



New South Wales

# Criminal Procedure Amendment (Fees) Regulation 2006

under the

Criminal Procedure Act 1986

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Criminal Procedure Act 1986*.

BOB DEBUS, M.P.,  
Attorney General

## Explanatory note

The object of this Regulation is to amend the *Criminal Procedure Regulation 2005* so as:

- (a) to provide for the waiver, postponement and remittal of fees by the registrar of a court rather than, as is currently the case, by the court, and
- (b) to enable the registrar of a court, and the Sheriff, to delegate functions conferred on them by that Regulation, and
- (c) to increase certain fees that are payable in relation to criminal proceedings.

This Regulation is made under the *Criminal Procedure Act 1986*, including section 4A (Fees).

## **2006 No 356**

Clause 1            Criminal Procedure Amendment (Fees) Regulation 2006

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# **Criminal Procedure Amendment (Fees) Regulation 2006**

under the

Criminal Procedure Act 1986

### **1 Name of Regulation**

This Regulation is the *Criminal Procedure Amendment (Fees) Regulation 2006*.

### **2 Commencement**

This Regulation commences on 1 July 2006.

### **3 Amendment of Criminal Procedure Regulation 2005**

The *Criminal Procedure Regulation 2005* is amended as set out in Schedule 1.

## Schedule 1 Amendments

(Clause 3)

**[1] Clause 17 General power to waive, postpone and remit fees**

Omit “A court” from clause 17 (1).

Insert instead “The registrar of a court”.

**[2] Clause 17 (1)**

Omit “court” where lastly occurring. Insert instead “registrar”.

**[3] Clause 17 (3)**

Omit the subclause.

**[4] Clause 30A**

Insert after clause 30:

**30A Delegation of functions**

- (1) The registrar of a court may delegate to any person the exercise of any of the functions conferred on the registrar by this Regulation, other than this power of delegation.
- (2) The Sheriff may delegate to any person the exercise of any of the functions conferred on the Sheriff by this Regulation, other than this power of delegation.

**[5] Schedule 3**

Omit the Schedule. Insert instead:

## Schedule 3 Fees

(Clauses 13 and 14)

### Part 1 Court fees

	Column 1	Column 2
Item	Matter for which fee payable	Fee
1	Filing a court attendance notice under Chapter 4 of the <i>Criminal Procedure Act 1986</i>	\$67

**2006 No 356**

## Criminal Procedure Amendment (Fees) Regulation 2006

## Schedule 1 Amendments

<b>Column 1</b>		<b>Column 2</b>
<b>Item</b>	<b>Matter for which fee payable</b>	<b>Fee</b>
2	Filing an application to a Local Court for annulment of conviction or sentence under Part 2 of the <i>Crimes (Local Courts Appeal and Review) Act 2001</i>	\$67
3	Filing a notice of appeal, or an application for leave to appeal, to the District Court under Part 3 of the <i>Crimes (Local Courts Appeal and Review) Act 2001</i> :	
	(a) in relation to appellant's first such notice	\$82
	(b) in relation to appellant's second or subsequent such notice	\$44
4	To issue a certificate of conviction or dismissal	\$44
5	Retrieving, providing access to and furnishing a copy of any document (otherwise than as provided for by items 4, 6 and 8)	\$10, plus \$5 for each 10 pages (or part thereof) after the first 20 pages
6	Retrieving and providing access to, but not furnishing a copy of, any document	\$0
7	Supply of duplicate tape recording of sound-recorded evidence	\$37 per cassette
8	Copy of any deposition, transcript or diskette (unless otherwise provided for under any other Act):	
	(a) for each page, where the matter being transcribed is under 3 months old	\$68, plus \$8.20 per page for each page after the first 8 pages
	(b) for each page, where the matter being transcribed is 3 months old or older	\$81, plus \$9.30 per page for each page after the first 8 pages

**Part 2 Sheriff's fees**

<b>Column 1</b>		<b>Column 2</b>
<b>Item</b>	<b>Matter for which fee payable</b>	<b>Fee</b>
1	For attending a view by a jury in criminal proceedings	\$130

BY AUTHORITY