

AUSTRALIAN CAPITAL TERRITORY

AMENDMENT OF THE COURT OF PETTY SESSIONS RULES

EXPLANATORY MEMORANDUM

No. 12 of 1974

The purpose of this amendment is to abolish all Court fees chargeable in proceedings in the Court of Petty Sessions except for those fees that are directly related to the performance of some service at the request of the applicant so as to reduce the costs of litigation.

The fees chargeable in the Court are contained in the Second Schedule to the Court of Petty Sessions Rules. The amending Rule repeals the Second Schedule and replaces it with a new Schedule. The existing Schedule prescribes fees for such steps as drawing and issuing proceedings, filing various documents in proceedings, entering judgments, searches, providing copies of documents, and service and execution of process. The new Schedule retains six of these items relating only to providing copies of documents and service and execution of process.

The amounts of the fees that have been retained have been increased so as to bring them into line with current costs. The fees were last increased in 1967.