

COMMERCIAL TRIBUNAL ACT 1984—REGULATION

(Relating to fees)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Commercial Tribunal Act, 1984, has been pleased to make the Regulation set forth hereunder.

PETER COLLINS
Minister for Consumer Affairs.

Commencement

1. This Regulation commences on 11th October, 1991.

Amendment

2. The Commercial Tribunal Regulation 1984 is amended by omitting Schedule 5 and by inserting instead the following Schedule:

SCHEDULE 5

Fees

(Cl. 8)

	\$
1. An application for which no other fee is prescribed by this regulation or by or under the relevant Act	110
2. An application under section 86 or 86A of the Credit Act 1984:	

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	\$
(a) where the number of contracts to which the application relates does not exceed 10	220
(b) where the number of contracts to which the application relates exceeds 10 but does not exceed 100	500
(c) where the number of contracts to which the application relates exceeds 100 but does not exceed 200	1,000
(d) where the number of contracts to which the application relates exceeds 200 but does not exceed 1,000	2,000
(e) where the number of contracts to which the application relates exceeds 1,000	5,000
3. Notice of appeal	140
4. Objection to a licence's being granted or continuing to be held	55
5. Certified copy of a judgment or final order after the judgment or final order has been entered or sealed	30
6. Searching any proceeding or record other than a search made by or on behalf of a party to the proceeding	30 per hour or part of an hour
7. Copy of a document	2 per page (minimum fee \$10)
8. Copy of evidence taken in any proceedings before the Tribunal	Cost to Tribunal
9. Taxation of costs: filing fee	100

EXPLANATORY NOTE

The object of this Regulation is to amend the Commercial Tribunal Regulation 1984 so as to increase the fees payable with respect to certain proceedings before the Tribunal (such as the fees for obtaining a copy of evidence taken in such proceedings, for the searching of a proceeding or record and for lodging a notice of appeal).

A sliding scale of fees for applications made under sections 86 and 86A of the Credit Act 1984 is substituted for the current flat fee. Those applications are applications by a credit provider for the restoration of the debtor's full liability where the credit provider has failed to comply with certain provisions of that Act or of the Credit (Administration) Act 1984 and, consequently, the debtor's liability has been reduced. The new fees payable in respect of those applications vary according to the number of contracts involved.

The Regulation also fixes the fee for filing an application for the taxation of Costs.
