



# **Court and Tribunal Legislation Amendment (Fees and Juror Remuneration) Regulations 2018**

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I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 21 June 2018

Peter Cosgrove  
Governor-General

By His Excellency's Command

Christian Porter  
Attorney-General

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# Contents

1	Name.....	1
2	Commencement .....	1
3	Authority.....	1
4	Schedules.....	1
<b>Schedule 1—Amendments</b>		<b>2</b>
	<i>Administrative Appeals Tribunal Regulation 2015</i>	2
	<i>Family Law (Fees) Regulation 2012</i>	2
	<i>Federal Court and Federal Circuit Court Regulation 2012</i>	4
	<i>High Court of Australia (Fees) Regulation 2012</i>	11
	<i>Migration Regulations 1994</i>	14
	<i>Native Title (Tribunal) Regulations 1993</i>	15



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## 1 Name

This instrument is the *Court and Tribunal Legislation Amendment (Fees and Juror Remuneration) Regulations 2018*.

## 2 Commencement

- (1) Each provision of this instrument 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
Provisions	Commencement	Date/Details
1. The whole of this instrument	1 July 2018.	1 July 2018

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

## 3 Authority

This instrument is made under the following:

- (a) the *Administrative Appeals Tribunal Act 1975*;
- (b) the *Family Law Act 1975*;
- (c) the *Federal Circuit Court of Australia Act 1999*;
- (d) the *Federal Court of Australia Act 1976*;
- (e) the *Judiciary Act 1903*;
- (f) the *Migration Act 1958*;
- (g) the *Native Title Act 1993*.

## 4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

### *Administrative Appeals Tribunal Regulation 2015*

**1 Subsection 20(1)**

Omit “\$861”, substitute “\$920”.

**2 Subsection 20(2)**

Omit “\$85”, substitute “\$91”.

**3 Subparagraphs 20(2)(a)(i) and (ii)**

Omit “\$5 000”, substitute “\$5,000”.

**4 Section 25 (heading)**

Omit “\$5 000”, substitute “\$5,000”.

**5 Paragraphs 25(1)(a) and (b)**

Omit “\$5 000”, substitute “\$5,000”.

**6 Section 27 (heading)**

Omit “**Biennial**”, substitute “**Annual**”.

**7 Subsection 27(1)**

Omit “1 July 2016 and each second”, substitute “1 July 2019 and each”.

**8 Subsection 27(2)**

Omit “indexation year”, substitute “indexation day”.

**9 Subsection 27(2) (definition of *base quarter*)**

Omit “2 years”, substitute “1 year”.

**10 In the appropriate position in Part 8**

Insert:

**33 Application provision in relation to the *Court and Tribunal Legislation Amendment (Fees and Juror Remuneration) Regulations 2018***

Despite the amendments of section 20 made by Schedule 1 to the *Court and Tribunal Legislation Amendment (Fees and Juror Remuneration) Regulations 2018*, that section, as in force immediately before the commencement of that Schedule, continues to apply in relation to an application made before 1 July 2018.

### *Family Law (Fees) Regulation 2012*

**11 Section 2.13 (heading)**

Omit “**Biennial**”, substitute “**Annual**”.

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**12 Subsection 2.13(1)**

Omit “1 July 2014, and on each second”, substitute “1 July 2019, and on each”.

**13 Subsection 2.13(9) (definition of *relevant period*)**

Repeal the definition, substitute:

*relevant period* means a financial year starting on or after 1 July 2018.

**14 After Part 2**

Insert:

**Part 3—Application, saving and transitional provisions****3.01 Application provision in relation to the *Court and Tribunal Legislation Amendment (Fees and Juror Remuneration) Regulations 2018***

The amendments of Schedule 1 made by the *Court and Tribunal Legislation Amendment (Fees and Juror Remuneration) Regulations 2018* apply in relation to the liability of a person to pay any of the following fees:

- (a) a filing fee for filing a document on or after 1 July 2018;
- (b) a setting down fee for a hearing if the hearing day is fixed on or after 1 July 2018;
- (c) a hearing fee for a day, or a part of a day, if the day (or part of the day) is fixed on or after 1 July 2018;
- (d) a conciliation conference fee for a conference fixed on or after 1 July 2018;
- (e) any other fee under this regulation for a service provided on or after 1 July 2018.

