

South Australia

Environment, Resources and Development Court Regulations 1993

under the *Environment, Resources and Development Court Act 1993*

Contents

- 1 Short title
- 2 Commencement
- 3 Interpretation
- 4 Fees
- 5 Interest rate

Schedule—Fees in general jurisdiction

Legislative history

1—Short title

These regulations may be cited as the *Environment, Resources and Development Court Regulations 1993*.

2—Commencement

These regulations will come into operation on 15 January 1994.

3—Interpretation

In these regulations—

the Act means the *Environment, Resources and Development Act 1993*.

4—Fees

- (1) The fees set out in the Schedule are payable to the Court in relation to proceedings before the Court, other than criminal proceedings.
- (2) The fees that are payable in relation to criminal proceedings before the Court will be the fees that are from time to time set for the purposes of proceedings in the Criminal Division of the Magistrates Court under the *Magistrates Court (Fees) Regulations 1992*.

5—Interest rate

For the purposes of section 40(1) of the Act, the prescribed rate of interest is 10 per cent per annum.

Schedule—Fees in general jurisdiction

1	On filing or lodging any application or initiating any appeal or other proceedings, other than— (a) an interlocutory application under the rules of the Court; or (b) an application that relates to a building dispute to which section 86(5) of the <i>Development Act 1993</i> applies; or (c) an application to the Court for a consent judgment	\$68.00
2	On an application by a party to proceedings for the issue of a summons	\$26.25
3	Court fee payable by an applicant where the application relates to a building dispute to which section 86(5) of the <i>Development Act 1993</i> applies	\$207.00
4	Court fee payable by the applicant or appellant if a matter proceeds to a hearing	\$137.00
5	For each request to inspect any material under section 47(1) of the Act	\$9.20
6	For a copy of a transcript of evidence	\$5.00 per page
7	Except where clause 8 applies, for a copy of any documentary material admitted into evidence	\$5.00 per page
8	For a copy of any photograph, map, plan or other document which is greater than A4 in size	\$5.00 per page, or the actual cost of copying, whichever is the greater
9	(1) For a copy of any decision or order given or made by the Court (2) A party to any proceedings is entitled to one copy of any decision or order given or made by the Court without charge	\$5.00 per page
10	For a plain or office copy of any other document for which a fee has not been fixed under any other clause	\$2.20 per page
11	For opening Registry (or Registry remaining open) after hours for urgent execution of process	\$68.00 per hour or part of an hour

Legislative history

Notes

- Variations of this version that are uncommenced are not incorporated into the text.
- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes.

Principal regulations and variations

New entries appear in bold.

Year	No	Reference	Commencement
1993	245	<i>Gazette 27.10.1993 p2094</i>	15.1.1994: r 2
1994	88	<i>Gazette 23.6.1994 p1795</i>	1.7.1994: r 2
1995	68	<i>Gazette 10.5.1995 p2030</i>	1.7.1995: r 2
1996	99	<i>Gazette 30.5.1996 p2688</i>	1.7.1996: r 2
1997	63	<i>Gazette 13.5.1997 p1834</i>	1.7.1997: r 2
1998	56	<i>Gazette 28.5.1998 p2300</i>	1.7.1998: r 2
1999	124	<i>Gazette 24.6.1999 p3277</i>	1.7.1999: r 2
2000	57	<i>Gazette 25.5.2000 p2712</i>	1.7.2000: r 2
2001	44	<i>Gazette 31.5.2001 p1944</i>	1.7.2001: r 2
2002	81	<i>Gazette 20.6.2002 p2573</i>	1.7.2002: r 2
2003	83	<i>Gazette 29.5.2003 p2221</i>	1.7.2003: r 2
2004	55	<i>Gazette 27.5.2004 p1460</i>	1.7.2004: r 2

Provisions varied

New entries appear in bold.

Provision	How varied	Commencement
Sch	varied by 88/1994 r 3	1.7.1994
	varied by 68/1995 r 3	1.7.1995
	varied by 99/1996 r 3	1.7.1996
	varied by 63/1997 r 3	1.7.1997
	varied by 56/1998 r 3	1.7.1998
	varied by 124/1999 r 3	1.7.1999
	varied by 57/2000 r 3	1.7.2000
	varied by 44/2001 r 3	1.7.2001
	varied by 81/2002 r 3	1.7.2002
	substituted by 83/2003 r 4	1.7.2003