

General Explanatory Notes

Subsection 37(1) of the Supreme Court Act 1933 (the Act) provides that the Attorney-General may, by notice in writing published in the Gazette, determine fees and charges for any of the following purposes:

- (a) proceedings in the Court, and matters incidental to such proceedings, including -
 - (i) the admission and enrolment of legal practitioners;*
 - (ii) the service and execution of the process of the Court; and*
 - (iii) the taxation of costs by officers of the Court;**
- (b) facilities and services provided by the Court, including the service and execution of the process of any court of the Commonwealth, a State or another Territory, or of any court of a foreign country;*
- (c) the general purposes of the Act, the Regulations or the Rules of Court.*

Subsection 37(2) of the Act provides that a Determination made under subsection 37(1) may provide for matters such as the exemption from liability to pay certain fees, in whole or in part, and for the remission or refund and the deferral of liability for the payment of fees and charges, in whole or in part, by the Registrar in particular circumstances.

Overview of increases in fees and charges

Fees have generally been increased by 2.5% and rounded to a five dollar multiple. For this reason, some fees will not increase this year (but may in future years).

Fees imposed in this instrument are exempted from GST by the "A New Tax System (Goods and Services Tax) (Exempt Taxes, Fees and Charges) Determination 2000" made by the Commonwealth Treasurer under Division 81 of the A New Tax System (Goods and Services Tax) Act 1999.

Commencement of Determination

This Determination comes into effect on 1 July 2000 and upon its coming into effect Determination No. 150 of 1999 will cease to have effect.

Revenue/cost implications

Additional revenue of about \$25,000 in a full year.