

AUSTRALIAN CAPITAL TERRITORY

Regulations 1988 No. 24¹

Magistrates Court (Civil Jurisdiction) (Solicitors' Costs) Regulations² (Amendment)

I, MICHAEL CARTER TATE, the Minister of State for Justice, acting for and on behalf of the Attorney-General of the Commonwealth of Australia, hereby make the following Regulations under the *Magistrates Court (Civil Jurisdiction) Ordinance 1982*.

Dated 30 November 1988.

MICHAEL TATE

Minister of State for Justice

Commencement

1. These Regulations shall come into operation on 3 January 1989.

Principal Regulations

2. In these Regulations, “Principal Regulations” means the Magistrates Court (Civil Jurisdiction) (Solicitors’ Costs) Regulations.

Repeal

3. Regulations 6 to 10 (inclusive) of the Principal Regulations are repealed.

Schedules 1 and 2

4. Schedules 1 and 2 to the Principal Regulations are repealed and the following Schedules are substituted:

SCHEDULE 1

Regulations 3 and 4

SCALE OF SOLICITORS' COSTS—SPECIAL CLAIMS

| Item No. | Matter | Costs | | | | | |
|----------|---|---|---|--|---|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| | | \$ | \$ | \$ | \$ | \$ | \$ |
| | Issue of special claim and entry of judgment by default | | | | | | |
| 1 | Instructions to sue including letter before action, preparation and issuing of special claim and copies (To be entered on special claim) | 67.10 | 84.35 | 112.45 | 126.50 | 134.95 | 151.80 |
| 2 | On entry of final judgment pursuant to section 41 of the Ordinance—in addition to item 1 | 20.30 | 24.95 | 33.55 | 37.40 | 39.90 | 44.90 |
| | In addition where a special claim is served outside the Territory and an order is made by the court for leave to proceed in the proceedings | 20.30 | 24.95 | 33.55 | 37.40 | 39.90 | 44.90 |

