addition to the fee mentioned in subitem (1), the reasonable expenses incurred for a ship keeper in retaining possession of a ship are also payable.		
(3) No fee is payable for the custody and possession of property under arrest—		
(a) if it consists of an amount in a bank or goods stored in a bonded warehouse; or		
(b) if it is in the custody of an authorised officer within the meaning of the <i>Customs Act 1901</i> (Cwlth).		
* May be payable to the enforcement officer, marshal or marshal's officer.		

Schedule (continued)

‘Schedule 2 Magistrates Courts fees

section 5(1)

‘Part 1 Court fees

	\$
1 Filing claim—	
(a) if amount claimed is \$2500 or less	113.20
(b) if amount claimed is more than \$2500 but less than \$10000	169.00
(c) if amount claimed is \$10000 or more	179.00
2 Registering a judgment or order issued out of a court other than a State court or tribunal (including enforcement action taken on the judgment)—	
(a) if amount claimed is \$2500 or less	75.00
(b) if amount claimed is more than \$2500 but less than \$10000	75.00
(c) if amount claimed is \$10000 or more	80.00
3 Filing a minor debt claim—	
(a) if amount claimed is \$2500 or less	48.00
(b) if amount claimed is more than \$2500	81.00
4 Filing a document (other than a claim) to start a proceeding	75.00
5 Certifying a copy of an order or a copy of another document (other than a record under the <i>Recording of Evidence Act 1962</i>)	19.50
6 Inspecting records in a proceeding—	
(a) within 4 years of filing of claim (not payable by parties)	10.00
(b) more than 4 years from filing of claim (including parties)	18.50

Schedule (continued)

7	Copying records in a proceeding not subject to the <i>Recording of Evidence Act 1962</i> —	1.70
	(a) first copy—each page	1.70
	(b) maximum fee for first copy	50.00
	(c) additional copy—each page.	0.50
	(d) maximum fee for additional copy	20.00
8	Poundage if an enforcement officer enforces an enforcement warrant or other process under, or because of, which money is received by the bailiff or enforcement creditor—5% on first \$200 and 2.5% on the balance (the first \$200 is to be paid to the bailiff), but not less than	47.00
9	Opening, or keeping open, the registry between 8a.m. and 9a.m. or between 4p.m. and 6p.m. on a day other than a Saturday, Sunday, public holiday or court holiday.	118.30

Assessment of costs

10	Making an appointment for directions or for assessment of a costs statement	35.50
11	Assessing a costs statement under the <i>Uniform Civil Procedure Rules 1999</i> , rule 719, wholly or partly—for each hour or part of an hour.	77.00
12	(1) Assessing a costs statement other than under the <i>Uniform Civil Procedure Rules 1999</i> , rule 719—for each \$100 or part of \$100 allowed	9.30
	(2) Subject to subitem (3), the fee mentioned in subitem (1) is—	
	(a) payable on the allowance of any amount on assessment; and	
	(b) to be fixed by the registrar; and	
	(c) to be paid by the solicitor or party suing in person.	
	(3) The registrar may require a deposit on account of fees before assessment.	
	(4) The deposit must not be more than the fees payable on the full amount of the costs as submitted for assessment.	

Schedule (continued)

- (5) The registrar must make a note of the deposit on the costs statement.
- 13 For an order for the amount assessed 47.50

‘Part 2 Bailiff’s fees

- | | | \$ |
|----|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|
| 14 | (1) Travelling fees on serving claim, application, process or other document or enforcing warrant—for each kilometre or part of a kilometre necessarily travelled from the registry to the place of service or enforcement, or attempted service or attempted enforcement, 1 way in excess of 12km from the registry..... | 2.60 |
| | (2) Only 1 travelling fee may be charged if— | |
| | (a) 2 or more processes lodged at the same time against the same person are served at the same time; or | |
| | (b) 2 or more persons are served with the same process at the same time and at the same address. | |
| 15 | Serving (including attempting to serve) a claim, application, subpoena or other process within 12km of the registry—each person served. | 35.00 |
| 16 | Enforcing (including attempting to enforce) a warrant within 12km of the registry—each bailiff | 51.00 |
| 17 | If the bailiff collects and pays into court not less than 50% but less than 85% of the order debt due under the warrant—an additional fee | 16.50 |
| 18 | If the bailiff collects and pays into court not less than 85% of the order debt due under the warrant—an additional fee | 33.00 |
| 19 | Each bailiff left in possession—for each day, not more than | 73.00 |

Schedule (continued)

		\$
20	If board and lodging are not supplied, actual and reasonable expenses incurred are at the discretion of the registrar.	
21	The registrar may allow other actual and necessary payments made for the safe custody of property under seizure.	
22	No fee is payable for the custody and possession of property under seizure if the property is not kept in the actual possession of the bailiff.	
23	The following amounts are at the discretion of the registrar (if actually and reasonably incurred)—	
	(a) travelling expenses for each person;	
	(b) clerical assistance at sales (if necessary);	
	(c) advertising;	
	(d) the cost of feeding livestock, or removing it to a place of safe keeping;	
	(e) necessary assistance to, or expenses incurred by, the bailiff in enforcing a warrant, for example, hiring transport, warehouses and yards and out-of-pocket expenses, for example, postage and telephone calls.	
24	(1) The registrar may, before a proceeding under a warrant is started, or at any time during the proceeding, require a deposit on account of the fees applying to the proceeding.	
	(2) The registrar must give to the party making the deposit under subitem (1) a record of the amount deposited.	
25	(1) Drawing an advertisement of sale (if the sale is under warrant for seizure and sale)	65.00
	(2) If the advertisement is not drawn by the bailiff, the fee is to be paid to the court.	
26	Taking a person to prison or place of detention—for each kilometre	2.60
27	(1) Allowance for time spent after the first hour on enforcement or apprehension—for each hour or part of an hour	16.50

Schedule (continued)

\$

- (2) A payment under subitem (1) is at the discretion of the registrar.
- (3) If the bailiff is a full-time officer of the public service and performs the enforcement or apprehension during normal working hours, the allowance is to be paid to the court.’.

ENDNOTES

- 1 Made by the Governor in Council on 8 November 2007.
- 2 Notified in the gazette on 9 November 2007.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Justice and Attorney-General.