

Attorney General (Fees) Amendment Determination 2007 (No 1)*

Disallowable Instrument DI2007–214

made under the

Civil Law (Wrongs) Act 2002, Section 222A (Determination of fees)

Name

1. This instrument is the Attorney General (Fees) Amendment Determination 2007 (No 1).

Commencement

2. This instrument commences the day after notification on the Legislation Register.

Instrument Amended

3. This instrument amends the Attorney General (Fees) Determination 2007 (DI2007-131).

Amendments

4. Insert a new 2A: “2A. Fees payable for a service in Schedule 2 for items 351 to 353 come into effect on the day determination Attorney General (Fees) Amendment Determination 2007 comes into effect”.
5. Amend clause 4 of the instrument to delete “350” and insert “353”.
6. Amend Schedule 1 of the instrument to insert at the bottom of the table:

Civil Law (Wrongs) Act 2002	Section 222A	351 - 353
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7. Amend Schedule 2 of the instrument to insert at the bottom of the table:

Legislative Authority: *Civil Law (Wrongs) Act 2002*

351	Application fee to be paid to the Professional Standards Council by an occupational association for the approval of a scheme	\$ 5,000.00 (per application)
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*Name amended under Legislation Act, s 60

	prepared under Schedule 4, Part 4.2, section 4.4 of the <i>Civil Law (Wrongs) Act 2002</i>	
	<p>(1) The Professional Standards Council may, if it considers that there are special reasons for doing so in a particular case, remit or waive the whole or any part of the application fee payable.</p> <p>(2) The Professional Standards Council may delegate its function, to remit or waive the whole or any part of the application fee payable, to the Executive Officer of the Professional Standards Council.</p> <p>(3) The maximum amount that may be remitted or waived by the Executive Office of the Professional Standards Council under a delegation in any particular case is \$250.</p>	
	<i>Explanatory Note: This is a new fee. GST does not apply to the fee.</i>	
352	Application fee to be paid to the Professional Standards Council by an occupational association for the approval of an amendment to, or the revocation of, a scheme prepared under Schedule 4, Part 4.2, section 4.4 of the <i>Civil Law (Wrongs) Act 2002</i>	\$5,000.00 (per application)
	<p>(1) The Professional Standards Council may, if it considers that there are special reasons for doing so in a particular case, remit or waive the whole or any part of the application fee payable.</p> <p>(2) The Professional Standards Council may delegate its function, to remit or waive the whole or any part of the application fee payable, to the Executive Officer of the Professional Standards Council.</p> <p>(3) The maximum amount that may be remitted or waived by the Executive Office of the Professional Standards Council under a delegation in any particular case is \$250.</p>	
	<i>Explanatory Note: This is a new fee. GST does not apply to the fee.</i>	
353	Annual fee to be paid to the Professional Standards Council by an occupational association any of whose members are subject to a scheme in force under the <i>Civil Law (Wrongs) Act 2002</i> (being a scheme that applies to all persons within the association or to a specified class or classes of persons within the association)	\$50.00 (per person to whom the scheme applies, who is a member of the association at any time during the relevant annual fee period. The annual fee period means each period

		of 12 months beginning on the date on which the scheme commences and on each anniversary of that date)
	<p>(1) The annual fee must be paid:</p> <ul style="list-style-type: none"> (a) if the relevant scheme commences during the period of 3 months ending on 31 March in any year – not later than 31 March in each year, or (b) if the relevant scheme commences during the period of 3 months ending on 30 June in any year – not later than 30 June in each year, or (c) if the relevant scheme commences during the period of 3 months ending on 30 September in any year – not later than 30 September in each year, or (d) if the relevant scheme commences during the period of 3 months ending on 31 December in any year – not later than 31 December in each year. <p>(2) If for any reason a scheme becomes applicable to an additional member of the occupational association during the annual fee period, the association must pay the annual fee in respect of the additional member:</p> <ul style="list-style-type: none"> (a) if the scheme becomes applicable to that member during the period of 3 months ending on 31 March – not later than 31 March, or (b) if the scheme becomes applicable to that member during the period of 3 months ending on 30 June – not later than 30 June, or (c) if the scheme becomes applicable to that member during the period of 3 months ending on 30 September – not later than 30 September, or (d) if the scheme becomes applicable to that member during the period of 3 months ending on 31 December – not later than 31 December, or 	

	If any amount of the annual fee is not paid within 30 days after it is due, simple interest at the rate of 0.05% per day is payable to the Professional Standards Council on the outstanding balance until that balance is paid.	
	<p>(1) The Professional Standards Council may, if it considers that there are special reasons for doing so in a particular case, remit or waive the whole or any part of the annual fee payable or any interest payable.</p> <p>(2) The Professional Standards Council may delegate its function, to remit or waive the whole or any part of the annual fee payable or any interest payable, to the Executive Officer of the Professional Standards Council.</p> <p>(3) The maximum amount that may be remitted or waived by the Executive Office of the Professional Standards Council under a delegation in any particular case is \$250.</p>	
	<i>Explanatory Note: This is a new fee. GST does not apply to the fee.</i>	

8. The Parliamentary Counsel is authorised to reprint DI2007-131 together with this amendment.

Simon Corbell
Attorney General

6 September 2007