

Schedule 1 — Registry fees

[r. 4]

[Heading amended in Gazette 23 Jun 2005 p. 2690.]

Item	Matter	Fee for individuals/ personal injury \$	Fee for person other than an individual \$
1.	On filing any originating process by which a cause, matter or other proceeding in the court is commenced, other than proceedings of the kind referred to in item 2A, 2B, 2, 3 or 8	539.00	1 050.00
2A.	On filing an application for an extraordinary licence under the <i>Road Traffic Act 1974</i> , section 76(1) or 78(1) ..	158.50	N/A
2B.	On filing an application for an order made under the <i>Spent Convictions Act 1988</i> , section 6(1)	78.50	N/A
2.	On filing —		
	(a) a counterclaim	539.00	1 050.00
	(b) a third party notice	539.00	1 050.00

Item	Matter	Fee for individuals/ personal injury \$	Fee for person other than an individual \$
	(c) an application —		
	(i) to extend a period of time fixed by law, including an application to extend time before proceedings are commenced;		
	(ii) to limit a period of time within which proceedings may be taken;		
	(iii) for leave to serve a writ or notice of a writ out of jurisdiction;		
	(iv) for leave to appeal	203.00	348.00
	(d) any other application for which no fee has been provided in this Schedule	203.00	348.00
3.	(a) On filing an appeal notice	304.00	789.00
	(b) For each additional half day allocated for the hearing of the appeal	236.00	615.00

NOTE 1:

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

NOTE 2:

Item	Matter	Fee for individuals/ personal injury	Fee for person other than an individual
		\$	\$

The fee in item 3(b) is payable for each half day, allocated by the District Court for the hearing of the appeal, that is additional to the first half day of hearing.

NOTE 3:

Under the *District Court Rules 2005* rule 56A, if the fee payable under item 3(b) is not paid or waived within 14 days after the date on which the hearing date is set, the appeal may be dismissed for want of prosecution.

[4. *deleted*]

5.	Entry for hearing a cause or matter (including the assessment of damages in an action for personal injury) or notice of an appointment to hear an originating summons	539.00	1 050.00
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NOTE:

This item does not apply to entering an appeal for hearing.

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

See regulation 9.

NOTE 2:

Item	Matter	Fee for individuals/ personal injury \$	Fee for person other than an individual \$
	This item does not apply to the allocation of a hearing date for an appeal.		
7.	Daily hearing fee before a court constituted by a judge	473.00	1 230.00
	NOTE 1: No fee is payable if the proceedings are of an interlocutory nature only. NOTE 2: The fee to be charged is to be paid in respect of any number of hearing days greater than the number of hearing days for which a fee has been paid under item 3 or 6. NOTE 3: This fee is payable for each additional day or part day that a hearing proceeds beyond the date or dates allocated in item 3 or 6. NOTE 4: If the Court only allocates a half day or less for the continuation of the hearing then a fee equal to half the prescribed amount is payable for that period. NOTE 5: The daily fee becomes payable on a day to day basis and is payable prior to the daily reconvening of the hearing.		
8.	On filing an —		

Item	Matter	Fee for individuals/ personal injury \$	Fee for person other than an individual \$
	(i) interlocutory application or summons or motion returnable;		
	(ii) application for assessment of damages other than in an action for personal injury; or		
	(iii) application for summary judgment, before a judge or registrar in chambers	134.50	263.00
	NOTE 1: This fee includes the first day of hearing of the application or summons and includes any adjournment of the hearing.		
	NOTE 2: This fee is payable in respect of any application exercising liberty to apply to relist.		
9.	If the hearing of a matter to which item 8 applies is listed for more than one day and proceeds for more than the number of days listed, the fee prescribed in item 8 is payable for each additional day or part day of hearing. NOTE: The daily fee becomes payable on a day to day basis and is payable prior to the daily reconvening of the hearing.		
10.	On an appointment to tax a bill of costs in a cause or matter or under the <i>Commercial Arbitration Act 1985</i> —		

Item	Matter	Fee for individuals/ personal injury \$	Fee for person other than an individual \$
(a)	lodgement fee	134.50	263.00
(b)	in addition to the lodgement fee, a taxing fee at the rate of	2.5%	2.5%

NOTE 1:

The % rate is to be applied to the amount at which the bill is drawn.

NOTE 2:

The taxing officer must allow, against the person chargeable with the costs as taxed, taxing fees at the rate indicated in item 10(b) of the amount found to be due on taxation.

NOTE 3:

If the parties agree on the bill of costs in a cause or matter or under the *Commercial Arbitration Act 1985* and the appointment is cancelled, the following percentage of the fee paid is to be refunded —

- (a) if the appointment is cancelled less than 3 days before the day of the appointment, nil;
- (b) if the appointment is cancelled 3 days or more and less than 10 days before the day of the appointment, 50%;
- (c) if the appointment is cancelled 10 or more days before the day of the appointment, 80%.