**15 Schedule 1 (cell at table item 1, column headed “Fee”)**

Repeal the cell, substitute:

- (a) general fee—\$1,275
- (b) reduced fee—\$425

**16 Schedule 1 (cell at table item 2, column headed “Fee”)**

Repeal the cell, substitute:

- (a) general fee—\$900
- (b) reduced fee—\$300

**17 Schedule 1 (table item 3, column headed “Fee”)**

Omit “\$1,135”, substitute “\$1,275”.

**18 Schedule 1 (table items 4 and 5, column headed “Fee”)**

Omit “\$305”, substitute “\$345”.

**19 Schedule 1 (table item 6, column headed “Fee”)**

Omit “\$145”, substitute “\$165”.

**20 Schedule 1 (table items 7 and 8, column headed “Fee”)**

Omit “\$1,205”, substitute “\$1,360”.

**21 Schedule 1 (table item 9, column headed “Fee”)**

Omit “\$105”, substitute “\$120”.

**22 Schedule 1 (table item 10, column headed “Fee”)**

Omit “\$500”, substitute “\$565”.

**23 Schedule 1 (table item 10A)**

Repeal the item, substitute:

10A	Filing an application to register a New Zealand judgment under the <i>Trans-Tasman Proceedings Act 2010</i>	\$110
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**24 Schedule 1 (cells at table items 11 to 13, column headed “Fee”)**

Repeal the cells, substitute:

- (a) for hearing before a judge—\$860
- (b) for hearing before a magistrate—\$630

**25 Schedule 1 (table item 14, column headed “Fee”)**

Omit “\$765”, substitute “\$860”.

**26 Schedule 1 (cells at table items 15 to 17, column headed “Fee”)**

Repeal the cells, substitute:

- (a) for hearing before a judge—\$860
- (b) for hearing before a magistrate—\$630

**27 Schedule 1 (table item 18, column headed “Fee”)**

Omit “\$765”, substitute “\$860”.

**28 Schedule 1 (table item 19, column headed “Fee”)**

Omit “\$50”, substitute “\$55”.

**29 Schedule 1 (table item 20, column headed “Fee”)**

Omit “\$350”, substitute “\$395”.

***Federal Court and Federal Circuit Court Regulation 2012***

**30 Section 1.03**

Insert:

*relevant period* means a financial year starting on or after 1 July 2018.



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**31 Paragraphs 2.08(2)(a) to (c)**

Omit “judgement”, substitute “judgment”.

**32 Paragraph 2.13(1)(b)**

Omit “judgement”, substitute “judgment”.

**33 Section 2.20 (heading)**

Omit “**Biennial**”, substitute “**Annual**”.

**34 Subsection 2.20(1)**

Omit “1 July 2016, and on each second”, substitute “1 July 2019, and on each”.

**35 Subsection 2.20(6) (definition of *relevant period*)**

Repeal the definition.

**36 Section 3.04 (heading)**

Omit “**Biennial**”, substitute “**Annual**”.

**37 Subsection 3.04(1)**

Omit “1 July 2014, and on each second”, substitute “1 July 2019, and on each”.

**38 Subsection 3.04(6) (definition of *relevant period*)**

Repeal the definition.

