

Schedule 1 — Fees

[r. 4]

[Heading inserted: SL 2023/120 r. 41.]

Division 1 — General Division fees

[Heading inserted: SL 2023/120 r. 41.]

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
1.	On filing —			
	(a) an originating process by which a cause, matter or other proceeding in the Court is commenced, other than proceedings of the kind referred to in item 2, 3 or 7	1 730.00	3 371.00	100.00
	(b) a notice of appeal (whether in draft form or not)	1 730.00	3 371.00	100.00
2.	On filing —			
	(a) a counterclaim	1 730.00	3 371.00	100.00
	(b) a third party notice or a notice under the Rules O. 19 r. 8	1 730.00	3 371.00	100.00

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		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
	(c) an application —			
	(i) to extend a period of time fixed by law, including an application to extend time before proceedings are commenced	577.00	1 130.00	100.00
	(ii) to limit a period of time within which proceedings may be taken	577.00	1 130.00	100.00
	(iii) for leave to serve a writ or notice of a writ out of jurisdiction	577.00	1 130.00	100.00
	(iv) to swear to the death of a person	577.00	1 130.00	100.00
	(v) for leave to appeal	577.00	1 130.00	100.00

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		\$	\$	\$
	(vi) for leave to issue a subpoena under the <i>Commercial Arbitration Act 2012</i>	577.00	1 130.00	100.00
	(vii) in a pending cause or matter in admiralty whether by summons or motion, other than an application by the Marshal	577.00	1 130.00	100.00
	(d) another application for which no fee has been provided in this Division	577.00	1 130.00	100.00
	Note for this item: The fee in paragraph (c)(vi) is payable only once on the first application in an arbitration.			
3.	Commencing an appeal to which the Rules O. 60A r. 4 applies	1 153.00	2 257.00	100.00
4.	Entry for hearing a cause or matter or notice of an appointment to hear an originating summons	1 730.00	3 371.00	100.00

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		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
5.	Allocation of hearing date	1 158.00 for each day allocated	3 007.00 for each day allocated	100.00
	Note for this item: See regulation 9.			
6.	Daily hearing fee before a Court constituted by a master or 1 or more judges	1 158.00	3 007.00	Nil
	Notes for this item:			
	1. No fee is payable if the proceedings are of an interlocutory nature.			
	2. The fee is to be paid in respect of the number of hearing days (or part days) greater than the number of hearing days for which a fee has been paid under item 5.			
	3. If the Court allocates a half-day or less for the continuation of the hearing, a fee equal to half the prescribed amount is payable for that period.			
	4. The daily fee becomes payable on a day-to-day basis and is payable before the daily reconvening of the hearing.			
7.	(a) On filing before a judge, master or registrar in chambers —			
	(i) an interlocutory application or summons returnable	407.00	790.00	100.00

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		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
	(ii) an application for assessment of damages	407.00	790.00	100.00
	(iii) an application for summary judgment	407.00	790.00	100.00
(b)	On an appointment before a judge, master or registrar —			
	(i) on a reference for inquiry and report	407.00	790.00	100.00
	(ii) to pass accounts	407.00	790.00	100.00
	(iii) to settle the index of a transcript for use upon the hearing of an appeal	407.00	790.00	100.00
	(iv) on a reference to a registrar in admiralty proceedings	407.00	790.00	100.00

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		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$

(c)	On an appointment before a judge, master or registrar for mediation	407.00	790.00	Nil
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Notes for this item:

1. If the registrar is assisted by 1 or more assessors, the daily fee is payable for each assessor if the registrar considers that to be reasonable.
2. The fee payable to an assessor becomes payable on a day-to-day basis as the reference proceeds and is payable in the first instance by the claimant.
3. The fee includes the first day of the hearing of the application or summons and includes any adjournment of the hearing.
4. The fee is payable in respect of an application for liberty to apply to relist.

8. If the hearing of a matter to which item 7 applies is listed for more than 1 day and proceeds for more than the number of days listed, the fee prescribed in item 7 is payable for each additional day or part of a day of a hearing.

Note for this item:

The daily fee becomes payable on a day-to-day basis and is payable before the daily reconvening of the hearing.

