



Queensland

# Justice Legislation (Allowances and Other Matters) Amendment Regulation 2023

## Subordinate Legislation 2023 No. 60

made under the

*Criminal Code Act 1899*

*Jury Act 1995*

*Queensland Civil and Administrative Tribunal Act 2009*

*Recording of Evidence Act 1962*

*Supreme Court of Queensland Act 1991*

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## Part 1 Preliminary

### 1 Short title

This regulation may be cited as the *Justice Legislation (Allowances and Other Matters) Amendment Regulation 2023*.

### 2 Commencement

This regulation commences on 1 July 2023.

## Part 2 Amendment of Criminal Code (Animal Valuers) Regulation 2014

### 3 Regulation amended

This part amends the *Criminal Code (Animal Valuers) Regulation 2014*.

*Note—*

See also the amendments in schedule 1.

### 4 Amendment of s 23 (Fees and allowances)

(1) Section 23(2), '\$227.10'—

*omit, insert—*

\$234.80

(2) Section 23(3)(a)(ii), (b) and (c), '*Public Service Act 2008*'—

*omit, insert—*

*Public Sector Act 2022*



\$

- (c) by taxi, or a similar form of transport, if the prosecution witness arranges with the prosecution to travel by taxi or the similar form of transport—the amount paid for the fare
- (d) by private vehicle, if the prosecution witness can not conveniently travel by public transport—\$0.40 for each km the vehicle travels

**Meal allowance**

- 2 If the prosecution witness is 12 years or more—
  - (a) for breakfast 17.00
  - (b) for lunch 17.00
  - (c) for dinner 32.40
- 3 If the prosecution witness is under 12 years—half the amount that would be payable for a witness under item 2(a), (b) or (c)

**Accommodation allowance**

- 4 For accommodation, for each night—
  - (a) if the accommodation is provided as part of a commercial transaction, the greater of—
    - (i) the amount paid; or
    - (ii) the maximum allowance 153.20
  - (b) otherwise 32.30

**Loss of earnings allowance**

- 5 For a non-professional witness, for each day—
  - (a) for a period of absence of 4 hours or less 59.60
  - (b) for a period of absence of more than 4 hours 125.00
- 6 For a professional witness, for each day—
  - (a) for a period of absence of 3 hours or less 133.40



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	\$
2 Remuneration for each day or part of a day a person serves as a juror or reserve juror on a trial	138.70
3 Additional remuneration for each day or part of a day, after the 20th weekday, a person serves as a juror or reserve juror on a trial	46.35
4 Daily allowance under section 10(2)	138.70
5 Meal allowance if the jury is allowed to separate during a lunch adjournment to obtain a meal	16.30
6 Meal allowance if the jury is allowed to separate during an evening adjournment to obtain a meal	27.60

## Part 5 **Amendment of Queensland Civil and Administrative Tribunal Regulation 2019**

### 9 **Regulation amended**

This part amends the *Queensland Civil and Administrative Tribunal Regulation 2019*.

*Note—*

See also the amendments in schedule 1.

### 10 **Amendment of s 15 (Non-professional witness attendance allowance—Act, s 97)**

(1) Section 15(1)(a), ‘\$45.80’—

*omit, insert—*

\$47.35

(2) Section 15(1)(b), ‘\$91.50’—

*omit, insert—*

\$94.60

[s 11]

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**11 Amendment of s 16 (Professional witness or expert witness attendance allowance—Act, s 97)**

- (1) Section 16(1), ‘\$283.50’—  
*omit, insert—*  
\$293.10
- (2) Section 16(2)(a), ‘\$106.90’—  
*omit, insert—*  
\$110.50
- (3) Section 16(2)(b), ‘\$148.20’—  
*omit, insert—*  
\$153.20
- (4) Section 16(2)(c), ‘\$180.40’—  
*omit, insert—*  
\$186.50
- (5) Section 16(2)(d), ‘\$212.70’—  
*omit, insert—*  
\$219.90
- (6) Section 16(2)(e), ‘\$257.90’—  
*omit, insert—*  
\$266.70
- (7) Section 16(3), ‘\$94.10’—  
*omit, insert—*  
\$97.30

**12 Amendment of s 22 (Daily sitting fee payable to QCAT justices of the peace—Act, s 206R)**

- Section 22, ‘\$106.10’—  
*omit, insert—*

\$109.70

## Part 6 **Amendment of Uniform Civil Procedure (Fees) Regulation 2019**

### 13 **Regulation amended**

This part amends the *Uniform Civil Procedure (Fees) Regulation 2019*.

*Note—*

See also the amendments in schedule 1.

### 14 **Amendment of s 24 (Attendance allowance for non-professional witness)**

(1) Section 24(a), '\$43.25'—

*omit, insert—*

\$44.70

(2) Section 24(b), '\$86.55'—

*omit, insert—*

\$89.50

### 15 **Amendment of s 25 (Attendance allowance for professional witness or expert)**

(1) Section 25(1), '\$265.80'—

*omit, insert—*

\$274.80

(2) Section 25(2)(a), '\$99.80'—

*omit, insert—*

\$103.20

[s 16]

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(3) Section 25(2)(b), '\$143.40'—

*omit, insert—*

\$148.30

(4) Section 25(2)(c), '\$174.30'—

*omit, insert—*

\$180.20

(5) Section 25(2)(d), '\$204.90'—

*omit, insert—*

\$211.90

(6) Section 25(2)(e), '\$234.80'—

*omit, insert—*

\$242.80

(7) Section 25(3), '\$89'—

*omit, insert—*

\$92.05

## **16 Amendment of s 26 (Attendance allowance for interpreters)**

(1) Section 26(1), '\$271.20'—

*omit, insert—*

\$280.40

(2) Section 26(2)(a), '\$69.25'—

*omit, insert—*

\$71.60

(3) Section 26(2)(b), '\$31.50'—

*omit, insert—*

\$32.55

## **Part 7                      Other amendments**

### **17      Legislation amended**

Schedule 1 amends the legislation it mentions.

## Schedule 1      Other amendments

section 17

### Criminal Code (Animal Valuers) Regulation 2014

**1      Section 6(4), ‘Public Service Act 2008’—**

*omit, insert—*

*Public Sector Act 2022*

### Criminal Practice (Fees and Allowances) Regulation 2021

**1      Section 8(3), definition *alternative scheme*, paragraph (a)—**

*omit, insert—*

(a) a directive made under the *Public Sector Act 2022*;

### Queensland Civil and Administrative Tribunal Regulation 2019

**1      Sections 19(1)(b) and 20, ‘Public Service Act 2008’—**

*omit, insert—*

*Public Sector Act 2022*

## Recording of Evidence Regulation 2018

### 1 Section 4F, example—

*omit, insert—*

*Example—*

If a fee were 4.75 fee units and the value of a fee unit were \$1.10, the number of dollars obtained by multiplying 4.75 by \$1.10 would be \$5.225. Because \$5.225 is halfway between \$5.20 and \$5.25, it is rounded upwards, so the amount of the fee would be \$5.25.

## Uniform Civil Procedure (Fees) Regulation 2019

### 1 Sections 22(1)(b) and 23(1), ‘*Public Service Act 2008*’—

*omit, insert—*

*Public Sector Act 2022*

Endnotes

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ENDNOTES

- 1 Made by the Governor in Council on 22 June 2023.
- 2 Notified on the Queensland legislation website on 23 June 2023.
- 3 The administering agency is the Department of Justice and Attorney-General.

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