

Statutory Rules 1997 No. <sup>1</sup>

107/

**Federal Court of Australia Regulations<sup>2</sup>  
(Amendment)**

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia,  
acting with the advice of the Federal Executive Council, make the  
following Regulations under the *Federal Court of Australia Act*  
1976.

Dated <sup>h</sup> 1997.

14 May/

<sup>h</sup> WILLIAM DEANE/  
Governor-General

By His Excellency's Command,

<sup>h</sup> DARYL WILLIAMS/  
Attorney-General and Minister for Justice**1. Commencement**

1.1 Subregulation 4.2 commences on 25 May 1997.

[Note: The remaining provisions of these Regulations commence on gazettal: see  
*Acts Interpretation Act 1901*, s. 48.]

## 2. Amendment

2.1 The Federal Court of Australia Regulations are amended as set out in these Regulations.

## 3. Regulation 1A (Interpretation)

3.1 Definition of "corporation":

Omit the definition, substitute:

"**corporation**' has the same meaning as in the Corporations Law and includes a financial institution (as defined in section 111AZA of that Law);".

## 4. Regulation 2 (Filing fees etc.)

4.1 After subregulation 2 (1B), insert:

"(1C) A fee (other than a filing fee mentioned in item 1A of the Schedule) is not payable in relation to an application under section 170CP of the *Workplace Relations Act 1996*.

"(1D) A fee is not payable in relation to a proceeding commenced under Division 3 of Part VIA of the *Workplace Relations Act 1996* (as in force before 31 December 1996) that is transferred to the Court from the Industrial Relations Court."

4.2 Paragraph 2 (2) (a):

Omit the paragraph.

## 5. Regulation 2AA (Setting down fees)

5.1 Paragraph 2AA (2) (d):

Omit the paragraph, substitute:

"(d) the proceeding is one to which subregulation 2 (1C), 2 (1D) or 2 (2) applies; or".

5.2 Paragraph 2AA (2) (ea):  
Omit the paragraph.

5.3 Paragraph 2AA (2) (i):  
Omit the paragraph, substitute:

“(i) the proceeding is a proceeding in the Court in the exercise by the Court of original jurisdiction vested in it by the *Bankruptcy Act 1966*.”.

## 6. Regulation 2A (Hearing fees)

6.1 Paragraph 2A (2) (d):  
Omit the paragraph, substitute:

“(d) the proceeding is one to which subregulation 2 (1C), 2 (1D) or 2 (2) applies; or”.

6.2 Paragraph 2A (2) (db):  
Omit the paragraph.

6.3 Paragraph 2A (2) (h):  
Omit the paragraph, substitute:

“(h) the proceeding is a proceeding in the Court in the exercise by the Court of original jurisdiction vested in it by the *Bankruptcy Act 1966*.”.

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## NOTES

1. Notified in the *Commonwealth of Australia Gazette* on *K* 1997. 15 May/
2. Statutory Rules 1978 No. 36 as amended by 1979 No. 43; 1982 No. 245; 1983 No. 339; 1985 No. 178; 1987 Nos. 22, 171 and 198; 1989 Nos. 154 and 328; 1991 No. 448; 1992 No. 405; 1995 No. 417; 1996 Nos. 189, 254, 266 and 321.