District Court (Fees) Regulations 2002
Schedule 1 Registry fees

Item	Matter	Fee for individuals/ personal injury \$	Fee for person other than an individual \$
11.	For searching any record or proceeding	27.30	27.30
	NOTE: No fee is payable under item 11 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.		
11A.	For provision of searchable information to approved recipients under regulation 11A —		
	(a) fee per action or matter provided to recipient	1.20	1.20
	(b) annual fee for information provided by email to approved recipient	1 237.00	1 237.00
	NOTE: The fee under item 11A(b) is payable on the date on which the recipient is approved by the Attorney General and on each anniversary of that date.		
12.	(a) On an application for the production of records or documents that are required to be produced to any court, tribunal, arbitrator or umpire .	40.20	40.20

Item	Matter	Fee for individuals/ personal injury \$	Fee for person other than an individual \$
	(b) If an officer is required to attend at any court or place out of the District Court building, the officer's reasonable expenses and, in addition for each hour when the officer is necessarily absent from his or her office	67.50	67.50
13.	(a) For a copy of a document of any kind or an exhibit, including marking as an office copy if required, for each page or part thereof	1.50	1.50
	(b) For a copy of reasons for judgment —		
	(i) for each copy consisting of not more than 10 pages issued to a person not a party to the proceedings and for each copy in excess of one copy issued to a party to the proceedings	9.50	9.50
	(ii) for each copy consisting of 10 or more pages an additional fee per page of	1.20	1.20
	(c) For certifying under seal that a document is a true copy, an additional fee of	13.15	13.15
	(d) For a certificate under the hand of a registrar	28.30	28.30
14.	(a) For a copy of a transcript, for each page or part of a page	5.30	5.30

District Court (Fees) Regulations 2002
Schedule 1 Registry fees

Item	Matter	Fee for individuals/ personal injury \$	Fee for person other than an individual \$
(b)	For each copy of a transcript in electronic format if a fee has been paid under paragraph (a) by the applicant for a copy of the transcript, for each day of transcript	13.15	13.15
(c)	For each copy of a transcript not in electronic format if a fee has been paid under paragraph (a) by the applicant for a copy of the transcript, for each page or part of a page	1.50	1.50

[Schedule 1 amended in Gazette 30 Dec 2003 p. 5705-7; 28 Apr 2005 p. 1754-5; 23 Jun 2005 p. 2690-1; 23 Jun 2006 p. 2188; 26 Jun 2007 p. 3036; 27 Jun 2008 p. 3063; 9 Jun 2009 p. 1923; 4 Sep 2009 p. 3488-90; 30 Jul 2010 p. 3498; 8 Mar 2011 p. 785-7; 20 Dec 2011 p. 5380-3.]

Schedule 2 — Sheriff's fees

[r. 4]

[Heading amended in Gazette 23 Jun 2005 p. 2691.]

Item	Matter	Fee \$
1.	On the execution of an arrest warrant of any kind —	
	(a) for arresting the person	85.50
	(b) for conveying the person to a court or a custodial place and releasing the person from arrest or custody	85.50
	(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 he or she is conveyed to a court or a custodial place	22.70
NOTE 1:		
The fee under paragraph (a) is payable whether or not the sheriff's functions under the warrant are performed and includes up to 3 attempts to perform the functions at the same address.		
NOTE 2:		
The fee under paragraph (a) includes —		
	(a) receipt of the warrant; and	
	(b) attendances and inquiries before attempting arrest; and	
	(c) giving any notice; and	
	(d) making any report.	
2.	For the service of any writ, application, summons, originating process, notice or order of the Court or any other process requiring service	46.90

District Court (Fees) Regulations 2002
Schedule 2 Sheriff's fees

Item	Matter	Fee
		\$

NOTE:

The fee is payable whether or not the service is successful and covers up to 3 attempts at service at the same address.

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| 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 (one way) in the metropolitan area | 1.20 |
| (b) | for each kilometre travelled (one way) outside the metropolitan area | 1.30 |

NOTE:

If more than one 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 one allowance for kilometres is chargeable.

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|----|---|---------------------------------------|
| 4. | Fee to the sheriff for attending a view — per hour or part of an hour | 45.30 |
| 5. | (a) For striking a jury and preparing jury panel | 145.50 |
| | (b) For attendance of sheriff's officer at hearing (per day or part of a day) | The sum actually and reasonably paid. |

[Schedule 2 inserted in Gazette 28 Apr 2005 p. 1756; amended in Gazette 23 Jun 2005 p. 2691-2; 23 Jun 2006 p. 2189; 26 Jun 2007 p. 3037; 27 Jun 2008 p. 3063-4; 4 Sep 2009 p. 3490; 8 Mar 2011 p. 787; 20 Dec 2011 p. 5383.]