



New South Wales

Land and Environment Court Amendment (Fee Administration) Regulation 2002

under the

Land and Environment Court Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Land and Environment Court Act 1979*.

BOB DEBUS, M.P.,

Attorney General

Explanatory note

The object of this Regulation is to amend the *Land and Environment Court Regulation 2000*:

- (a) to enable the registrar of the Land and Environment Court to delegate powers to postpone, waive or remit any fee charged under that Regulation to certain public servants, and
- (b) to amend the schedule of court fees to reflect an extension of the business hours of the office of the registrar.

This Regulation also makes changes in the nature of law revision.

This Regulation is made under the *Land and Environment Court Act 1979*, including sections 15 and 78 (the general regulation-making power).

2002 No 526

Clause 1 Land and Environment Court Amendment (Fee Administration)
Regulation 2002

**Land and Environment Court Amendment (Fee
Administration) Regulation 2002**

1 Name of Regulation

This Regulation is the *Land and Environment Court Amendment (Fee Administration) Regulation 2002*.

2 Amendment of Land and Environment Court Regulation 2000

The *Land and Environment Court Regulation 2000* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 2)

[1] Clause 3A

Insert after clause 3:

3A Definition

In this Regulation:

the Act means the *Land and Environment Court Act 1979*.

[2] Clause 6 Postponement or waiver of fees in certain cases

Omit “a registrar or Clerk of a Local Court” from clause 6 (3).

Insert instead “the registrar”.

[3] Clause 6 (4) (a) (i)

Omit “or Clerk of the Local Court with whom the initiating process is lodged”.

[4] Clause 6 (4) (a) (ii)

Omit “or Clerk”.

[5] Clause 7 When fees payable

Omit “a registrar who is requested to file a document or render a service” from clause 7 (2).

Insert instead “the registrar”.

[6] Clause 7 (3)–(6)

Insert after clause 7 (2):

- (3) The registrar may delegate his or her power under this clause to direct that the whole or any part of any fee be postponed to any public servant holding office as, or appointed to act temporarily as, a grade 5/6 administrative or clerical officer or above.

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Schedule 1 Amendments

- (4) The registrar may delegate his or her power under this clause to direct that the whole or any part of any fee be waived or remitted to any public servant holding office as, or appointed to act temporarily as, a grade 7/8 administrative or clerical officer or above.
- (5) A reference in subclause (2) to the registrar includes a reference to a person to whom the registrar delegates his or her powers in accordance with this clause.
- (6) This clause is subject to clause 6.

[7] Schedule 1 Court fees

Omit item 21 (relating to opening, or keeping open, the office of the registrar).

Insert instead:

21	Opening, or keeping open, the office of the registrar:	
	(a) on a Saturday, Sunday or public holiday (except the day after Easter Monday)	454.00
	(b) on any other day:	
	(i) before 8 am or after 5.30 pm	454.00
	(ii) between 8 and 8.30 am or 5 and 5.30 pm	47.00

BY AUTHORITY