



New South Wales

Industrial Relations (General) Amendment (Fees) Regulation 2021

under the

Industrial Relations Act 1996

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Industrial Relations Act 1996*.

DON HARWIN, MLC

Special Minister of State, Minister for the Public Service and Employee Relations, Aboriginal Affairs, and the Arts

Explanatory note

The object of this Regulation is to amend the *Industrial Relations (General) Regulation 2020* to increase certain fees charged in relation to proceedings in the Industrial Relations Commission, in alignment with fees charged for similar matters in the Supreme Court, Land and Environment Court, District Court and Local Court.

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1 Name of Regulation

This Regulation is the *Industrial Relations (General) Amendment (Fees) Regulation 2021*.

2 Commencement

This Regulation commences on 1 July 2021 and is required to be published on the NSW legislation website.

Schedule 1 Amendment of Industrial Relations (General) Regulation 2020

Schedule 1

Omit the Schedule. Insert instead—

Schedule 1 Commission fees

clause 20

Fees for proceedings before Commission

Column 1	Column 2	Column 3
Matter for which fee payable	Standard fee	Corporation fee
1 Filing an application under the Act, section 84	\$88	—
2 Filing notice of leave to appeal to the Full Bench of the Commission under the Act, section 187 in relation to a decision of the Commission under the Act, Chapter 2, Part 6	\$288	\$576

Miscellaneous fees

Column 1	Column 2	Column 3
Matter for which fee payable	Standard fee	Corporation fee
1 Issuing a summons for production, or to give evidence, or both	\$109	\$218
2 Opening or keeping open the registry or part of the registry—		
(a) on a Saturday, Sunday or public holiday, or	\$781	\$1,562
(b) otherwise—		
(i) before 8:30am or after 4:30pm, or	\$781	\$1,562
(ii) between 8:30am and 9am or between 4pm and 4:30pm	\$84	\$168
3 Supplying a certified copy of a judgment or order, or of the written opinion or reasons for opinion of a member of the Commission or the Industrial Registrar	\$64	—
Note— Fees under this item are not chargeable to a party to proceedings for the first copy supplied to the party.		
4 Supplying an uncertified copy of a judgment or order, or of the written opinion or reasons for opinion of a member of the Commission or the Industrial Registrar	\$47	\$94
Note— Fees under this item are not chargeable to a party to proceedings for the first copy supplied to the party.		
5 Making a copy of a document, otherwise than as provided for by items 3 and 4—		
(a) for the first 20 pages, and	\$13	—

Miscellaneous fees

Column 1	Column 2	Column 3
Matter for which fee payable	Standard fee	Corporation fee
(b) for each 10 pages, or part of 10 pages, after the first 20 pages Note 1 — Except as provided in Note 2, fees under this item are chargeable— (a) to the Crown or a person acting on behalf of the Crown, and (b) to an industrial organisation or association registered under the Act, Chapter 5. Note 2 — Fees under this item are not chargeable to a person if the Secretary of the Treasury, or the President of the Anti-Discrimination Board, has authorised making the copy without charge.	\$7	—
6 Supplying a duplicate recording of sound-recorded evidence—per compact disc Note 1 — Except as provided in Note 2, fees under this item are chargeable— (a) to the Crown or a person acting on behalf of the Crown, and (b) to an industrial organisation or association registered under the Act, Chapter 5. Note 2 — Fees under this item are not chargeable to a person if the Secretary of the Treasury, or the President of the Anti-Discrimination Board, has authorised supplying the recording without charge.	\$55	—
7 Supplying a copy of the transcript of proceedings— (a) where the matter being transcribed is under 3 months old— (i) for the first 8 pages, and (ii) for each page after the first 8 pages, or (b) where the matter being transcribed is 3 months old or older— (i) for the first 8 pages, and (ii) for each page after the first 8 pages Note 1 — Except as provided in Note 2, fees under this item are chargeable— (a) to the Crown or a person acting on behalf of the Crown, and (b) to an industrial organisation or association registered under the Act, Chapter 5. Note 2 — Fees under this item are not chargeable to a person if the Secretary of the Treasury, or the President of the Anti-Discrimination Board, has authorised supplying the copy without charge.	\$95 \$11 \$116 \$13	— — — —
8 For retrieval from archives of a document or file—per file or box of files	\$85	—
9 Providing a service for which a fee is not otherwise imposed by this Schedule Note — A fee may not be imposed under this item except with the approval of the Industrial Registrar.	\$46	\$92