



New South Wales

Criminal Procedure Amendment (Fees) Regulation 2011

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*.

GREG SMITH, MP
Attorney General

Explanatory note

The object of this Regulation is to increase certain 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.

2011 No 379

Clause 1 Criminal Procedure Amendment (Fees) Regulation 2011

Criminal Procedure Amendment (Fees) Regulation 2011

under the

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1 Name of Regulation

This Regulation is the *Criminal Procedure Amendment (Fees) Regulation 2011*.

2 Commencement

This Regulation commences on 1 August 2011 and is required to be published on the NSW legislation website.

Schedule 1 Amendment of Criminal Procedure Regulation 2010

Schedule 2

Omit the Schedule. Insert instead:

Schedule 2 Fees

(Clauses 10 and 11)

Part 1 Court fees

| 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 | 81 |
| 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) | 807 |
| 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> | 81 |
| 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 | 100 |
| | (b) in relation to more than 1 offence arising from the same court appearance | 154 |
| 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) | 807 |
| 6 | To issue a certificate of conviction or dismissal | 53 |
| 7 | Retrieving, providing access to and furnishing a copy of any document (otherwise than as provided for by items 8 and 10): | |
| | (a) for up to 20 pages | 11.10 |
| | (b) for each 10 pages (or part thereof) after the first 20 pages | 5.50 |

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Schedule 1 Amendment of Criminal Procedure Regulation 2010

| Item | Matter for which fee payable | Fee \$ |
|-------------|---|---------------|
| 8 | Retrieving and providing access to, but not furnishing a copy of, any document | Nil |
| 9 | Supplying a duplicate recording of sound-recorded evidence—per cassette tape or disc | 45.50 |
| 10 | Copy of any deposition or transcript (unless otherwise provided for under any other Act): | |
| | (a) for each page, where the matter being transcribed is under 3 months old: | |
| | (i) for up to 8 pages | 79 |
| | (ii) for each page after the first 8 pages | 9.70 |
| | (b) for each page, where the matter being transcribed is 3 months old or older: | |
| | (i) for up to 8 pages | 97 |
| | (ii) for each page after the first 8 pages | 11 |

Part 2 Sheriff's fees

| Item | Matter for which fee payable | Fee \$ |
|-------------|--|---------------|
| 1 | For attending a view by a jury in criminal proceedings | 159 |
