

AUSTRALIAN CAPITAL TERRITORY

CORONERS ACT 1956

DETERMINATION OF FEES AND CHARGES APPLICABLE IN THE
CORONER'S COURT

NO. 35 OF 1994

EXPLANATORY STATEMENT

The *Coroners Act 1956* (the Act) was amended by the *Coroners (Amendment) Act 1994* which inserted a general fees and charges determining power - see subsection 34P(1) of the Act. That subsection provides that the Minister may, by notice in writing published in the *Gazette*, determine fees and charges for any of the following purposes

- (a) proceedings in the Coroner's Court, and matters incidental to such proceedings, including the service and execution of the process of the Coroner's Court,
- (b) facilities and services provided by the Coroner's Court;
- (c) the general purposes of the Act and the regulations.

Subsection 34P(2) of the Act provides that a determination made under subsection 34P(1) may provide for matters such as the exemption from liability to pay certain fees, in whole or in part and for the remission or refund and the deferral of liability for the payment of fees and charges, in whole or in part, by the Registrar in particular circumstances.

This Determination comes into effect on 1 July 1994 and determines fees for the provision of photocopy services and transcripts by the Court. The fees are as

follows. The Magistrates Court fees, which were previously applied in respect of copying and transcripts in the Coroner's Court, are shown in brackets

Fees for photocopies of documents.

1. In respect of requests for copies of documents -
 - (a) for each request for a copy or copies of a document or documents (regardless of the number of documents to which the request relates) \$2.00 (\$2.00)
 - (b) for each page of copy provided in accordance with a request referred to in paragraph 1(a) \$1 00 (\$1.00)
2. For each page of copy of a document or documents copied by a person, other than an officer of the Court, using a Court photocopier \$0.20 (\$0.20)

Items 1 and 2 determine the fees applicable in respect of photocopying requested of the Court or done by persons using the Court's photocopying machines.

Fees for transcripts.

3. For the supply of a transcript or copy thereof -
 - (a) for each page of a transcript (including preparation of the transcript) \$8 25 (\$8.25)
 - (b) for each page of a copy of the transcript \$1 00 (\$1.00)

Item 3 determines the fee for the preparation and supply of a transcript of proceedings or copy thereof

Deferral of liability for payment.

Paragraph 34P(2)(d) of the Act provides that a determination may provide for the deferral of liability by the Registrar for the payment of fees and charges, in whole or in part, in particular circumstances. The Determination provides that the Registrar may defer liability for payment for a period not in excess of 14 days if, in

the Registrar's opinion, payment cannot be made at the time a request is made for the performance of a function or the provision of a facility or service but payment could be made within 14 days after the request being made. The Registrar will be able to defer payment, for example, where a person wishes to obtain a transcript but has not brought sufficient funds with them.

Revenue/cost implications

There are no revenue/cost implications.

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Terry Connolly
Attorney General