



New South Wales

District Court Amendment (Fees) Regulation 2002

under the

District Court Act 1973

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *District Court Act 1973*.

BOB DEBUS, M.P.,

Attorney General

Explanatory note

The object of this Regulation is to increase certain court fees (set out in the *District Court Regulation 2000*) to be paid to a registrar in respect of the business of the District Court under the *District Court Act 1973*.

The fee increases are in line with movements in the Consumer Price Index.

This Regulation is made under the *District Court Act 1973*, including section 150 (Regulations: Court fees).

2002 No 412

Clause 1 District Court Amendment (Fees) Regulation 2002

District Court Amendment (Fees) Regulation 2002

1 Name of Regulation

This Regulation is the *District Court Amendment (Fees) Regulation 2002*.

2 Commencement

This Regulation commences on 1 July 2002.

3 Amendment of District Court Regulation 2000

The *District Court Regulation 2000* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 3)

Schedule 1

Omit the Schedule. Insert instead:

Schedule 1 Court fees

(Clause 4)

	\$
1 (1) Filing a statement of claim or any other originating process (other than the filing of an originating process referred to in paragraph (2))	408.00
(2) Filing an originating process by way of a notice of appeal	169.00
(3) Filing a notice of cross-claim or third or subsequent party notice	408.00
2 Filing a notice of motion under Part 16 of the <i>District Court Rules 1973</i> (not being a filing referred to in item 1)	53.00
3 (1) Filing a requisition for a civil trial by a jury (to be paid by the party requesting a jury)	698.00
(2) Daily retention fee (to be paid by the party requesting a jury for each day a jury is required after the first day of a civil trial)	317.00
4 Making a copy of any document, for each page (minimum fee of \$10.00)	2.00
5 Supply of duplicate tape recording of sound-recorded evidence, for each cassette	33.00
6 For each copy of the transcript of any proceedings:	
(a) for each page, where the matter being transcribed is under 3 months old (minimum fee for 1 to 8 pages of \$60.00)	7.10

2002 No 412

District Court Amendment (Fees) Regulation 2002

Schedule 1 Amendment

	\$
(b) for each page, where the matter being transcribed is 3 months old or older (minimum fee for 1 to 8 pages of \$70.00)	8.10
7 Service or attempted service of any process or other document, including service by post and preparation of an affidavit of service—for each address at which service of the process or other document is effected or attempted	41.00
8 Execution or attempted execution of any writ or warrant—for each address at which execution of the writ or warrant is effected or attempted	51.00
9 Disbursements in executing or attempting to execute a writ of execution, including a fee for keeping possession	} As prescribed by the scale of fees under the <i>Sheriff Act 1900</i>
10 Levy on a writ of execution	
11 For work undertaken in preparing for a sale of land on instructions from a judgment creditor—if sale does not proceed	
12 The travelling expenses incurred by officers in conveying an arrested person to prison or to court	
13 Attending a view by a jury (to be paid by the party making the request)	
14 On referral for hearing by an arbitrator under the <i>Arbitration (Civil Actions) Act 1983</i> (to be paid equally between the parties)	519.00
15 Filing an application for an order under section 18A (1) of the <i>Arbitration (Civil Actions) Act 1983</i> for the rehearing of an action referred for arbitration	396.00

Note. This amount is subject to any provision of the *District Court Rules 1973* providing for the refund of the whole or any part of this amount.

District Court Amendment (Fees) Regulation 2002

Amendment

Schedule 1

		\$
16	(1) To issue a subpoena for production	51.00
	(2) To issue a subpoena for production and to give evidence	51.00
	(3) To issue a subpoena to give evidence	26.00

BY AUTHORITY