



COURT FEES – 1 January 2013

FAMILY COURT OF WESTERN AUSTRALIA

This brochure will tell you

about the court fees applicable from 1 January 2013 for filing applications and having defended cases heard in this Court. The fees are set by government regulations.

Application fees

Form 3	Application for divorce	\$800 * reduced fee \$265
Form 1	Application for nullity/declaration as to validity	\$1135 * reduced fee \$375
Form 1	Initiating Application - final orders – parenting OR financial	\$305
Form 1	Initiating Application - final orders – parenting AND financial	\$500
Form 1A	Response to initiating application	\$305
Form 1 or 2	Initiating Application or Application in a case – interim orders – parenting or financial	\$105
Form 11	Application for consent orders	\$145
Form 14	Issue subpoena	\$50

Setting Down and Hearing fees

Listing of a Conciliation Conference date	\$350
Setting down for hearing fee – case listed before a Judge	\$765
Setting down for hearing fee – case listed before a Magistrate	\$560
Daily hearing fee for defended proceedings – case listed before a Judge (for each day, excluding the first hearing day)	\$765 per day or part thereof
Daily hearing fee for defended proceedings – case listed before a Magistrate (for each day, excluding the first hearing day)	\$560 per day or part thereof

Appeal fees

Setting down fee for notice of appeal from a Magistrates Court	\$765	
Hearing fee for an appeal from a Magistrates Court (for each day, excluding the first hearing day)	\$765 per day or part thereof	
Form 20	Notice of appeal to the Full Court of the Family Court of Australia from orders made by a Judge or a Family Law Magistrate	\$1,205
Form 21	Application for leave to appeal to the Full Court of the Family Court of Australia	\$1,205

Exemptions and Reduced Fee*

Exemption from payment of court fee: In some cases an exemption may be sought if you hold certain government concession cards or can demonstrate financial hardship. In these cases the Court may approve the exemption and the fee will not be payable.

Reduced fees - Divorce – Nullity – Validity applications: In cases where a reduced fee may apply, if for example, you hold certain government concession cards or can demonstrate financial hardship, in these cases the Court may approve the payment of a reduced fee. If you want to know more, or are unsure about fees, access the Fees page on the Court's website at www.familycourt.wa.gov.au, read the *Guidelines for the reduction of court fees – general or financial hardship* or ask registry staff.

Deferral of fees

Under the Regulations, in some cases fees do not have to be paid at time of filing or setting down. A Registrar may defer the payment of a fee on application, for instance if the matter is **URGENT** or having regard to the financial circumstances of the party it would be oppressive or unreasonable to require payment at that time. If you want to know more, or are unsure about fees, access the Fees page on the Court's website at www.familycourt.wa.gov.au, or ask registry staff.

Payments

Payments of court fees can be made by:

- CHEQUE or MONEY ORDER

made payable to the *FAMILY COURT OF WESTERN AUSTRALIA*

- CASH or DEBIT CARD

only accepted if paid in person to the registry cashier

- CREDIT CARD

Visa or Mastercard if paid in person or by credit card payment authority form from the Fees page on the Court's website.

Need more information?

For more information about the **Family Court of Western Australia**, including access to the legislation, forms or publications listed in this brochure:

- go to www.familycourt.wa.gov.au
- call **08 9224 8222** or **1800 199 228**; or
- visit the Family Court of Western Australia registry.