

COURT OF PETTY SESSIONS (SOLICITORS' COSTS) RULES*

REGULATIONS 1969 No. 5†

Application of amendment.

1.—(1.) The Court of Petty Sessions (Solicitors' Costs) Rules as amended by these Rules apply to and in relation to complaints filed on or after the first day of July, 1969.

(2.) Notwithstanding the amendment effected by these Rules, the Court of Petty Sessions (Solicitors' Costs) Rules, as in force immediately before the commencement of these Rules, continue to apply to and in relation to complaints filed before the first day of July, 1969.

The Schedule.

2. The Schedule to the Court of Petty Sessions (Solicitors' Costs) Rules is repealed and the following Schedule inserted in its stead:—

THE SCHEDULE
SCALE OF SOLICITORS' COSTS

Rule 3.

Item number	Matter	Where subject matter does not exceed \$200	Where subject matter exceeds \$200 but does not exceed \$400	Where subject matter exceeds \$400 but does not exceed \$1,000
		\$	\$	\$
1	Letter before action	1.00	1.00	1.50
2	Preparing and filing complaint, including instructions to sue	6.00	10.00	12.00
3	Request for particulars	1.50	1.50	2.00
4	Preparing further particulars where they are required by opposing party	2.00	3.00	4.00
5	Notice to produce or admit, and any other necessary or proper notice not otherwise provided for, including copies and service, for each notice ..	1.00	2.00	3.00
6	Summons for witness, including attending to issue ..	2.00	3.00	4.00
7	Preparing, filing and serving notice of intention to defend	1.00	1.00	2.00
8	Preparing defence to a default summons or notice of special defence to an ordinary summons, including filing and serving defence	6.00	10.00	12.00
9	Preparing case for complainant or defendant	15.00	30.00	60.00
10	Attending Court and conducting case or motion, if not contested—			
	(a) if the hearing does not last more than three hours, per hour	4.00	6.00	8.00
	(b) if the hearing exceeds three hours—			
	(i) for each of the first three hours	4.00	6.00	8.00
	(ii) for each hour after the first three hours ..	3.00	6.00	6.00
11	Attending Court and conducting case or motion, if contested—			
	(a) if the hearing does not last more than three hours, per hour	6.00	8.00	10.00
	(b) if the hearing exceeds three hours—			
	(i) for each of the first three hours	6.00	8.00	10.00
	(ii) for each hour after the first three hours ..	3.00	6.00	6.00

* For references to the *Commonwealth Gazettes* in which the original Rules and amending Rules before 1960 were notified, see footnote on p. 258 of Vol. III, of "Laws of the Australian Capital Territory 1911-1959" and for later amendments, see Regulations 1965, No. 10.
† Made under the *Court of Petty Sessions Ordinance* 1930-1969, notified in the *Commonwealth Gazette* and commenced on 30 June 1969.

THE SCHEDULE—*continued*

Item number	Matter	Where subject matter does not exceed \$200	Where subject matter exceeds \$200 but does not exceed \$400	Where subject matter exceeds \$400 but does not exceed \$1,000
		\$	\$	\$
12	Attending to hear judgment if not contested ..	5.00	10.00	10.00
13	Arranging settlement of action settled out of Court, including, in an appropriate case, attending Court to obtain approval of the Court to settlement ..	5.00	10.00	10.00
14	Attending Court to hear reserved judgment ..	3.00	4.00	6.00
15	Costs (to be included in amount of costs endorsed on Warrant) of obtaining a Warrant of Execution, including documents and attendances ..	2.00	4.00	6.00
16	Examination of judgment debtor as to debts owing to him and as to his property, including application for summons and preparing necessary documents ..	3.00	6.00	8.00
17	Application for order under section 171 of the Ordinance for attachment of debt including necessary notices and documents and obtaining Warrants ..	4.00	8.00	10.00
18	Application to the Court for order under Division 5 of Part IX. of the Ordinance, including all necessary documents, preparation of case and attendance at Court ..	6.00	10.00	12.00
19	Preparing and making any application to a Magistrate or Clerk not otherwise provided for, including copies of documents, filing and service ..	3.00	6.00	10.00