**39 In the appropriate position in Part 5**

Insert:

**5.04 Application provision in relation to the *Court and Tribunal Legislation Amendment (Fees and Juror Remuneration) Regulations 2018***

The amendments of Schedule 1 made by the *Court and Tribunal Legislation Amendment (Fees and Juror Remuneration) Regulations 2018* apply in relation to the liability of a person to pay any of the following fees:

- (a) a filing fee for filing a document on or after 1 July 2018;
- (b) a setting down fee for a hearing if the hearing day is fixed on or after 1 July 2018;
- (c) a hearing fee for a day, or a part of a day, if the day (or part of the day) is fixed on or after 1 July 2018;
- (d) a mediation fee for an attendance fixed on or after 1 July 2018;
- (e) any other fee under this regulation for a service provided on or after 1 July 2018.

**40 Part 1 of Schedule 1 (cell at table item 101, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$4,045
- (b) in any other case—\$1,390

**41 Part 1 of Schedule 1 (table item 105, column headed “Fee”)**

Omit “\$405”, substitute “\$445”.

**42 Part 1 of Schedule 1 (cell at table item 106, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$4,035
- (b) in any other case—\$1,870

**43 Part 1 of Schedule 1 (cell at table item 108, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$10,095
- (b) in any other case—\$4,675

**44 Part 1 of Schedule 1 (cell at table item 109, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$6,065
- (b) in any other case—\$2,805

**45 Part 1 of Schedule 1 (cell at table item 110, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$1,645
- (b) in any other case—\$675

**46 Part 1 of Schedule 1 (cell at table item 111, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$1,240
- (b) in any other case—\$505

**47 Part 1 of Schedule 1 (cell at table item 112, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a publicly listed company—  
\$5,630
- (b) for a corporation—\$3,755
- (c) for a public authority—\$3,755
- (d) in any other case—\$1,565

**48 Part 1 of Schedule 1 (cell at table item 113, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a publicly listed company—  
\$1,250
- (b) for a corporation—\$830
- (c) for a public authority—\$830
- (d) in any other case—\$350

**49 Part 1 of Schedule 1 (cell at table item 114, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$4,045

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(b) in any other case—\$1,390

**50 Part 1 of Schedule 1 (cells at table items 115 to 115B, column headed “Fee”)**

Repeal the cells, substitute:

(a) for a corporation—\$7,085

(b) in any other case—\$2,570

**51 Part 1 of Schedule 1 (table item 115C, column headed “Fee”)**

Omit “\$110”, substitute “\$125”.

**52 Part 1 of Schedule 1 (cell at table item 116, column headed “Fee”)**

Repeal the cell, substitute:

(a) for a corporation—\$6,760

(b) in any other case—\$2,780

**53 Part 1 of Schedule 1 (cells at table items 117 and 118, column headed “Fee”)**

Repeal the cells, substitute:

(a) for a corporation—\$2,700

(b) in any other case—\$1,100

**54 Part 1 of Schedule 1 (cell at table item 119, column headed “Fee”)**

Repeal the cell, substitute:

(a) for a corporation—\$4,870

(b) in any other case—\$1,845

**55 Part 1 of Schedule 1 (cell at table item 120, column headed “Fee”)**

Repeal the cell, substitute:

(a) for a corporation—\$9,595

(b) in any other case—\$3,710

**56 Part 1 of Schedule 1 (cell at table item 121, column headed “Fee”)**

Repeal the cell, substitute:

(a) for a corporation—\$14,395

(b) in any other case—\$5,565

**57 Part 1 of Schedule 1 (cell at table item 121A, column headed “Fee”)**

Repeal the cell, substitute:

(a) for a publicly listed company—  
\$4,060

(b) for a corporation—\$2,700

(c) for a public authority—\$2,700

(d) in any other case—\$1,100

**58 Part 1 of Schedule 1 (cell at table item 122, column headed “Fee”)**

Repeal the cell, substitute:

- 
- (a) for a corporation—\$2,700
  - (b) in any other case—\$1,100

**59 Part 1 of Schedule 1 (table item 125, column headed “Fee”)**

Omit “\$1 090”, substitute “\$1,210”.