9. On filing a bill of costs for taxation in a cause or

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	matter or under the <i>Commercial Arbitration Act 2012</i> , or on filing an application for a costs assessment under the <i>Legal Profession Uniform Law (WA)</i> —			
(a)	lodgment fee	563.00	1 089.00	100.00
(b)	on the setting of an appointment to tax a bill of costs — an additional fee at the rate of	2.50%	2.50%	

Notes for this item:

1. The % rate is to be applied to the amount at which the bill is drawn.
2. The taxing officer must allow against the person chargeable with the costs as taxed, taxing fees at the rate prescribed in paragraph (b) of the amount found due on taxation.
3. If the parties agree on the bill of costs in a cause or matter or under the *Legal Profession Uniform Law (WA)* or the *Commercial Arbitration Act 2012* and the appointment is cancelled, the following percentage of the fee paid is to be refunded —
 - (a) if the appointment is cancelled less than 3 days before the day of the appointment — nil;
 - (b) if the appointment is cancelled 3 days or more and less than 10 days before the day of the appointment — 50%;
 - (c) if the appointment is cancelled 10 days or more before the day of the appointment — 80%.

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		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
10.	On filing an application under the <i>Legal Profession Uniform Law (WA)</i> section 205(1) for a review of a costs assessment, where the review is by a judge	563.00	1 089.00	100.00
11.	For searching a proceeding or record (other than a search made by or on behalf of a party to the proceeding) —			
	(a) if the search is made by a recognised service approved by the Attorney General	2.60	2.60	2.60
	(b) otherwise	58.50	58.50	17.55
12.	(a) On an application to produce records or documents that are required to be produced to a court, tribunal, arbitrator or umpire	85.50	85.50	25.60

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		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
	(b) If an officer is required to attend at a court or place out of the Supreme Court building —			
	(i) the officer's reasonable expenses			
	(ii) in addition, for each hour or part of an hour the officer is necessarily absent from the officer's office	115.00	115.00	34.50
13.	(a) For a copy of a document or an exhibit, including marking as an office copy if required, for each page or part of a page	2.45	2.45	0.75

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		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
(b)	For a copy of reasons for judgment —			
(i)	for each copy issued to a person who is not a party to the proceedings	20.30	20.30	6.10
(ii)	for each copy in excess of 1 copy issued to a party to the proceedings	20.30	20.30	6.10
(iii)	for each copy consisting of 10 or more pages an additional fee per page	2.60	2.60	0.80
(c)	For certifying under seal that a document is a true copy — an additional fee	28.10	28.10	8.45
(d)	For a certificate under the hand of a registrar	41.30	41.30	12.40

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		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
	(e) For sealing a warrant of arrest release, commission for the appraisal or sale of property or for the appraisal or sale in admiralty proceedings	114.50	114.50	34.40
14.	(a) For providing a transcript, or part of a transcript —			
	(i) provided within 1 day after the day on which the fee is paid	26.90 plus 11.10 per page	26.90 plus 22.20 per page	8.05 plus 3.35 per page
	(ii) provided within 2 days after the day on which the fee is paid	26.90 plus 10.20 per page	26.90 plus 20.30 per page	8.05 plus 3.05 per page
	(iii) provided within 4 days after the day on which the fee is paid	26.90 plus 9.60 per page	26.90 plus 19.40 per page	8.05 plus 2.90 per page
	(iv) provided within 7 days after the day on which the fee is paid	26.90 plus 9.30 per page	26.90 plus 18.45 per page	8.05 plus 2.80 per page

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		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
	(v) provided within 14 days after the day on which the fee is paid	26.90 plus 7.85 per page	26.90 plus 15.75 per page	8.05 plus 2.35 per page
	(vi) provided on a running basis (i.e. periodically throughout or following the day of the proceedings)	26.90 plus 11.80 per page	26.90 plus 23.60 per page	8.05 plus 3.55 per page
	(b) For providing a copy of a transcript, or part of a transcript, if the transcript or part has been provided to the person requesting the copy —			
	(i) electronic format	28.10 per copy	28.10 per copy	8.45 per copy
	(ii) paper copy	2.80 per page	2.80 per page	0.85 per page
15.	On filing an application for admission by the Supreme Court	464.00	N/A	N/A

