

SUPREME COURT OF TASMANIA

CIRCULAR TO PRACTITIONERS

No. 7 of 2018

20 June 2018

CIVIL FEES AND ENDORSED COSTS

The fees payable, and endorsed costs claimable, in Supreme Court civil proceedings from 1 July 2018 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 \$1.58 from 1 July 2018.

The Appeal Costs Fund fee payable on filing a writ commencing an action in the Supreme Court will also increase to \$47.40 in line with the *Fee Units Act 1997*.

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

http://www.supremecourt.tas.gov.au/practice_and_procedure/fees

This Circular to Practitioners replaces Circular No 6 of 2017.

J A Connolly
REGISTRAR

SUPREME COURT (FEES) RULES 2017

**SCHEDULE I – FEES AND PERCENTAGES
(as at 1 July 2018)**

PART I – PROCEEDINGS

	Item	Fee Units	\$	\$ Writs (Incl. ACF fee)
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	916.40	963.80
	(b) if the plaintiff or applicant is a small corporation	580	914.40	963.80
	(c) if the plaintiff or applicant is a medium corporation	1 290	2038.20	2085.60
	(d) if the plaintiff or applicant is a large corporation	1 935	3057.30	3104.70
	(Appeal Costs Fund fee \$47.40)			
2.	On commencement of proceedings for admission to the legal profession	277	437.66	
3.	On the filing of an application seeking relief under section 146 of the <i>Land Titles Act 1980</i>	580	916.40	
4.	On the filing of an interlocutory application for injunctive relief or a freezing order –			
	(a) if the applicant is an individual	168	265.44	
	(b) if the applicant is a corporation	271	428.18	
5.	On the issuing of a subpoena –			
	(a) if the applicant is an individual	38	60.04	
	(b) if the applicant is a small corporation	38	60.04	
	(c) if the applicant is a medium corporation	45	71.10	
	(d) if the applicant is a large corporation	51	80.58	
6.	On the filing of a bill for taxation	161	254.38	
7.	On the taxation for 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	916.40
	(b) if the appellant or applicant is a small corporation	580	916.40
	(c) if the appellant or applicant is a medium corporation	1 290	2038.20
	(d) if the appellant or applicant is a large corporation	1 935	3057.30
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	916.40
	(b) if the appellant or applicant is a small corporation	580	916.40
	(c) if the appellant or applicant is a medium corporation	1 290	2038.20
	(d) if the appellant or applicant is a large corporation	1 935	3057.30
10.	On filing a writ of execution in respect of -		
	(a) a debt not exceeding \$20 000	64	101.12
	(b) a debt exceeding \$20 000	129	203.82
11.	On the appointment of a mediator who is an employee of, or otherwise engaged by, the Supreme Court	483	763.14

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	7.90 per page
	(b) for a copy of a transcript that has already been transcribed	2 per page	3.16 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	41.08
3.	For a copy of a document	1 per page	1.58
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	458.20

COSTS

(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 2018 is as follows:

	Individual & Small Corporation \$	Medium Corporation \$	Large Corporation \$
Total filing fee payable on writ for service <i>within</i> and <i>outside</i> jurisdiction	963.80	2085.60	3104.70
Total costs to be endorsed on writ <i>within</i> jurisdiction	1250.80	2372.60	3391.70
Total costs to be endorsed on writ <i>outside</i> jurisdiction	1346.80	2468.60	3487.70
Total fees and costs on signing judgment <i>within</i> jurisdiction	1325.80	2447.60	3466.70
Total fees and costs on signing judgment <i>outside</i> jurisdiction	1421.80	2543.60	3562.70

(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 \$50,000.00	146.00	146.00	146.00
In respect of a debt exceeding \$50,000.00	217.00	217.00	217.00

(c) ON EXECUTION

(Supreme Court Rules 2000 Schedule 3)

	Individual & Small Corporation \$	Medium Corporation \$	Large Corporation \$
Where the amount of the debt does not exceed \$50,000.00	72.00	72.00	72.00
Where the amount of the debt exceeds \$50,000.00	104.00	104.00	104.00

(d) ON SUMMONS UNDER SECTION 146(2) OF THE LAND TITLES ACT 1980

(Supreme Court Rules 2000 Schedule 1, Part 5)

(includes filing fee payable on Originating Application)

	Individual & Small Corporation \$	Medium Corporation \$	Large Corporation \$
Under Section 146(2) of the Land Titles Act 1980	1365.40	1365.40	1365.40