**60 Part 1 of Schedule 1 (cell at table item 126, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$235
- (b) in any other case—\$120

**61 Part 1 of Schedule 1 (cell at table item 127, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a publicly listed company—  
\$780
- (b) for a corporation—\$510
- (c) for a public authority—\$510
- (d) in any other case—\$255

**62 Part 1 of Schedule 1 (table items 128 to 131)**

Repeal the items, substitute:

128	For taxation of a bill of costs in which the amount claimed in the bill is \$10,000 or less	\$1,320
129	For taxation of a bill of costs in which the amount claimed in the bill is more than \$10,000 and no more than \$100,000	\$4,515
130	For taxation of a bill of costs in which the amount claimed in the bill is more than \$100,000 and no more than \$500,000	\$5,155
131	For taxation of a bill of costs in which the amount claimed in the bill is more than \$500,000	\$5,805

**63 Part 1 of Schedule 1 (cell at table item 132, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$2,115
- (b) in any other case—\$905

**64 Part 1 of Schedule 1 (note)**

Omit “biennial”, substitute “annual”.

**65 Part 2 of Schedule 1 (cell at table item 201, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$1,605
- (b) in any other case—\$665

**66 Part 2 of Schedule 1 (table item 203, column headed “Fee”)**

Omit “\$230”, substitute “\$255”.

**67 Part 2 of Schedule 1 (cells at table items 204 and 205, column headed “Fee”)**

Repeal the cells, substitute:

- (a) for a corporation—\$965
- (b) in any other case—\$390

**68 Part 2 of Schedule 1 (cell at table item 206, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a publicly listed company—\$5,630
- (b) for a corporation—\$3,755
- (c) for a public authority—\$3,755
- (d) in any other case—\$1,565

**69 Part 2 of Schedule 1 (cell at table item 207, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$1,605
- (b) in any other case—\$655

**70 Part 2 of Schedule 1 (cell at table item 208, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a publicly listed company—\$630
- (b) for a corporation—\$420
- (c) for a public authority—\$420
- (d) in any other case—\$165

**71 Part 2 of Schedule 1 (table items 211 to 214)**

Repeal the items, substitute:

211	Filing of an application under section 539 of the <i>Fair Work Act 2009</i> if the applicant indicates that the applicant wants the small claims procedure under section 548 of that Act to apply and the claim is less than \$10,000	\$235
212	Filing of an application under section 539 of the <i>Fair Work Act 2009</i> if the applicant indicates that the applicant wants the small claims procedure under section 548 of that Act to apply and the claim is between \$10,000 and \$20,000	\$385
213	Filing of an application under the <i>National Consumer Credit Protection Act 2009</i> if the applicant indicates that the applicant wants the small claims procedure under section 199 of that Act to apply and the claim is less than \$10,000	\$235
214	Filing of an application under the <i>National Consumer Credit Protection Act 2009</i> if the applicant indicates that the applicant wants the small claims procedure under section 199 of that Act to apply and the claim is between \$10,000 and	\$385

\$20,000

**72 Part 2 of Schedule 1 (table item 214A, column headed “Fee”)**

Omit “\$110”, substitute “\$125”.

**73 Part 2 of Schedule 1 (cells at table items 215 and 216, column headed “Fee”)**

Repeal the cells, substitute:

- (a) for a corporation—\$1,920
- (b) in any other case—\$795

**74 Part 2 of Schedule 1 (cell at table item 217, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a publicly listed company—  
\$2,895
- (b) for a corporation—\$1,920
- (c) for a public authority—\$1,920
- (d) in any other case—\$795

**75 Part 2 of Schedule 1 (cell at table item 218, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$1,920
- (b) in any other case—\$795

**76 Part 2 of Schedule 1 (table item 221, column headed “Fee”)**

Omit “\$545”, substitute “\$610”.

