

AUSTRALIAN CAPITAL TERRITORY

Regulations 1987 No. 1¹

Magistrates Court Rules² (Amendment)

I, LIONEL FROST BOWEN, the Attorney-General of the Commonwealth of Australia, in pursuance of section 8 of the *Interpretation Ordinance 1967*, hereby make the following Rules under the *Magistrates Court Ordinance 1930*.

Dated 13 March 1987.

LIONEL BOWEN

Attorney-General

Court fees

1. Rule 68 of the Magistrates Court Rules is amended:

- (a) by omitting from subrule (2) all the words after “fee” and substituting:

“is an amount equal to the aggregate of an amount calculated at the rate of \$2.00 for each day or part day of the hearing in respect of which the copy or transcript is required and an amount calculated at the rate of \$0.05 for each page included in the record or transcript”;

and
- (b) by adding at the end the following subrules:
 - “(3) A person who is:
 - (a) an accused person in proceedings in the Court under Part VI of the Ordinance;
 - (b) a defendant in proceedings in the Court for an offence against a law in force in the Territory;
 - (c) a party to proceedings in the Court under the *Family Law Act 1975*; or

- (d) a relative of a deceased person whose death is the subject of an inquest under the *Coroners Ordinance 1956*;

is entitled, without the payment of any fee, to one copy of the record or a transcript or a copy of the transcript of the record of the proceedings.

“(4) The Commonwealth or a prescribed authority is entitled, without the payment of any fee, to one copy of the record or a transcript or a copy of the transcript of the record of any proceedings in the Court.

“(5) In this rule:

‘prescribed authority’ means a body corporate, or an unincorporated body, established for a public purpose by or under an Act or Ordinance, not being a body that is listed in Appendix A to section 29 of the Finance Directions dated 1 March 1982 issued pursuant to regulation 127A of the Finance Regulations made under the *Audit Act 1901*, being those Directions as in force at the date of commencement of this subrule; and

‘relative’, in relation to a deceased person, means a spouse, parent, child, brother, sister or next of kin.”.

Application

2. The amendments effected by rule 1 apply only in relation to a copy of the record or a transcript or a copy of the transcript of the record for which an application was made on or after the date of commencement of these Rules.

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 24 March 1987.
2. For references to the original Rules and amendments made before 1960 *see* footnote on p. 228 of Vol. III of “Laws of the Australian Capital Territory 1911-1959”. For later amendments *see* Regulations 1960 No. 7; 1965 No. 9; 1967 No. 2; 1968 No. 9; 1969 No. 4; 1970 No. 7; 1977 No. 7; 1979 No. 26; 1980 No. 5; and Ordinances No. 67, 1985 and No. 74, 1986.