



New South Wales

Criminal Procedure Amendment (Fees) Regulation 2010

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*.

JOHN HATZISTERGOS, MLC
Attorney General

Explanatory note

The object of this Regulation is to increase the fees payable in relation to criminal proceedings.

This Regulation is made under the *Criminal Procedure Act 1986*, including sections 4 (the general regulation-making power), 4A (Fees) and 114.

2010 No 329

Clause 1 Criminal Procedure Amendment (Fees) Regulation 2010

Criminal Procedure Amendment (Fees) Regulation 2010

under the

Criminal Procedure Act 1986

1 Name of Regulation

This Regulation is the *Criminal Procedure Amendment (Fees) Regulation 2010*.

2 Commencement

This Regulation commences on 1 July 2010 and is required to be published on the NSW legislation website.

Schedule 1 Amendment of Criminal Procedure Regulation 2005

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> to commence proceedings to which Parts 2–4 of that Chapter apply	\$79
2	Filing an application under Chapter 4 of the <i>Criminal Procedure Act 1986</i> to commence proceedings to which Part 5 of that Chapter applies, being proceedings in the Land and Environment Court (Class 5 of that Court's jurisdiction)	\$779
3	Filing an application to the Local Court for annulment of conviction or sentence under Part 2 of the <i>Crimes (Appeal and Review) Act 2001</i>	\$79
4	Filing a notice of appeal, or an application for leave to appeal, to the District Court under Part 3 of the <i>Crimes (Appeal and Review) Act 2001</i> :	
	(a) in relation to a single offence	\$97
	(b) in relation to more than 1 offence arising from the same court appearance	\$149
5	Filing a notice of appeal, or an application for leave to appeal, to the Land and Environment Court under Part 4 of the <i>Crimes (Appeal and Review) Act 2001</i> (Class 6 or 7 of that Court's jurisdiction)	\$779
6	Issuing a certificate of conviction or dismissal	\$52

2010 No 329

Criminal Procedure Amendment (Fees) Regulation 2010

Schedule 1 Amendment of Criminal Procedure Regulation 2005

Column 1		Column 2
Item	Matter for which fee payable	Fee
7	Retrieving, providing access to and furnishing a copy of any document (otherwise than as provided for by items 8 and 10)	\$10.80, plus \$5.40 for each 10 pages (or part of 10 pages) after the first 20 pages
8	Retrieving and providing access to, but not furnishing a copy of, any document	Nil
9	Supplying a duplicate tape recording of sound-recorded evidence	\$44 per cassette
10	Supplying a 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	\$79, plus \$9.70 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	\$97, plus \$11 per page for each page after the first 8 pages

Part 2 Sheriff's fees

Column 1		Column 2
Item	Matter for which fee payable	Fee
1	Attending a view by a jury in criminal proceedings	\$154