**77 Part 2 of Schedule 1 (cell at table item 222, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a corporation—\$155
- (b) in any other case—\$80

**78 Part 2 of Schedule 1 (cell at table item 223, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a publicly listed company—  
\$780
- (b) for a corporation—\$510
- (c) for a public authority—\$510
- (d) in any other case—\$255

**79 Part 2 of Schedule 1 (table item 224, column headed “Fee”)**

Omit “\$480”, substitute “\$535”.

**80 Part 2 of Schedule 1 (note)**

Omit “biennial”, substitute “annual”.

**81 Schedule 2 (table item 2, column headed “Amount payable”)**

Omit “\$100”, substitute “\$113”.

**82 Schedule 2 (table item 3, column headed “Amount payable”)**

Omit “\$110”, substitute “\$124”.

**83 Schedule 2 (table item 4, column headed “Amount payable”)**

Omit “\$122”, substitute “\$137”.

***High Court of Australia (Fees) Regulation 2012*****84 Subsection 10(4)**

Omit “judgement”, substitute “judgment”.

**85 Section 16 (heading)**

Omit “**Biennial**”, substitute “**Annual**”.

**86 Subsection 16(1)**

Omit “1 July 2014, and on each second”, substitute “1 July 2019, and on each”.

**87 Subsection 16(9) (definition of *relevant period*)**

Repeal the definition, substitute:

*relevant period* means a financial year starting on or after 1 July 2018.

**88 In the appropriate position in Part 3**

Insert:

**20 Application provision in relation to the *Court and Tribunal Legislation Amendment (Fees and Juror Remuneration) Regulations 2018***

The amendments of Schedule 1 made by the *Court and Tribunal Legislation Amendment (Fees and Juror Remuneration) Regulations 2018* apply in relation to the liability of a person to pay any of the following fees:

- (a) a filing fee for filing a document on or after 1 July 2018;
- (b) a hearing fee for a hearing, a day or a part of a day, if the hearing, day or part of the day is fixed on or after 1 July 2018;
- (c) a fee (other than a fee mentioned in item 204 of Schedule 1) for obtaining a document on or after 1 July 2018;
- (d) a fee mentioned in item 204 of Schedule 1 for a service requested on or after 1 July 2018;
- (e) any other fee under this regulation for a service provided on or after 1 July 2018.

**89 Part 1 of Schedule 1 (cells at table items 101 to 103, column headed “Fee”)**

Repeal the cells, substitute:

- (a) for a publicly listed company—\$15,035
- (b) for a corporation—\$10,015
- (c) in any other case—\$3,320
- (d) financial hardship fee—\$1,105

**90 Part 1 of Schedule 1 (cell at table item 104, column headed “Fee”)**

Repeal the cell, substitute:

- (a) general fee—\$140
- (b) financial hardship fee—\$45

**91 Part 1 of Schedule 1 (cells at table items 105 and 106, column headed “Fee”)**

Repeal the cells, substitute:

- (a) for a publicly listed company—\$15,035
- (b) for a corporation—\$10,015
- (c) in any other case—\$3,320
- (d) financial hardship fee—\$1,105

**92 Part 1 of Schedule 1 (cell at table item 107, column headed “Fee”)**

Repeal the cell, substitute:

- (a) general fee—\$795
- (b) financial hardship fee—\$265

**93 Part 1 of Schedule 1 (cell at table item 108, column headed “Fee”)**

Repeal the cell, substitute:

- (a) general fee—\$1,330
- (b) financial hardship fee—\$440

**94 Part 1 of Schedule 1 (cell at table item 109, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a publicly listed company—\$20,400
- (b) for a corporation—\$13,595
- (c) in any other case—\$5,580
- (d) financial hardship fee—\$1,860

**95 Part 1 of Schedule 1 (cell at table item 110, column headed “Fee”)**

Repeal the cell, substitute:



- (a) for a publicly listed company—\$6,790
- (b) for a corporation—\$4,530
- (c) in any other case—\$1,855
- (d) financial hardship fee—\$615

**96 Part 1 of Schedule 1 (cell at table item 111, column headed “Fee”)**

Repeal the cell, substitute:

- (a) for a publicly listed company—\$2,270
- (b) for a corporation—\$1,510
- (c) in any other case—\$625
- (d) financial hardship fee—\$205

**97 Part 2 of Schedule 1 (table item 201, column headed “Fee”)**

Omit “\$20”, substitute “\$27”.