SCHEDULE 2

Regulations 3 and 5

SCALE OF SOLICITORS' COSTS—GENERAL

| Item No. | Matter | Costs | | | | | |
|----------|---|---|---|--|---|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| | | \$ | \$ | \$ | \$ | \$ | \$ |
| | Issue of claim, notice of grounds of defence, reply, third party notice | | | | | | |
| 1 | Instructions to sue including letter before action, preparation and issuing of claim and copies (To be entered on ordinary claim) | 92.95 | 116.30 | 154.60 | 174.45 | 186.05 | 209.35 |
| 2 | Instructions to defend, including perusal of particulars of claim, preparation of notice of grounds of defence, copies and filing | 77.30 | 96.80 | 128.75 | 145.20 | 154.85 | 174.25 |
| | In addition where cross-claim pleaded | 36.70 | 46.00 | 60.85 | 69.05 | 73.65 | 82.85 |
| 3 | Perusal of notice of grounds of defence (where necessary and where item 4 is not applicable) ... | 6.25 | 8.60 | 10.90 | 12.90 | 13.80 | 15.50 |
| 4 | Instructions for reply, where necessary, including perusal of notice of grounds of defence, preparation of reply, copies and filing | 31.95 | 39.80 | 53.05 | 59.70 | 63.65 | 71.60 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|-------------|---|--|---|--|---|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| | In addition where defendant sets up a cross- claim | 9.40 | 11.65 | 15.65 | 17.50 | 18.70 | 21.00 |
| 5 | Preparation of third party notice, or notice claiming contribution or indemnity, including filing and service | 53.05 | 67.10 | 89.00 | 100.65 | 107.35 | 120.80 |
| | Particulars | | | | | | |
| 6 | Request for further and better particulars including copies and perusal of further and better particulars | 15.65 | 20.30 | 26.50 | 30.45 | 32.45 | 36.50 |
| 7 | Preparing further and better particulars including copies, filing and service and perusal of request ... | 40.60 | 50.80 | 67.10 | 76.15 | 81.25 | 91.40 |
| | Discovery | | | | | | |
| 8 | Notice for discovery including filing and service and perusal of affidavit of discovery | 28.10 | 35.15 | 46.80 | 52.70 | 56.20 | 63.25 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|----------|--|---|---|--|---|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| 9 | Affidavit of discovery including instructions, preparation, copies, attendances, filing and service | 81.15 | 101.45 | 135.80 | 152.15 | 162.30 | 182.60 |
| | Interrogatories | | | | | | |
| 10 | Interrogatories for examination of one party including instructions, preparation, copies, filing, service and perusal of answers | 45.35 | 56.20 | 74.90 | 84.35 | 89.95 | 101.20 |
| 11 | Answers to interrogatories of one party including instructions, preparation, copies, attendances, filing, service and perusal of interrogatories | 59.30 | 74.90 | 99.95 | 112.40 | 119.85 | 134.85 |
| | Notices | | | | | | |
| 12 | (a) Notice to admit including copies, filing, service and perusal of admissions | 26.50 | 32.75 | 43.75 | 49.15 | 52.40 | 58.95 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|----------|--|---|---|--|---|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| | (b) Admissions including copies, filing, service and perusal of notice to admit | 45.20 | 56.20 | 74.90 | 84.35 | 89.95 | 101.20 |
| 13 | Notice to produce at hearing including preparation and service | 14.05 | 17.25 | 23.45 | 25.85 | 27.55 | 31.00 |
| 14 | Notice of payment into court or notice of acceptance including copies, filing and service | 35.95 | 44.55 | 59.30 | 66.80 | 71.25 | 80.20 |
| 15 | Any necessary notice undertaking consent or memorandum (not otherwise provided for) including copies, filing and service | 17.10 | 21.10 | 28.10 | 31.60 | 33.75 | 37.95 |
| | Motions | | | | | | |
| 16 | Notice of motion including instructions, preparation, copies, issuing and service | 42.15 | 53.05 | 70.25 | 79.55 | 84.85 | 95.50 |
| 17 | Instructions to oppose notice of motion including perusal of notice of motion | 28.90 | 36.70 | 48.40 | 55.10 | 58.75 | 66.10 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|----------|--|---|---|--|---|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| | Affidavits | | | | | | |
| 18 | Instructions for and preparation of any necessary special affidavit (not otherwise provided for) including attendances, copies, filing and service | 53.05 | 66.30 | 89.00 | 99.45 | 106.10 | 119.35 |
| 19 | Affidavit of service, where necessary, including preparation and filing | 10.90 | 14.05 | 18.70 | 21.10 | 22.50 | 25.30 |
| | Setting down | | | | | | |
| 20 | Certificate of readiness for hearing including letter requesting certification and attendance to file | 14.85 | 18.70 | 24.95 | 28.05 | 29.90 | 33.65 |
| | Summonses | | | | | | |
| 21 | Summons to witness including issuing and necessary copies (for one person) | 9.40 | 11.65 | 15.65 | 17.50 | 18.70 | 21.00 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|-------------|---|--|---|--|---|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| | Second and subsequent summons (per person) ... | 1.60 | 1.95 | 2.40 | 2.90 | 3.10 | 3.45 |
| | Documents | | | | | | |
| 22 | Instructions for and drawing of any necessary bond | 13.25 | 16.45 | 21.90 | 24.65 | 26.30 | 29.60 |
| 23 | Bill of costs for taxation, including copy for taxing officer, per folio | 1.70 | 2.15 | 2.85 | 3.25 | 3.45 | 3.90 |
| 24 | Any necessary document not provided for under item 34 or otherwise, including a copy—per folio | 1.70 | 2.15 | 2.85 | 3.25 | 3.45 | 3.90 |
| | Copies | | | | | | |
| 25 | Any necessary copies of pleadings, briefs and other documents where no other provision is made—per page | .55 | .70 | .90 | 1.00 | 1.10 | 1.20 |

SCHEDULE 2—continued

| | | Costs | | | | | |
|----------------|--|---|---|--|---|---|--|
| Item No. | Matter | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| Letters | | | | | | | |
| 26 | Ordinary letter (including letter between principal and agent), where no other provision is made | 4.65 | 6.25 | 7.80 | 9.35 | 9.95 | 11.20 |
| 27 | Special letter (including letter between principal and agent), where no other provision is made .. | 9.40 | 11.65 | 15.65 | 17.50 | 18.70 | 21.00 |
| 28 | Circular letters after the first | 1.60 | 1.95 | 2.40 | 2.90 | 3.10 | 3.45 |
| Service | | | | | | | |
| 29 | Personal service, where necessary | 14.05 | 17.30 | 23.45 | 25.85 | 27.55 | 31.00 |
| 30 | Where service by post is authorised, where no other provision is made | 5.45 | 7.05 | 9.40 | 10.55 | 11.25 | 12.65 |
| 31 | Where service at address for service, where no other provision is made | 5.45 | 7.05 | 9.40 | 10.55 | 11.25 | 12.65 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|-------------|--|--|---|--|---|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| 32 | For arranging service out of the jurisdiction | 9.40 | 11.65 | 15.65 | 17.50 | 18.70 | 21.00 |
| | <i>Notes:</i> | | | | | | |
| | 1. When any 2 or more documents have to be, or may be, served together one fee only for such service may be allowed. | | | | | | |
| | 2. The service under items 29 to 32 includes attendances as to service and for swearing the affidavit of service. | | | | | | |
| | Perusals | | | | | | |
| 33 | Perusal of any document not provided for in item 34 or otherwise—per folio | .80 | .90 | 1.25 | 1.35 | 1.45 | 1.65 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|-------------|--------|--|---|--|--|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |

Preparation

- 34 Instructions for brief for counsel or brief notes for solicitor, where necessary, for work necessarily and properly done in preparing for a hearing and not otherwise provided for, including preparation and delivery of
- brief to counsel (or brief notes for solicitor) and also including:
- (a) taking instructions for examination of any party or witness;
 - (b) considering the facts and law;

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|-------------|--|--|---|--|---|---|---|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| (c) | attending on and corresponding with client; | | | | | | |
| (d) | interviewing and corresponding with witnesses and potential witnesses and taking proofs of their evidence; | | | | | | |
| (e) | making search in any public office and elsewhere for relevant documents; | | | | | | |
| (f) | arranging to obtain reports or advice from experts and maps, plans, photographs and models; | | | | | | |
| (g) | inspecting any property or place material to the proceedings; | | | | | | |
| (h) | perusing relevant documents; and | | | | | | |
| (i) | the general care and conduct of the proceedings | 50.00 per hour or 500.00, whichever is less | 62.45 per hour or 624.50, whichever is less | 83.30 per hour or 833.00, whichever is less | 93.70 per hour or 937.00, whichever is less | 99.90 per hour or 999.00, whichever is less | 112.40 per hour or 1,124.00, whichever is less |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|-------------|--------|--|---|--|--|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |

If because of special circumstances relating to a particular matter, any party considers that the amount of costs allowable under this item in respect of the matter is not sufficient remuneration for the care and conduct including skill and responsibility involved throughout the course of proceedings and in obtaining instructions for brief or brief notes the party may apply to the court and the court may increase that amount by fixing a higher hourly rate or higher maximum amount than the rate or maximum amount specified in this item or may give such directions as it thinks proper in all the circumstances.

