



New South Wales

District Court (Fees) Amendment Regulation 1999

under the

District Court Act 1973

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

J. W. SHAW, Q.C., M.L.C.,

Attorney General

Explanatory note

The objects of this Regulation are:

- (a) to increase certain court fees set out in the *District Court (Fees) Regulation 1993* to be paid to a registrar in respect of the business of the District Court under the *District Court Act 1973*, and
- (b) to fix a fee of \$50 for making interlocutory or other applications in or for the purpose of or in relation to a cause of action.

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

1999 No 574

Clause 1 District Court (Fees) Amendment Regulation 1999

District Court (Fees) Amendment Regulation 1999

1 Name of Regulation

This Regulation is the *District Court (Fees) Amendment Regulation 1999.*

2 Commencement

This Regulation commences on 1 November 1999.

3 Amendment of District Court (Fees) Regulation 1993

The *District Court (Fees) Regulation 1993* is amended as set out in Schedule 1.

4 Notes

The explanatory note does not form part of this Regulation.

1999 No 574

District Court (Fees) Amendment Regulation 1999

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Schedule 1

Omit the Schedule. Insert instead:

Schedule 1 Court fees

(Clause 3)

		\$
1	(1) Filing a statement of claim or any other originating process (other than the filing of an originating process referred to in paragraph (b))	377
	(2) Filing an originating process by way of a notice of appeal	157
	(3) Filing a notice of cross-claim or third or subsequent party notice	377
2	Filing notice of motion under Part 16 of the <i>District Court Rules 1973</i> (not being a filing referred to in item 1)	50
3	(1) Filing a requisition for a civil trial by a jury (to be paid by the party requesting a jury)	645
	(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)	294
4	Making a copy of any document, for each page (minimum fee	2 10)
5	Supply of duplicate tape recording of sound-recorded evidence, for each cassette	30

1999 No 574

District Court (Fees) Amendment Regulation 1999

Schedule 1 Amendment

		\$
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)	6.50 56)
	(b) for each page, where the matter being transcribed is 3 months old or older (minimum fee for 1 to 8 pages)	7.50 66)
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	35
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	48
9	Disbursements in executing or attempting to execute a writ of execution, including a fee for keeping possession	
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)	480
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	366

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.

1999 No 574

District Court (Fees) Amendment Regulation 1999

Amendment

Schedule 1

		\$
16	(a) To issue a subpoena for production	48
	(b) To issue a subpoena for production and to give evidence	48
	(c) To issue a subpoena to give evidence	23

BY AUTHORITY