



New South Wales

# Dust Diseases Tribunal Amendment (Fees) Regulation 2008

under the

Dust Diseases Tribunal Act 1989

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Dust Diseases Tribunal Act 1989*.

JOHN HATZISTERGOS, M.L.C.,  
Attorney General

## **Explanatory note**

The object of this Regulation is to increase certain fees payable in respect of proceedings before the Dust Diseases Tribunal.

This Regulation is made under the *Dust Diseases Tribunal Act 1989*, including section 34 (Regulations: Tribunal fees).

## **2008 No 230**

Clause 1            Dust Diseases Tribunal Amendment (Fees) Regulation 2008

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# **Dust Diseases Tribunal Amendment (Fees) Regulation 2008**

under the

Dust Diseases Tribunal Act 1989

### **1 Name of Regulation**

This Regulation is the *Dust Diseases Tribunal Amendment (Fees) Regulation 2008*.

### **2 Commencement**

This Regulation commences on 1 July 2008.

### **3 Amendment of Dust Diseases Tribunal Regulation 2007**

The *Dust Diseases Tribunal Regulation 2007* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Clause 3)

**[1] Clause 4 Fees chargeable**

Omit clause 4 (1). Insert instead:

- (1) Subject to this Regulation, the fee that a person must pay in respect of a matter referred to in Column 1 of Schedule 1 is:
  - (a) except as provided by paragraph (b), the fee specified in respect of that matter in Column 2 of that Schedule, or
  - (b) if the person is a corporation and a fee is specified in respect of that matter in Column 3 of that Schedule, the fee so specified.

**[2] Schedule 1**

Omit the Schedule. Insert instead:

**Schedule 1 Fees**

(Clause 4)

	<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
	<b>Matter for which fee payable</b>	<b>Standard fee</b>	<b>Corporation fee</b>
1	Filing an initiating process	\$160	\$320
2	Filing a cross-claim	\$160	\$320
3	Filing a request for a first directions hearing (for a claim or cross-claim)	\$623	\$1,246
4	Filing a notice of motion	\$160	\$320
5	To open or keep open the registry or part of the registry:		
	(a) on a Saturday, Sunday or public holiday	\$552	\$1,104
	(b) on any other day:		
	(i) before 8.30 am or after 4.30 pm	\$552	\$1,104
	(ii) between 8.30 and 9 am or 4 and 4.30 pm	\$58	\$116

## 2008 No 230

### Dust Diseases Tribunal Amendment (Fees) Regulation 2008

#### Schedule 1 Amendments

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Matter for which fee payable</b>	<b>Standard fee</b>	<b>Corporation fee</b>
6 To furnish a copy of the written opinion or reasons for opinion of any member of the Tribunal:		
(a) for a printed copy	\$55	—
(b) for any other kind of copy	\$34	—
<b>Note.</b> A party to proceedings before the Tribunal is entitled to one copy of the opinion or reasons for opinion in relation to the proceedings without charge.		
7 Making a copy of any document, otherwise than as provided for by item 6, for each page (minimum fee of \$10)	\$2	—
8 Supply of a duplicate tape recording of sound-recorded evidence, for each cassette	\$40	—
9 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 of \$73)	\$8.90	—
(b) for each page, where the matter being transcribed is 3 months old or older (minimum fee for 1 to 8 pages of \$89)	\$10.20	—
10 To issue a subpoena for production	\$62	\$124
11 To issue a subpoena for production and to give evidence	\$62	\$124
12 To issue a subpoena to give evidence	\$30	\$60
13 Receipt by the Registrar of a document or thing produced in compliance with a notice to produce under Part 34 of the <i>Uniform Civil Procedure Rules 2005</i>	\$62	\$124

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Matter for which fee payable</b>	<b>Standard fee</b>	<b>Corporation fee</b>
14 The fee for a service not otherwise provided for in this Schedule <b>Note.</b> This fee is chargeable only with the approval of the Registrar.	\$33	\$66

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