

Queensland



Justices Act 1886

JUSTICES (FEES) REGULATION 1992

**Reprinted as in force on 14 January 1999
(includes amendments up to SL No. 337 of 1998)**

Reprint No. 1D

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Information about this reprint

This regulation is reprinted as at 14 January 1999. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of earlier reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

Queensland



JUSTICES (FEES) REGULATION 1992

TABLE OF PROVISIONS

Section	Page
1 Short title	2
3 Fees	2
4 Where copy of complaint to be lodged	2
5 Copy of summons or warrant to be lodged	3
SCHEDULE	4

FEES

ENDNOTES

1 Index to endnotes	6
2 Date to which amendments incorporated	6
3 Key	6
4 Table of earlier reprints	7
5 List of legislation	7
6 List of annotations	8

JUSTICES (FEES) REGULATION 1992

[as amended by all amendments that commenced on or before 14 January 1999]

Short title

1. This regulation may be cited as the *Justices (Fees) Regulation 1992*.¹

Fees

3.(1) The fees payable to the clerk of a Magistrates Court in respect of a proceeding under the Act are set out in the schedule, part 1.

(2) The fees payable under part 4A of the Act are in the schedule, part 2.

Where copy of complaint to be lodged

4. If, in relation to a proceeding before a Magistrates Court, a warrant is issued to apprehend the defendant, the complainant must—

- (a) if the warrant is issued at the office of the clerk of the court—
 - (i) lodge a copy of the complaint with the clerk of the court at the time of issue of the warrant; and
 - (ii) pay the prescribed fee; or
- (b) if the warrant is issued outside the office of the clerk of the court—
 - (i) lodge a copy of the complaint with the nearest clerk of the court as soon as is practicable after its issue; and
 - (ii) within 3 days of its issue, pay the prescribed fee.

¹ This instrument, made as an order in council, is taken, under the *Statutory Instruments Act 1992*, section 20C(3), to be a regulation.

Copy of summons or warrant to be lodged**5. If—**

- (a) a summons to; or
- (b) a warrant for the apprehension of;

a witness is issued by a justice outside the office of the clerk of the court, the party on whose behalf the summons or warrant is issued must, within 1 day after the hearing of the complaint in relation to which the summons or warrant is issued, lodge with the clerk of the court, a copy of the summons or warrant, and pay the prescribed fee.

SCHEDULE

FEEs

section 3

\$

- 1. For lodging with the clerk of the court a complaint or (if the original complaint is not lodged) a copy of a complaint and issuing 55.00
- 2. For issuing a summons to, or a warrant for the apprehension of, a witness (each witness) 9.60
- 3. For lodging with the clerk of the court a copy of a summons to, or a warrant for the apprehension of, a witness (in circumstances where the summons or warrant has been issued by a justice not within the office of the clerk of the court) (each witness) 9.60
- 4. For lodging a demand or request for drawing up a conviction or order 7.60
- 5. For the inspection of a record in a matter, each record inspected—
 - (a) if not more than 4 years have elapsed since the matter was heard and determined 7.60
 - (b) if more than 4 years have elapsed since the matter was heard and determined 14.20
- 6. For each copy of evidence and records in a matter to which the *Recording of Evidence Act 1962* does not apply—each page 1.50

SCHEDULE (continued)

PART 2—FEES RELATING TO INFRINGEMENT NOTICES

7.	Enforcement notice filing fee	43.00
8.	Warrant execution fee	67.00

ENDNOTES

1 Index to endnotes

		Page
2	Date to which amendments incorporated	6
3	Key	6
4	Table of earlier reprints	7
5	List of legislation	7
6	List of annotations	8

2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 14 January 1999. Future amendments of the Justices (Fees) Regulation 1992 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

AIA	=	Acts Interpretation Act 1954		prev	=	previous
amd	=	amended		(prev)	=	previously
amdt	=	amendment		proc	=	proclamation
ch	=	chapter		prov	=	provision
def	=	definition		pt	=	part
div	=	division		pubd	=	published
exp	=	expires/expired		R[X]	=	Reprint No.[X]
gaz	=	gazette		RA	=	Reprints Act 1992
hdg	=	heading		reloc	=	relocated
ins	=	inserted		renum	=	renumbered
lap	=	lapsed		rep	=	repealed
notfd	=	notified		s	=	section
o in c	=	order in council		sch	=	schedule
om	=	omitted		sdiv	=	subdivision
p	=	page		SIA	=	Statutory Instruments Act 1992
para	=	paragraph		SL	=	subordinate legislation
prec	=	preceding		sub	=	substituted
pres	=	present		unnum	=	unnumbered

4 Table of earlier reprints

TABLE OF EARLIER REPRINTS

[If a reprint number includes a roman letter, the reprint was released in unauthorised, electronic form only.]

Reprint No.	Amendments included	Reprint date
1	to SL No. 289 of 1996	1 November 1996
1A	to SL No. 270 of 1997	19 September 1997
1B	to SL No. 457 of 1997	30 January 1998
1C	to SL No. 270 of 1997	29 October 1998

5 List of legislation

Justices (Fees) Regulation 1992 SL No. 196 (prev Justices (Fees) Order 1992)

made by the Governor in Council on 25 June 1992
pubd gaz 26 June 1992 pp 1942–6
ss 1–2 commenced on date of publication
remaining provisions commenced 1 July 1992 (see s 2)
exp 25 June 2002 (see SIA s 54)

as amended by—

Department of Justice (Variation of Fees) Regulation 1996 SL No. 289 pts 1, 4

notfd gaz 25 October 1996 pp 764–7
ss 1–2 commenced on date of notification
remaining provisions commenced 1 November 1996 (see s 2)

Department of Justice (Variation of Fees) Regulation 1997 SL No. 270 pts 1, 4

notfd gaz 29 August 1997 pp 1987–9
ss 1–2 commenced on date of notification
remaining provisions commenced 1 September 1997 (see s 2)

Justice Legislation (Variation of Fees) Regulation 1997 SL No. 457 pts 1–2

notfd gaz 19 December 1997 pp 1770–77
ss 1–2 commenced on date of notification
remaining provisions commenced 19 January 1998 (see s 2)
Note—This regulation was in force from 19 January 1998 to 22 April 1998 but it ceased to have effect when it was disallowed by resolution of the Legislative Assembly passed on 22 April 1998 (see Hansard 22 April 1998 p 804, Votes and Proceedings 22 April 1998 p 1074 and SIA 1992 ss 50 and 51).

Justice Legislation (Variation of Fees) Regulation 1998 SL No. 337 pts 1, 4

notfd gaz 18 December 1998 pp 1551–7
ss 1–2 commenced on date of notification
remaining provisions commenced 1 January 1999 (see s 2)

6 List of annotations

Short title

s 1 sub 1996 SL No. 289 s 9

Meaning of “application”

s 1A *ins 1997 SL No. 457 s 4 (disallowed 22 April 1998)*

Commencement

s 2 om 1996 SL No. 289 s 9

Fees

s 3 amd 1996 SL No. 289 s 10

Repeal

s 6 om 1996 SL No. 289 s 11

SCHEDULE—FEES

sub 1996 SL No. 289 s 12

amd 1997 SL No. 270 s 8; *1997 SL No. 457 s 5 (disallowed 22 April 1998)*;
1998 SL No. 337 s 8