MAGISTRATES COURT OF TASMANIA

CIRCULAR TO PRACTITIONERS

No 4 of 2023

Fees (Annual Increase) Effective 1 July 2023

Lawyers and parties are advised that the annual indexation of a "fee unit" pursuant to the *Fee Units Act 1997* takes effect from 1 July 2023.

From 1 July 2023 a fee unit will have a prescribed value of $1.78.

Accordingly, fees are increased in the Court's various jurisdictions under the following legislation:

- *Justices Regulations 2013*
- *Magistrates Court (Civil Division) (Fees) Regulations 2018*
- *Magistrates Court (Administrative Appeals Division) (Fees) Regulations 2012*
- *Coroners (Fees, Expenses and Allowances) Regulations 2016*
- *Surrogacy Regulations 2013*

A schedule of all current fees (amended from 1 July to include the abovementioned increase) is published on the Magistrates Court website at:

http://www.magistratescourt.tas.gov.au/fees

Yolanda Prenc
Administrator of Courts

30 June 2023

MAGISTRATES COURT OF TASMANIA

Civil Division - Costs & Fees Claimable - Ready Reckoner

Following the annual indexation of a "fee unit" (now $1.78) under the *Fee Units Act 1997*, which takes effect from 1 July 2023, lawyers and parties are advised that the calculation of fees payable and costs and expenses currently claimable in liquidated claims in the Magistrates Court (Civil Division), based on a single Claimant and a single Defendant, are as follows:

	$ Amount Claimed in Action				
	<$1,000	**$1,001 - $3,000**	**$3,001 - $5,000**	**$5,001 - $10,000**	**>$10,000**
Filing fee on originating process.	124.60	124.60	124.60	249.20	249.20
Appeal Costs Fund fee.	8.90	8.90	8.90	8.90	8.90
Total filing fees payable on Claim	**133.50**	**133.50**	**133.50**	**258.10**	**258.10**
Solicitors' costs allowed.	102.00	204.00	306.00	408.00	510.00
Service allowed per Defendant.	51.00	51.00	51.00	51.00	51.00
Total costs & fees endorsed on Claim	**286.50**	**388.50**	**490.50**	**717.10**	**819.10**
Solicitors' costs on entering default judgment.	51.00	51.00	51.00	51.00	51.00
Total costs & fees claimed on signing judgment	**337.50**	**439.50**	**541.50**	**768.10**	**870.10**
Solicitors' costs on preparing enforcement process.	51.00	51.00	51.00	51.00	51.00
Filing fee on enforcement process.	44.50	42.50	42.50	42.50	42.50
Service expense allowed (per party per service).	51.00	51.00	51.00	51.00	51.00
or Bailiff's execution fee allowed(Warrants to Sell Property) .	186.90	186.90	186.90	186.90	186.90

1. For filing fees, see:

   Magistrates Court (Civil Division) (Fees) Regulations 2018, Schedule 1; and

   Fee Units Act 1997 s6

2. For Appeal Costs Fund fee, see:

   Appeal Costs Fund Act 1968 s5(1) and Appeal Costs Fund Regulations 2013 *reg.4 and reg.5*

3. For costs allowable, see:

   Magistrates Court (Civil Division) Rules 1998, Schedule 1, Part 3

4. For service fee allowable, see:

   Magistrates Court (Civil Division) Rules 1998, Schedule 1, Parts 1 & 2, Item 14(b)

5. For garnishee applications, a service expense is allowable once upon the Judgment Debtor (Application and Provisional Order), and twice upon the Garnishee (Application, Provisional Order, and Final Order).