

AUSTRALIAN CAPITAL TERRITORY

SMALL CLAIMS ACT 1974

DETERMINATION OF FEES

NO. 30 OF 1993

EXPLANATORY STATEMENT

Section 50A of the *Small Claims Act 1974* (the Act) provides that the Minister may, by notice in writing published in the *Gazette*, determine fees for the purposes of the Act.

This Determination revokes, with effect on and from 1 April 1993, Determination No. 97 of 1992 which previously determined fees for the purposes of the Act and determines the fees to be payable on and from 1 April 1993.

Section 46 of the Act provides that the determined fee is payable to the Registrar in respect of the institution of proceedings. Under the previous Determination, proceedings where no money amount was in dispute attracted a fee of \$57.00 which was the higher of the fees then applying. This Determination brings the fee for such proceedings into line with the lower fee applying to money matters. The fees determined by this instrument for the purpose of the institution of proceedings under section 46 are set out below with the fees previously determined shown in brackets -

(a) where the amount in dispute is less than \$2,000	\$28.00	(\$26.00)
(b) where the amount in dispute is \$2,000 or more	\$70.00	(\$57.00)
(c) in the case of proceedings where no money amount is in dispute	\$28.00	(\$26.00)

Previously, claims not exceeding \$2,000, including those for \$2,000, attracted the lower fee. This determination provides for the higher fee to be in respect of all claims of \$2,000 and above.

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Terry Connolly, Attorney General