



Federal Court Amendment (Costs and Other Measures) Rules 2013

Select Legislative Instrument No. 283, 2013

We, Judges of the Federal Court of Australia, make the following Rules of Court under the *Federal Court of Australia Act 1976*.

Dated 23 December 2013

J.L.B. ALLSOP CJ
S.R. MARSHALL J
A.M. NORTH J
J.R. MANSFIELD J
J.A. DOWSETT J
S.C. KENNY J
P.M. JACOBSON J
A.C. BENNETT J
A.N. SIOPIIS J
A.P. GREENWOOD J
S.D. RARES J
B. COLLIER J
D.A. COWDROY J
A.J. BESANKO J
C.N. JESSUP J
R.R.S. TRACEY J
J.E. MIDDLETON J
R.J. BUCHANAN J
J. GILMOUR J
M.M. GORDON J

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J.A. LOGAN J
N.W. McKERRACHER J
J.E. REEVES J
N. PERRAM J
J.M. JAGOT J
L.G. FOSTER J
M.L. BARKER J
J.V. NICHOLAS J
D.M. YATES J
M. BROMBERG J
J.A. DODDS-STREETON J
A. ROBERTSON J
I.J.K. ROSS J
J.E. GRIFFITHS J
D.J.C. KERR J
L.K. FARRELL J
G. PAGONE J
J. DAVIES J
D.S. MORTIMER J
D.C. RANGIAH J
R.C. WHITE J
M.A. WIGNEY J
M.A. PERRY J

Judges of the
Federal Court of Australia

W.G. Soden
Registrar

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1 Name of Rules

These Rules are the *Federal Court Amendment (Costs and Other Measures) Rules 2013*.

2 Commencement

Each provision of these Rules specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Rules 1 to 4 and anything in these Rules not elsewhere covered by this table	The day after these Rules are registered.	
2. Schedule 1, items 1 to 5	The day after these Rules are registered.	
3. Schedule 1, items 6 and 7	1 January 2014.	1 January 2014

3 Authority

These Rules are made under the *Federal Court of Australia Act 1976*.

4 Schedule(s)

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Federal Court Rules 2011

1 Subrule 5.03(2)

Omit “A genuine”, substitute “The respondent’s genuine”.

2 After subrule 5.03(2) (before the notes)

Insert:

- (3) The respondent’s genuine steps statement must be no more than 2 pages.

3 After subrule 8.02(2) (before the notes)

Insert:

- (3) The applicant’s genuine steps statement must be no more than 2 pages.

4 Rule 10.04

After “lodged with”, insert “the”.

5 After Chapter 6

Insert:

Chapter 7—Transitional provisions

Note: Provisions of this Chapter will be removed after they have expired.

Part 43—Transitional provisions

Division 43.1—Transitional provisions relating to the Federal Court Amendment (Costs and Other Measures) Rules 2013

43.01 Application of amendments relating to genuine steps statements

Subrules 5.03(3) and 8.02(3) apply in relation to proceedings started on or after 3 February 2014.

43.02 Expiry of this Division

This Division expires on 3 February 2015 as if it had been repealed by other Rules made under the Act.

6 Before item 1 of Schedule 3

Insert:

1A Application of this Schedule

1A.1 This Schedule, as amended by the *Federal Court Amendment (Costs and Other Measures) Rules 2013*, applies to work done or services performed on or after 1 January 2014.

7 Amendment of listed provisions—Schedule 3

The provisions of Schedule 3 listed in the following table are amended as set out in the table.

Amendments relating to costs			
Item	Provision	Omit	Substitute
1	Item 1.1	\$56	\$58
2	Item 1.2	\$21	\$22
3	Item 1.3	\$10	\$11
4	Item 2.1	\$51	\$52
5	Item 2.2	\$21	\$22
6	Item 2.3	\$41	\$42
7	Item 3.2	\$15	\$16
8	Item 3.3	\$31	\$32
9	Item 10.1	\$103	\$106
10	Item 13.1	\$3,677	\$3,776
11	Item 14.1	\$2,362	\$2,426
12	Item 14.2	\$2,033	\$2,088
13	Item 15.1(a)	\$2,121	\$2,178
14	Item 15.1(b)	\$1,710	\$1,756
15	Item 15.1(c)	\$3,990	\$4,098
16	Item 15.1(d)	\$6,270	\$6,439
17	Item 17.1	\$513	\$527