



Queensland

Justices Amendment Regulation (No. 1) 2007

Subordinate Legislation 2007 No. 7

made under the

Justices Act 1886

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1 Short title

This regulation may be cited as the *Justices Amendment Regulation (No. 1) 2007*.

2 Regulation amended

This regulation amends the *Justices Regulation 2004*.

3 Amendment of s 19 (Fees)

Section 19(2) to (4)—

omit, insert—

‘(2) However, sections 19A and 19B provide exemptions for particular fees.’

4 Insertion of new ss 19A and 19B

After section 19—

insert—

‘19A Fee exemption for State-related complainant

‘(1) Despite section 19(1), no filing fee is payable under schedule 3, items 1 to 3 by a State-related complainant.

‘(2) If—

- (a) a complaint is made by a State-related complainant; and
- (b) a court makes an order against the defendant in relation to the complaint;

the court must order the defendant to pay to the clerk of the court the amount of any filing fee that would have been payable in relation to the complaint by the State-related complainant if subsection (1) had not applied.

‘(3) In this section—

State-related complainant means—

- (a) the Sovereign; or
- (b) the State or a person acting for the State; or

- (c) an entity, or a person acting for an entity, whose expenditure is entirely payable out of the consolidated fund.

‘19B Fee exemption for record of particular decisions

‘(1) This section applies if—

(a) either—

- (i) a person’s Queensland driver licence is suspended under section 79B(2)¹ of the *Transport Operations (Road Use Management) Act 1995* (the **Transport Act**) because the person has been charged as mentioned in a provision of section 79B(1) of the Transport Act; or
- (ii) a person’s authority under a non-Queensland driver licence to drive on a Queensland road is suspended under section 79B(3) of the Transport Act because the person has been charged as mentioned in a provision of section 79B(1) of the Transport Act; and

(b) a decision is made under the Act to dismiss or strike out the complaint containing the charge.

‘(2) Despite section 19(1), no fee is payable under schedule 3, item 4 for the issue of a record of the decision.’

ENDNOTES

- 1 Made by the Governor in Council on 1 February 2007.
- 2 Notified in the gazette on 2 February 2007.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Justice and Attorney-General.

1 *Transport Operations (Road Use Management) Act 1995*, section 79B (Immediate suspension or disqualification)

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