



New South Wales

District Court Amendment (Residual Jurisdiction Fees) Regulation 2003

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 *Compensation Court Repeal Act 2002* abolishes the Compensation Court and operates to confer certain of the jurisdiction of that Court on the District Court. That jurisdiction is referred to in this Regulation as the *residual jurisdiction of the Court*.

The object of this Regulation is to provide that no fees (other than fees relating to copies of transcripts, duplicate tapes of sound-recorded evidence, warrants and writs of execution, certain work in relation to a judgment creditor and travelling expenses incurred by officers in conveying an arrested person to prison or court) are chargeable in relation to proceedings under that residual jurisdiction.

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

2003 No 942

Clause 1 District Court Amendment (Residual Jurisdiction Fees) Regulation 2003

District Court Amendment (Residual Jurisdiction Fees) Regulation 2003

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District Court Act 1973

1 Name of Regulation

This Regulation is the *District Court Amendment (Residual Jurisdiction Fees) Regulation 2003*.

2 Commencement

This Regulation commences on 1 January 2004.

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)

Clause 5B

Insert after clause 5A:

5B Certain fees not chargeable in relation to residual jurisdiction

- (1) No fee other than the fees set out in items 5, 6 and 8–12 of Schedule 1 is chargeable to any person in respect of proceedings under the residual jurisdiction of the Court.
- (2) In this clause, *residual jurisdiction of the Court* means:
 - (a) the Court's jurisdiction to hear and determine the proceedings transferred to the Court by section 7 of the *Compensation Court Repeal Act 2002*, and
 - (b) the other jurisdiction conferred on the Court by operation of that Act.