



## **DUST DISEASES TRIBUNAL OF NSW**

### **ADVICE TO PRACTITIONERS (No.5 of 2020)**

#### **NEW TRIBUNAL FEES COMMENCING 1 JULY 2020**

Practitioners are advised that the Dust Diseases Tribunal Amendment (Fees) Regulation 2020 commenced on 1 July 2020.

A copy of the fees are attached.

Daniel Watson  
Registrar  
1 July 2020



New South Wales

# **Dust Diseases Tribunal Amendment (Fees) Regulation 2020**

**under the**

Dust Diseases Tribunal Act 1989

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Dust Diseases Tribunal Act 1989*.

## **MARK SPEAKMAN, MP**

Attorney General, and Minister for the Prevention of Domestic Violence

### **Explanatory note**

The object of this Regulation is to increase the fees payable in respect of proceedings before the Dust Diseases Tribunal of New South Wales.

This Regulation is made under the *Dust Diseases Tribunal Act 1989*, including section 34.

## **Dust Diseases Tribunal Amendment (Fees) Regulation 2020**

under the

### **Dust Diseases Tribunal Act 1989**

**1 Name of Regulation**

This Regulation is the *Dust Diseases Tribunal Amendment (Fees) Regulation 2020*.

**2 Commencement**

This Regulation commences on 1 July 2020 and is required to be published on the NSW legislation website.

## Schedule 1 Amendment of Dust Diseases Tribunal Regulation 2019

### Schedule 1 Fees

Omit the Schedule. Insert instead—

### Schedule 1 Fees

(Clause 4)

	Column 1	Column 2	Column 3
Item	Matter for which fee payable	Standard fee	Corporation fee
1	Filing an initiating process	\$214	\$428
2	Filing a cross-claim	\$214	\$428
3	First directions hearing	\$854	\$1,708
4	Filing a notice of motion	\$221	\$442
5	Opening or keeping open the registry or part of the registry—		
	(a) on a Saturday, Sunday or public holiday	\$758	\$1,516
	(b) on any other day—		
	(i) before 8.30 am or after 4.30 pm	\$758	\$1,516
	(ii) between 8.30 and 9 am or 4 and 4.30 pm	\$79	\$158
6	Retrieving, providing access to and furnishing a copy of any document (otherwise than as provided for by items 7, 10 and 15)—		
	(a) for the first 20 pages	\$13	—
	(b) for each 10 pages (or part of 10 pages) after the first 20 pages	\$7	—
7	Furnishing a copy of the written opinion or reasons for opinion of any member of the Tribunal—		
	(a) for a printed copy	\$74	—
	(b) for any other kind of copy	\$46	—
	<b>Note.</b> A party to proceedings before the Tribunal is entitled to 1 copy of the opinion or reasons for opinion in relation to the proceedings without charge.		
8	Furnishing 1 or more sealed or certified copies of a judgment or order of the Tribunal	\$74	—
9	Supplying a duplicate recording of sound-recorded evidence, for each disc	\$56	—
10	Supplying a copy of a transcript of any proceedings—		
	(a) for each page, where the matter being transcribed is less than 3 months old—		

	Column 1	Column 2	Column 3
Item	Matter for which fee payable	Standard fee	Corporation fee
	(i) for up to 8 pages	\$91	—
	(ii) for each page over 8 pages	\$11	—
	(b) for each page, where the matter being transcribed is 3 or more months old—		
	(i) for up to 8 pages	\$110	—
	(ii) for each page over 8 pages	\$13	—
	<b>Note.</b> A person who is supplied with a copy of a transcript of any proceedings of the Tribunal by a third party provider (not being the Tribunal or the Department of Communities and Justice's Reporting Services Branch) may be liable to pay a fee stipulated by that provider for that service. A fee stipulated by a third party provider is not subject to this item.		
11	Issuing a subpoena for production	\$86	\$172
12	Issuing a subpoena to give evidence	\$42	\$84
13	Issuing a subpoena for production and to give evidence	\$86	\$172
14	Receipt by the registrar of a document or thing produced in compliance with a notice to produce under Part 34 of the <i>Uniform Civil Procedure Rules 2005</i>	\$86	\$172
15	Retrieving and providing access to, but not furnishing a copy of, any file or box of files in respect of proceedings before the Tribunal, where the file or box of files is retrieved from an off-site storage facility—		
	(a) standard retrieval request (for each file or box of files)	\$84	—
	(b) non-standard retrieval request (including an urgent retrieval request, a high or after hours priority retrieval request or a retrieval request for delivery to or from a regional location outside the Sydney metropolitan area)	Such additional fee incurred by the Tribunal	—
16	Requesting production to the court of documents held by another court	\$63	\$126
17	Providing any service for which a fee is not otherwise provided for in this Schedule	\$45	\$90
	<b>Note.</b> This fee is chargeable only with the approval of the registrar.		

