

SUPREME COURT OF TASMANIA

CIRCULAR TO PRACTITIONERS

No. 7 of 2019

21 June 2019

CIVIL FEES AND ENDORSED COSTS

The fees payable, and endorsed costs claimable, in Supreme Court civil proceedings from 1 July 2019 are attached.

The fee schedule in the *Supreme Court (Fees) Rules 2017* now prescribes fees by reference to “fee units” under the *Fee Units Act 1997*.

The value of a fee unit under the *Fee Units Act 1997* has increased to \$1.62 from 1 July 2019.

The Appeal Costs Fund fee payable on filing a writ commencing an action in the Supreme Court will also increase to \$48.60 in line with the *Fee Units Act 1997*.

Further information on fees and costs can be found on the Supreme Court website at:

<https://www.supremecourt.tas.gov.au/the-court/fees/filing-fees/>

This Circular to Practitioners replaces Circular No 7 of 2018.

J A Connolly
REGISTRAR

SUPREME COURT (FEES) RULES 2017

SCHEDULE I – FEES AND PERCENTAGES
(as at 1 July 2019)

PART I – PROCEEDINGS

	Item	Fee Units	\$	\$ Writs (Incl. ACF fee of \$48.60)
1.	On the commencement of a cause or matter (other than proceedings referred to in items 2 or 3) –			
	(a) if the plaintiff or applicant is an individual	580	939.60	988.20
	(b) if the plaintiff or applicant is a small corporation	580	939.60	988.20
	(c) if the plaintiff or applicant is a medium corporation	1 290	2089.80	2138.40
	(d) if the plaintiff or applicant is a large corporation	1 935	3134.70	3183.30
2.	On commencement of proceedings for admission to the legal profession	277	448.74	
3.	On the filing of an application seeking relief under section 146 of the <i>Land Titles Act 1980</i>	580	939.60	
4.	On the filing of an interlocutory application for injunctive relief or a freezing order –			
	(a) if the applicant is an individual	168	272.16	
	(b) if the applicant is a corporation	271	439.02	
5.	On the issuing of a subpoena –			
	(a) if the applicant is an individual	38	61.56	
	(b) if the applicant is a small corporation	38	61.56	
	(c) if the applicant is a medium corporation	45	72.90	
	(d) if the applicant is a large corporation	51	82.62	
6.	On the filing of a bill for taxation	161	260.82	
7.	On the taxation of a bill of costs	4% of the amount taxed, or such lesser amount as the taxing officer, in the officer's discretion, allows.		

	Item	Fee Units	\$
8.	On filing a notice instituting an appeal from any order or judgment of the Court or any judge of the Court, or from the Associate Judge to the Full Court –		
	(a) if the appellant or applicant is an individual	580	939.60
	(b) if the appellant or applicant is a small corporation	580	939.60
	(c) if the appellant or applicant is a medium corporation	1 290	2089.80
	(d) if the appellant or applicant is a large corporation	1 935	3 134.70
9.	On filing a notice instituting an appeal from an inferior court, statutory tribunal or referee –		
	(a) if the appellant or applicant is an individual	580	939.60
	(b) if the appellant or applicant is a small corporation	580	939.60
	(c) if the appellant or applicant is a medium corporation	1 290	2089.80
	(d) if the appellant or applicant is a large corporation	1 935	3 134.70
10.	On filing a writ of execution in respect of -		
	(a) a debt not exceeding \$20 000	64	103.68
	(b) a debt exceeding \$20 000	129	208.98
11.	On the appointment of a mediator who is an employee of, or otherwise engaged by, the Supreme Court	483	782.60

PART 2 – ADMINISTRATION

1.	Transcripts		
	(a) for the initial copy, supplied to a party, of a transcript that is required to be transcribed	5 per page	8.10 per page
	(b) for a copy of a transcript that has already been transcribed	2 per page	3.24 per page
2.	For each search or inspection of an index, file, register or document, relating to a cause or matter, made by a person who is not a party to that cause or matter or a practitioner for that party	26	42.12
3.	For a copy of a document	1 per page	1.62
4.	Additional fee for a request for registry services that results in a registry staying open after the usual close of business for that registry	290	469.80

ENDORSED COSTS AND FEES

(a) ON WRITS

The calculation of fees payable and costs claimable on writs for liquidated demands exceeding \$50,000 filed on or after 1 July 2019 is as follows:

	Individual & Small Corporation \$	Medium Corporation \$	Large Corporation \$
Filing fee payable on writ for service within and outside jurisdiction	988.20	2138.40	3183.30
Fees and Costs to be endorsed on writ within jurisdiction	1275.20	2425.40	3470.30
Fees and Costs to be endorsed on writ outside jurisdiction	1371.20	2524.40	3566.30
Total fees and costs on signing judgment served within jurisdiction	1350.20	2500.40	3545.30
Total fees and costs on signing judgment served outside jurisdiction	1446.20	2596.40	3641.30

(b) ON GARNISHEES AND JUDGMENT SUMMONSES

(Supreme Court Rules 2000 Schedule 1, Part 4)

	Individual & Small Corporation \$	Medium Corporation \$	Large Corporation \$
In respect of a debt not exceeding \$50,000	146.00	146.00	146.00
In respect of a debt exceeding \$50,000	217.00	217.00	217.00

(c) ON WRITS OF EXECUTION

(Supreme Court Rules 2000 Schedule 3)

	Individual & Small Corporation \$	Medium Corporation \$	Large Corporation \$
Where the amount of the debt does not exceed \$50,000	72.00	72.00	72.00
Where the amount of the debt exceeds \$50,000	104.00	104.00	104.00

(d) ON APPLICATIONS UNDER SECTION 146 OF THE LAND TITLES ACT 1980

(Supreme Court Rules 2000 Schedule 1, Part 5)

	Individual & Small Corporation \$	Medium Corporation \$	Large Corporation \$
Filing fee on Originating Application	939.60	2089.80	3134.70
Costs	449.00	449.00	449.00
Total	1388.60	2538.80	3583.70