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Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
16.	On commencing an appeal under the Rules O. 75A r. 2B for —			
(a)	an appeal under the <i>Legal Profession Uniform Law (WA)</i> section 26(1) against a refusal of the Legal Practice Board to issue a compliance certificate	1 117.00	N/A	100.00
(b)	an appeal under the <i>Legal Profession Uniform Law (WA)</i> section 26(2) against a revocation by the Legal Practice Board of a compliance certificate	1 117.00	N/A	100.00
(c)	an appeal under the <i>Legal Profession Uniform Law (WA)</i> section 27 against a refusal of the Legal Practice Board to make a declaration of early assessment of suitability	1 117.00	N/A	100.00

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Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
17.	On commencing an appeal under the <i>Legal Profession Uniform Law (WA)</i> section 247 against a decision of the Legal Contribution Trust on a claim	1 117.00	2 186.00	100.00
18.	On commencing an appeal under the <i>Legal Profession Uniform Law (WA)</i> section 248 against a failure of the Legal Contribution Trust to determine a claim	1 117.00	2 186.00	100.00

[Division 1 inserted: SL 2023/120 r. 41.]

Division 2 — Court of Appeal fees

[Heading inserted: SL 2023/120 r. 41.]

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
1.	On filing an appeal notice	288.00	749.00	86.50
2.	On filing —			

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Division 2 Court of Appeal fees

Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
	(a) appellant's case	4 348.00	11 301.00	100.00
	(b) respondent's case	4 348.00	11 301.00	100.00
3.	On filing an application to transfer an appeal from the District Court to the Court of Appeal under the <i>Magistrates Court (Civil Proceedings) Act 2004</i> s. 41	577.00	1 130.00	100.00
4.	(a) On filing an application in an appeal for an interim order or to amend or cancel an interim order	407.00	790.00	100.00
	(b) On an appointment before a judge or registrar to settle the appeal book index	407.00	790.00	100.00
	(c) On an appointment before a registrar for mediation	407.00	790.00	Nil

Notes for this item:

1. The fee includes the first day of the hearing of the matter and an adjournment of the matter.
2. If the hearing of a matter is listed for more than 1 day and proceeds for more than the number of days listed, the fee prescribed by this item is payable for each additional day or part of a day of a hearing.

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Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
				3. A fee payable in the circumstances referred to in note 2 is payable on a day-to-day basis before the daily reconvening of the hearing.
5.	Setting down fee	1 452.00	2 820.00	100.00
	Notes for this item:			
				1. The fee is payable when the appeal book is filed.
				2. The fee includes the fee for the first day of hearing.
6.	Allocation of hearing date	1 158.00 for each day allocated	3 007.00 for each day allocated	Nil
	Note for this item:			
				The fee is payable on the number of days in excess of the first hearing day estimated for the hearing by the Court of Appeal Registrar.
7.	Daily hearing fee	1 158.00	3 007.00	Nil
	Notes for this item:			
				1. The fee is not payable in relation to an application for, or to amend or cancel, an interim order.
				2. The fee is payable for each additional day or part of a day that a hearing proceeds beyond the number of days for which a fee has been paid under item 6.
				3. If the Court allocates a half-day or less for the continuation of the hearing, a fee equal to half the prescribed amount is payable for that period.
				4. The daily hearing fee is payable on a day-to-day basis and is payable before the daily reconvening of the hearing.

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Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
8.	For searching a proceeding or record (other than a search made by or on behalf of a party to an appeal) —			
	(a) if the search is made by a recognised service approved by the Attorney General	2.35	2.35	2.35
	(b) otherwise	58.50	58.50	17.55
9.	(a) For a copy of a document or an exhibit, including marking as an office copy if required — for each page or part of a page	2.45	2.45	0.75
	(b) For a copy of reasons for judgment —			
	(i) for each copy issued to a person who is not a party to the appeal	20.40	20.40	6.10

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Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
	(ii) for each copy in excess of 1 copy issued to a party to the appeal	20.40	20.40	6.10
	(iii) for each copy consisting of more than 10 pages an additional fee per page	2.60	2.60	0.80
	(c) For certifying under seal that a document is a true copy — an additional fee	27.20	27.20	8.15
	(d) For a certificate under the hand of a registrar	55.00	55.00	16.50
10.	(a) For providing a transcript, or part of a transcript —			
	(i) provided within 1 day after the day on which the fee is paid	26.90 plus 11.10 per page	26.90 plus 22.20 per page	8.05 plus 3.35 per page