SCHEDULE 2—continued

| | | Costs | | | | | |
|--|--|---|---|--|---|---|--|
| Item No. | Matter | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| <i>Note:</i> | | | | | | | |
| This item should begin with a short statement of: | | | | | | | |
| (i) the main issues; | | | | | | | |
| (ii) any particular difficulties of fact or law; and | | | | | | | |
| (iii) any special skill, knowledge or responsibility required. | | | | | | | |
| Attendances | | | | | | | |
| 35 | Attending court or magistrate’s chambers in defended matter: | | | | | | |
| | (a) principal solicitor with counsel, per hour; or | 37.40 | 46.80 | 62.45 | 70.20 | 74.90 | 84.25 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|-------------|---|--|---|--|--|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| | (b) employed solicitor or clerk with counsel, per hour | 26.50 | 32.75 | 43.75 | 49.15 | 52.40 | 58.95 |
| 36 | Attending court or magistrate's chambers in undefended matter: | | | | | | |
| | (a) principal solicitor with counsel, per hour; or | 33.55 | 42.15 | 56.20 | 63.25 | 67.45 | 75.90 |
| | (b) employed solicitor or clerk with counsel, per hour | 22.65 | 28.10 | 37.50 | 42.15 | 45.00 | 50.60 |
| 37 | On taxation of costs, per hour | 22.65 | 28.10 | 37.50 | 42.15 | 45.00 | 50.60 |
| 38 | In court to hear reserved judgment, with or without counsel, or to mention a matter for the purpose of adjournment or otherwise | 14.85 | 18.70 | 24.95 | 28.05 | 29.90 | 33.65 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|-------------|---|--|---|--|---|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| 39 | Appointing and attending conference with counsel, when necessary, or attendances to produce documents for inspection or to inspect documents, where necessary, or on a view or on witnesses or other persons: | | | | | | |
| | (a) by principal solicitor if attendance warranted, per hour; or | 33.55 | 42.15 | 56.20 | 63.25 | 67.45 | 75.90 |
| | (b) by employed solicitor or clerk, per hour ... | 22.65 | 28.10 | 37.50 | 42.15 | 45.00 | 50.60 |
| 40 | Telephone attendance if of substance or importance (other telephone calls not allowed), where no other provision is made | 4.65 | 6.25 | 7.80 | 9.35 | 9.95 | 11.20 |
| 41 | Any necessary attendance not provided for in item 34 or otherwise | 7.80 | 9.40 | 12.45 | 14.10 | 15.05 | 16.95 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|-----------------------|--|--|---|--|--|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| Counsel’s fees | | | | | | | |
| 42 | (1) Where a solicitor briefs himself or herself as counsel three-quarters of the fees set out in items 43 (e) and (g); or | | | | | | |
| | (2) Where a solicitor briefs his or her partner as counsel five-sixths of the fees set out in item 43: | | | | | | |
| 43 | (a) For drawing or settling any necessary document including a claim, notice of grounds of defence, interrogatories, etc. per hour | 64.00 | 80.00 | 106.65 | 120.00 | 128.00 | 144.00 |
| | (b) To advise on evidence or for opinion, per hour | 64.00 | 80.00 | 106.65 | 120.00 | 128.00 | 144.00 |
| | (c) Conference, when necessary, per hour | 64.00 | 80.00 | 106.65 | 120.00 | 128.00 | 144.00 |
| | (d) On view, per hour | 64.00 | 80.00 | 106.65 | 120.00 | 128.00 | 144.00 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|--------------------|--|--|---|--|---|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| (e) | Brief to appear on interlocutory application in court or in chambers | 76.00 | 95.00 | 126.65 | 142.50 | 152.00 | 171.00 |
| | (i) unopposed | | | | | | |
| | (ii) opposed | 154.00-324.00 | 192.50-405.00 | 256.65-540.00 | 288.75-607.50 | 308.00-648.00 | 346.50-729.00 |
| (f) | To hear reserved judgment | 38.00-64.00 | 47.50-80.00 | 63.35-106.65 | 71.25-120.00 | 76.00-128.00 | 85.50-144.00 |
| (g) | Brief— | 282.40-324.00 | 353.00-405.00 | 470.65-540.00 | 529.50-607.50 | 564.80-648.00 | 635.40-729.00 |
| | on hearing | | | | | | |
| | on assessments (where liability is not in issue) | 192.00-244.00 | 240.00-305.00 | 320.00-406.65 | 360.00-457.50 | 384.00-488.00 | 432.00-549.00 |
| Enforcement | | | | | | | |
| 44 | Application for certificate of judgment for registration in the Supreme Court including filing | 10.20 | 13.25 | 17.10 | 19.90 | 21.20 | 23.85 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|-------------|---|--|---|--|--|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| 45 | Costs (to be included in amount of costs endorsed on warrant) of obtaining a warrant of execution, including documents and attendances..... | 22.65 | 28.10 | 37.50 | 42.15 | 45.00 | 50.60 |
| 46 | Examination of judgment debtor as to debts owing to him or her and as to his or her property, including instructions, preparation of application for summons, filing and preparing necessary documents | 81.15 | 101.45 | 135.10 | 152.15 | 162.30 | 182.60 |
| 47 | Application for order under section 171 of the <i>Magistrates Court Ordinance 1930</i> for attachment of debt including instructions, preparation of application and affidavit in support, filing and obtaining order | 46.80 | 58.60 | 78.10 | 87.90 | 93.75 | 105.50 |

SCHEDULE 2—continued

| Item No. | Matter | Costs | | | | | |
|-------------|---|--|---|--|---|---|--|
| | | Where relevant amount does not exceed \$2,000 | Where relevant amount exceeds \$2,000 but does not exceed \$5,000 | Where relevant amount exceeds \$5,000 but does not exceed \$10,000 | Where relevant amount exceeds \$10,000 but does not exceed \$25,000 | Where relevant amount exceeds \$25,000 but does not exceed \$40,000 | Where relevant amount exceeds \$40,000 |
| 48 | Preparing application to the court for order under Division 5 of Part IX of the <i>Magistrates Court Ordinance 1930</i> including instructions, preparation of application, necessary documents and supporting affidavit and filing | 50.00 | 62.45 | 82.75 | 93.70 | 99.90 | 112.40 |

Savings

5. Notwithstanding regulations 3 and 4, regulations 6 to 10 (inclusive) and Schedules 1 and 2 of the Principal Regulations as in force immediately before the commencement of these Regulations continue to apply in respect of work done or services performed before that commencement.

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 14 December 1988.
2. Regulations 1982 No. 31 as amended by Ordinance No. 67, 1985 and by Regulations 1986 Nos. 3 and 26; 1987 No. 14; 1988 Nos. 1, 5 and 19.