



COURT FEES – 1 December 2010

FAMILY COURT OF WESTERN AUSTRALIA

This brochure will tell you

about the court fees applicable from 1 December 2010 for filing applications and having defended cases heard in this Court. The fees are set by government regulations.

Also included in this kit: *Application – Reduction of Payment of court fees – general*
Credit Card Payment Authority.

FAMILY LAW ACT 1975

Application fees – where parties are married

Form 3	Application for divorce	\$550
Form 1	Application for nullity	\$777
Form 1	Application for declaration as to validity	\$777
Form 1	Application for final orders – parenting or financial	\$243
Form 1A	Response to application for final orders	\$243
	Reduced fee for all of above (* see next page)	\$60
Form 11	Application for consent orders [Reduced fee not applicable]	\$80

Setting Down and Hearing fees – where parties are married

Setting down for hearing fee – case listed before a Judge	\$608
Setting down for hearing fee – case listed before a Magistrate	\$444
Daily hearing fee for defended proceedings – case listed before a Judge (for each day, excluding the first hearing day)	\$608 per day or part thereof
Daily hearing fee for defended proceedings – case listed before a Magistrate (for each day, excluding the first hearing day)	\$444 per day or part thereof
Reduced fee (includes setting down and subsequent daily hearing fees) (* see next page)	\$60

Appeal fees – where parties are married

Setting down fee for notice of appeal from a court of summary jurisdiction	\$608	
Hearing fee for an appeal from a court of summary jurisdiction (for each day, excluding the first hearing day)	\$608 per day or part thereof	
Form 20	Notice of appeal to the Full Court of the Family Court of Australia from orders made by a Judge or a Family Law Magistrate	\$956
	Reduced fee (* see next page)	\$60

FAMILY COURT ACT 1997

Application fees – where parties are not married

Form 1	Application for final orders – parenting or financial	\$232
Form 1A	Response to application for final orders	\$232
Form 11	Application for consent orders [Reduced fee not applicable]	\$80

Hearing fees – where parties are not married

Hearing fee for defended parenting or financial proceedings	\$466 per day or part thereof
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Appeal fees – where parties are not married

Hearing fee for notice of appeal from a court of summary jurisdiction	\$466 per day or part thereof
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* Reduced Fee

In some cases, reduced fees may apply if, for example, you hold certain government concession cards or can demonstrate financial hardship. In these cases the Court may approve the payment of a reduced fee. If you want to know more, or are unsure about fees, access the Fees page on the Court's website at www.familycourt.wa.gov.au, read the *Guidelines for the reduction of court fees – general or financial hardship* or ask registry staff.

Deferral of fees – married parties only

Under the Family Law Regulations, in some cases fees do not have to be paid at time of filing or setting down. A Registrar may defer the payment of a fee on application, for instance if the matter is urgent or having regard to the financial circumstances of the party it would be oppressive or unreasonable to require payment at that time. If you want to know more, or are unsure about fees, access the Fees page on the Court's website at www.familycourt.wa.gov.au, or ask registry staff.

Payments

Payments of court fees can be made by:

- CHEQUE or MONEY ORDER

made payable to the *FAMILY COURT OF WESTERN AUSTRALIA*

- CASH or DEBIT CARD

only accepted if paid in person to the registry cashier

- CREDIT CARD

Visa or Mastercard if paid in person or by credit card payment authority form from the Fees page on the Court's website.

Need more information?

For more information about the **Family Court of Western Australia**, including access to the legislation, forms or publications listed in this brochure:

- go to www.familycourt.wa.gov.au
- call **08 9224 8222** or **1800 199 228**; or
- visit the Family Court of Western Australia registry.

NOTE: GST does not apply to any Family Court fees.

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