**98 Part 2 of Schedule 1 (table item 202, column headed “Fee”)**

Omit “\$3”, substitute “\$4”.

**99 Part 2 of Schedule 1 (table items 203 and 204)**

Repeal the items, substitute:

203	Copy of reasons for judgment:	
	(a) for each copy issued to a person not a party to the proceedings; and	\$4
	(b) for each copy after the first copy issued to a party to the proceeding; and	\$4
	(c) in relation to each copy issued:	
	(i) for each page in excess of 10 pages; or	\$1
	(ii) maximum per copy	\$60
204	Annual subscription for copies of reasons for judgments	\$1,070

**100 Part 2 of Schedule 1 (table item 205, column headed “Fee”)**

Omit “\$12”, substitute “\$16”.

**101 Part 2 of Schedule 1 (table item 206, column headed “Fee”)**

Omit “\$65”, substitute “\$90”.

**102 Part 2 of Schedule 1 (table item 207, column headed “Fee”)**

Omit “\$15”, substitute “\$20”.

**103 Part 2 of Schedule 1 (table item 208, column headed “Fee”)**

Omit “\$20”, substitute “\$27”.

## ***Migration Regulations 1994***

### **104 Subregulation 4.13(1)**

Omit “\$1,540”, substitute “\$1,764”.

### **105 Regulation 4.13A (heading)**

Omit “**Biennial**”, substitute “**Annual**”.

### **106 Regulation 4.13A**

Omit “biennial anniversary of 1 July 2011”, substitute “1 July, starting on 1 July 2019”.

### **107 Subregulation 4.13B(5) (definition of *relevant period*)**

Repeal the definition, substitute:

*relevant period* means a financial year starting on or after 1 July 2018.

### **108 Subregulation 4.14(1) (table items 1, 5 and 6, column headed “the amount to be refunded is ...”)**

Omit “mentioned in subregulation 4.13(1)”, substitute “the applicant was required to pay by regulation 4.13”.

### **109 Paragraph 4.31B(1)(c)**

Omit “\$1,540”, substitute “\$1,764”.

### **110 Regulation 4.31BA (heading)**

Omit “**Biennial**”, substitute “**Annual**”.

### **111 Regulation 4.31BA**

Omit “biennial anniversary of 1 July 2011”, substitute “1 July, starting on 1 July 2019”.

### **112 Subregulation 4.31BB(5) (definition of *relevant period*)**

Repeal the definition, substitute:

*relevant period* means a financial year starting on or after 1 July 2018.

### **113 In the appropriate position in Schedule 13**

Insert:

## **Part 74—Amendments made by the Court and Tribunal Legislation Amendment (Fees and Juror Remuneration) Regulations 2018**

### **7401 Operation of Schedule 1**

The amendments of regulations 4.13 and 4.31B made by Schedule 1 to the *Court and Tribunal Legislation Amendment (Fees and Juror Remuneration)*

*Regulations 2018* apply in relation to an application for review made on or after 1 July 2018.

***Native Title (Tribunal) Regulations 1993***

**114 Regulation 7**

Omit “\$719”, substitute “\$851”.

**115 Regulation 16 (heading)**

Omit “**Biennial**”, substitute “**Annual**”.

**116 Regulation 16**

Omit “biennial anniversary of 1 July 1996”, substitute “1 July, starting on 1 July 2019”.

**117 Subregulation 17(1) (definition of *relevant period*)**

Repeal the definition, substitute:

*relevant period* means a financial year starting on or after 1 July 2018.