



# Local Courts (Civil Claims) Amendment (Filing Fees) Regulation 2004

under the

Local Courts (Civil Claims) Act 1970

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Local Courts (Civil Claims) Act 1970*.

BOB DEBUS, M.P.,  
Attorney General

## Explanatory note

On 1 January 2004, the jurisdiction of a Local Court to hear and determine actions for the recovery of any debt, demand or damage (whether liquidated or unliquidated) was increased from a maximum claim of \$40,000 to a maximum claim of \$60,000. Prior to 1 January 2004, claims above \$40,000 were required to be heard in a higher court.

The object of this Regulation is to provide that the filing fees for claims brought in a Local Court which, before 1 January 2004, would have been brought in a higher court are to be increased beyond those otherwise payable in a Local Court but not to the level of the filing fees payable for such claims in a higher court.

This Regulation is made under section 85 of the *Local Courts (Civil Claims) Act 1970*.

## **2004 No 276**

Clause 1            Local Courts (Civil Claims) Amendment (Filing Fees) Regulation 2004

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# **Local Courts (Civil Claims) Amendment (Filing Fees) Regulation 2004**

under the

Local Courts (Civil Claims) Act 1970

### **1 Name of Regulation**

This Regulation is the *Local Courts (Civil Claims) Amendment (Filing Fees) Regulation 2004*.

### **2 Commencement**

This Regulation commences on 1 June 2004.

### **3 Amendment of Local Courts (Civil Claims) Regulation 2000**

The *Local Courts (Civil Claims) Regulation 2000* is amended as set out in Schedule 1.

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**Schedule 1 Amendments**

(Clause 3)

**[1] Schedule 1 Court fees**

Insert “but not exceeding \$40,000” after “\$10,000” in paragraph 1 (c).

**[2] Schedule 1**

Insert after paragraph 1 (c):

- (d) in respect of a claim for an amount exceeding \$40,000 440.00 (in the case of a corporation) or 220.00 (in any other case)

**[3] Schedule 1**

Insert “but not exceeding \$40,000” after “\$10,000” in paragraph 2 (c).

**[4] Schedule 1**

Insert after paragraph 2 (c):

- (d) in respect of a claim for an amount exceeding \$40,000 440.00 (in the case of a corporation) or 220.00 (in any other case)