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Item	Matter	Column A	Column B	Column C
		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
(ii)	provided within 2 days after the day on which the fee is paid	26.90 plus 10.20 per page	26.90 plus 20.30 per page	8.05 plus 3.05 per page
(iii)	provided within 4 days after the day on which the fee is paid	26.90 plus 9.60 per page	26.90 plus 19.40 per page	8.05 plus 2.90 per page
(iv)	provided within 7 days after the day on which the fee is paid	26.90 plus 9.30 per page	26.90 plus 18.45 per page	8.05 plus 2.80 per page
(v)	provided within 14 days after the day on which the fee is paid	26.90 plus 7.85 per page	26.90 plus 15.75 per page	8.05 plus 2.35 per page
(vi)	provided on a running basis (i.e. periodically throughout or following the day of the proceedings)	26.90 plus 11.80 per page	26.90 plus 23.60 per page	8.05 plus 3.55 per page

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		Fee for individual or eligible entity	Fee for entity	Fee for eligible individual
		\$	\$	\$
	(b) For providing a copy of a transcript, or part of a transcript, if the transcript or part has been provided to the person requesting the copy —			
	(i) electronic format	28.10 per copy	28.10 per copy	8.45 per copy
	(ii) paper copy	2.80 per page	2.80 per page	0.85 per page

[Division 2 inserted: SL 2023/120 r. 41.]

Schedule 2 — Sheriff's fees

[r. 4]

[Heading inserted: SL 2023/120 r. 41.]

Item	Matter	Fee \$
1.	On the execution of an arrest warrant —	
	(a) for arresting the person	185.50
	(b) for conveying the person to a court or a custodial place and releasing the person from arrest or custody	184.00
	(c) for each 30 minutes after 2 hours and 30 minutes that an enforcement officer is required to keep the person in custody until the person is conveyed to a court or a custodial place	48.60
	Notes for this item:	
	1. The fee under paragraph (a) is payable whether or not the Sheriff's functions under the warrant are performed and includes up to 3 attempts to perform the functions at the same address.	
	2. The fee under paragraph (a) includes the costs of —	
	(a) receiving and printing the warrant; and	
	(b) attendances and inquiries before attempting arrest; and	
	(c) giving any notice; and	
	(d) making any report.	
2.	For the service of a writ, application, summons, originating process, notice or order of the Court or other process requiring service	103.50
	Notes for this item:	
	1. The fee is payable whether or not the service is successful and covers up to 3 attempts at service at the same address.	
	2. The fee includes the costs of receiving and printing the process.	

Item	Matter	Fee \$
3.	If it is necessary to travel to execute a warrant or other process, serve a writ, summons, order of the Court, other process or document, make an arrest or for all attempts, attendances and inspections, from the Sheriff's office or nearest bailiff's office —	
	(a) for each kilometre travelled (1 way) in the metropolitan region	2.50
	(b) for each kilometre travelled (1 way) outside the metropolitan region	2.80
	Note for this item: If more than 1 process or document is executed or served by the Sheriff or a bailiff at the same time on the same person, or on different persons at the same address, only 1 fee for kilometres travelled is chargeable.	
4.	Fee to the Sheriff for attending a view — per hour or part of an hour	97.00
5.	(a) For striking a jury and preparing a jury panel	313.00
	(b) For attendance of Sheriff's officer at hearing (per day or part of a day)	The reasonable amount paid

[Schedule 2 inserted: SL 2023/120 r. 41.]

Schedule 3 — Probate fees

[r. 4]

[Heading inserted: SL 2023/120 r. 41.]

Item	Matter	Fee \$
1.	On filing an application for an original grant, or for a second or subsequent grant in relation to the same deceased, or to reseal a foreign grant	370.00
	Note for this item: The fee covers — (a) all documents filed in support of the application; and (b) preparation of the necessary copies of documents including a will (if any) required for the grant and Court files; and (c) the issue of the grant.	
2.	For depositing a will of a deceased person in the Registry (including renunciation of executor)	114.50
3.	For depositing a will or instrument under the <i>Wills Act 1970</i> s. 44(1)	114.50
4.	(a) For the supply of copies of a will or other document, including marking as an office copy if required — for each page	2.45
	(b) For certifying under seal that a copy of a document is a true copy — an additional fee	28.10
5.	(a) For an exemplification of a grant (in addition to the fee payable under item 4(a))	145.00
	(b) For settling and sealing a citation or a subpoena	145.00
6.	For a search for and inspection of a document or file of documents	58.50

[Schedule 3 inserted: SL 2023/120 r. 41.]