



Victoria Government Gazette

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Subordinate Legislation Act 1994

NOTICE OF DECISION

Magistrates' Court (Fees) Regulations 2022

I, Jaclyn Symes MP, Attorney-General and Minister responsible for the **Magistrates' Court Act 1989** (the Act), give notice under section 12 of the **Subordinate Legislation Act 1994** that further to public consultation on a regulatory impact statement (RIS), I have decided to recommend the making of the Magistrates' Court (Fees) Regulations 2022 (the proposed Regulations). These will replace the Magistrates' Court (Fees) Regulations 2012.

The objective of these Regulations is to restructure the fees payable at the Magistrates' Court to support the charging of fees on an equitable basis which balances the Government's objectives in recovering a share of the costs incurred in providing services, while promoting fair and increased access to justice.

The proposed Regulations create a three-tiered system with differentiated fees for different categories of users, and include extended fee waiver provisions.

An exposure draft of the proposed Regulations and the RIS were released for public consultation on the Engage Victoria website between 3 June and 5 July 2022. Notices inviting public submissions were published in the Victoria Government Gazette and The Herald Sun on 3 June 2022. Six written submissions were received and have been considered in accordance with section 11 of the **Subordinate Legislation Act 1994**.

In response to feedback, I intend that the proposed Regulations will be substantially the same as the exposure draft, with one key modification. The RIS noted that the Magistrates' Court is currently in the process of introducing a new case management system which will need to be modified to support implementation of the new fee structure. Therefore, the commencement of differentiated fees for concession and corporate fee payers will be deferred until 1 April 2024 (or sooner if practicable) to allow for the necessary modifications to be made. Other changes in the proposed Regulations will commence from 25 September 2022.

After the proposed Regulations are made, they will become available for download from www.legislation.vic.gov.au

JACLYN SYMES MP
Attorney-General

SPECIAL

Subordinate Legislation Act 1994

NOTICE OF DECISION

Juries (Fees) Regulations 2022

I, Jaclyn Symes MP, Attorney-General and Minister responsible for the **Juries Act 2000** (the Act), give notice under section 12 of the **Subordinate Legislation Act 1994** that further to public consultation on a regulatory impact statement (RIS), I have decided to recommend the making of the Juries (Fees) Regulations 2022 (the proposed Regulations). These will replace the Juries (Fees) Regulations 2012.

The objective of these Regulations is to charge fees to recover the costs to the government (payments to jurors and administrative costs of Juries Victoria) of making juries available for civil trials. The proposed Regulations target full cost recovery for these fees, as this is consistent with fairness and efficiency and would not have any adverse outcomes in terms of access to justice. The proposed Regulations restructure how jury fees are calculated to ensure they continue to reflect cost recovery into the future.

An exposure draft of the proposed Regulations and the RIS were released for public consultation on the Engage Victoria website between 3 June and 5 July 2022. Notices inviting public submissions were published in the Victoria Government Gazette and The Herald Sun on 3 June 2022. Two written submissions commenting on the proposed Regulations were received by the closing date and have been considered in accordance with section 11 of the **Subordinate Legislation Act 1994**.

In response to the outcomes of the consultation, I intend that the final form of the Regulations will be as proposed in the exposure draft. The proposed Regulations will commence on 25 September 2022.

After the proposed Regulations are made, they will become available for download from www.legislation.vic.gov.au

JACLYN SYMES MP
Attorney-General

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