

## **Magistrates' Court of Victoria**

**Criminal Fees** 

Magistrates' Court (Fees) Regulations 2022

Effective 1 July 2023

| Item number               |   | Fee      |
|---------------------------|---|----------|
| 1.1                       | Issue charge – single offence   | \$90.60  |
| 1.2                       | Issue charge – multiple offences  | \$136.70 |
|                           | Lodging the prescribed information under s40(1)(a) Infringements Act 2006:            |          |
| 1.3                       | (a) - Single offence  | \$90.60  |
| 1.4                       | (b) - Multiple offences   | \$136.70 |
| 1.5                       | Applications and Appeals under the Road Safety Act 1986 (excluding extension of time) | \$90.60  |
| 3.1                       | Certified Extracts (includes preparation)   | \$52.50  |
| 3.2                       | Issue of Witness Summons/Subpoena   | \$42.90  |
| 3.3                       | Preparation of summons/warrant/certificate/other document                             | \$30.20  |
| 3.4                       | Search, inspection, retrieval or access fee   | \$27.00  |
| 3.5                       | Photocopy/printing fees per page  | \$0.60   |
| Mise                      | cellaneous fee  |          |
| Digital recording per day |   | \$55.00  |

## **Unit Value**

Under the provisions of the *Monetary Units Act 2004*, the Victorian Treasurer may fix the value of the Fee Unit and the Penalty Unit effective of 1 July each year. As at 1 July 2023, the values were fixed at:

Penalty Unit \$192.31 Fee Unit \$15.90

Fine Converted to FCO/FDO (s.690 Sentencing Act 1991) \$38.50 per hour

## **Exemptions**

The following types of proceedings are exempt from payment of **any** fees set by the *Magistrates' Court (Fees) Regulations 2022*:

 Proceedings under the Maintenance Act 1965, Family Violence Protection Act 2008 and Personal Safety Intervention Orders Act 2010

The following persons/agencies are exempt from the payment of fees in the criminal jurisdiction only, Part 1 and 3.1 - 3.4 in the Schedule to the *Magistrates' Court (Fees) Regulations 2022*:

- A police officer acting in the course of the police officer's duty;
- A person acting for or by authority of the Crown (in the right of Victoria, does not include the Crown in the right of the Commonwealth); and a person acting for or by authority of the Secretary;
- A person acting for or by authority of a municipal council where the proceeding relates to public health;
- An inspector or person authorised under s24ZW of the Prevention of Cruelty to Animals Act 1986, acting the course of the inspector's duty;
- A Business Licensing Authority established under Part 2 of the Business Licensing Authority Act 1998;
- A person represented under a pro bono scheme administered by or on behalf of the Victorian Bar, the Law Institute of Victoria, Justice Connect or by a member of the Federal of Community Legal Centres Vic;
- A person who has been granted legal aid established by a law of the Commonwealth or of a State or Territory;
- A person who is serving a sentence of imprisonment or is otherwise detained in a detention facility;
- A person who is under the age of 18 years.

The following matters are exempt from the payment of fees by other Acts:

- Any summons issued to answer a charge for an offence under the Summary Offences Act 1966 (s56(2))
- Issuing of any process on behalf of an accused (s417 Criminal Procedure Act 2009) (this includes any summons, witness summons etc)