

Queensland



Justices Act 1886

JUSTICES (FEES) REGULATION 1992

**Reprinted as in force on 1 November 1996
(includes amendments up to SL No. 289 of 1996)**

Reprint No. 1

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Information about this reprint

This regulation is reprinted as at 1 November 1996. The reprint—

- shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c))
- incorporates all necessary consequential amendments, whether of punctuation, numbering or another kind (Reprints Act 1992 s 5(d)).

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

Minor editorial changes allowed under the provisions of the Reprints Act 1992 mentioned in the following list have been made to use aspects of format and printing style consistent with current drafting practice (s 35).

See endnotes for information about when provisions commenced.

Queensland



JUSTICES (FEES) REGULATION 1992

TABLE OF PROVISIONS

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

SCHEDULE

FEES	5
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PART 1—GENERAL

PART 2—FEES RELATING TO INFRINGEMENT NOTICES

ENDNOTES

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

JUSTICES (FEES) REGULATION 1992

[as amended by all amendments that commenced on or before 1 November 1996]

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

PART 1—GENERAL

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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	53.00
2. For issuing a summons to, or a warrant for the apprehension of, a witness (each witness)	9.50
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)	9.50
4. For lodging a demand or request for drawing up a conviction or order	7.50
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	7.50
(b) if more than 4 years have elapsed since the matter was heard and determined	13.50

SCHEDULE (continued)

6.	For each copy of evidence and records in a matter to which the <i>Recording of Evidence Act 1962</i> does not apply—each page	1.50
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PART 2—FEES RELATING TO INFRINGEMENT NOTICES

7.	Enforcement notice filing fee	42.00
8.	Warrant execution fee	65.00

ENDNOTES

1 Index to endnotes

		Page
2	Date to which amendments incorporated	7
3	Key	7
4	List of legislation	8
5	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 1 November 1996. 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)	=	previously
amd	=	amended	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
om	=	omitted	sch	=	schedule
o in c	=	order in council	sdiv	=	subdivision
p	=	page	SIA	=	Statutory Instruments Act 1992
para	=	paragraph	SL	=	subordinate legislation
prec	=	preceding	sub	=	substituted
pres	=	present	unnum	=	unnumbered
prev	=	previous			

4 List of legislation

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

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)

5 List of annotations

Short title

s 1 sub 1996 SL No. 289 s 9

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