

NORTHERN TERRITORY OF AUSTRALIA

**NORTHERN TERRITORY CIVIL AND ADMINISTRATIVE TRIBUNAL
REGULATIONS**

As in force at 22 August 2016

Table of provisions

1	Citation	1
2	Fees	1
3	Time for payment of fees	1
4	Territory exempt from payment of fees.....	1
5	Registrar may waive fees	2
6	Decisions not reviewable.....	2

Schedule Fees

ENDNOTES

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Regulations under the *Northern Territory Civil and Administrative Tribunal Act*

1 Citation

These Regulations may be cited as the *Northern Territory Civil and Administrative Tribunal Regulations*.

2 Fees

- (1) The fee payable in relation to a matter specified in the Schedule is the fee specified opposite the matter.
- (2) A fee specified in item 2 of the Schedule is payable by the applicant in a proceeding.

3 Time for payment of fees

A fee, other than a fee specified in item 1 of the Schedule, is payable to the Tribunal on demand by the Tribunal.

Note for regulation 3

A fee specified in item 1 of the Schedule must accompany the application to which it relates – see section 94(2) of the Act.

4 Territory exempt from payment of fees

- (1) Despite regulation 2, a person acting in a proceeding for or by the authority of the Territory is, for that proceeding, exempt from payment of fees.
- (2) However, the Tribunal may, under a costs order, require that an amount equal to any fees that would, but for subregulation (1), have been payable, be paid to the person and on receipt of that amount the person must pay the amount to the Tribunal.

5 Registrar may waive fees

If, in a particular case, the Registrar considers that the payment of a fee would cause financial hardship to the person who must pay the fee, the Registrar may waive payment of the whole or part of the fee.

6 Decisions not reviewable

For section 140(1A) of the Act, a decision of the Tribunal under section 196 or 197 of the Health Practitioner Regulation National Law cannot be reviewed by the Tribunal.

Schedule Fees

regulations 2 and 3

PART 1

Matter	Fee (revenue units unless stated otherwise)
1 Applications for proceedings	
1.1 Application under the <i>Small Claims Act</i> or <i>Fences Act</i>	
(a) where the application includes a claim for a monetary amount that is less than \$2 000:	
(i) for an individual	87
(ii) for a body corporate	108
(b) where the application includes a claim for a monetary amount that is between \$2 000 and \$10 000:	
(i) for an individual	174
(ii) for a body corporate	218
(c) where the application includes a claim for a monetary amount that is over \$10 000:	
(i) for an individual	348
(ii) for a body corporate	435
(d) where the application includes a claim for a monetary amount but the amount is not specified in the application:	
(i) for an individual	348
(ii) for a body corporate	435
(e) where the application does not include a claim for a monetary amount:	
(i) for an individual	174

	(ii) for a body corporate	218
1.2	Application under the <i>Residential Tenancies Act</i> or <i>Caravan Parks Act</i>	
	(a) where application includes a claim for a monetary amount that is less than \$2 000:	
	(i) for an individual	57
	(ii) for a body corporate	71
	(b) where application includes a claim for a monetary amount that is between \$2 000 and \$10 000:	
	(i) for an individual	174
	(ii) for a body corporate	218
	(c) where the application includes a claim for a monetary amount that is more than \$10 000:	
	(i) for an individual	348
	(ii) for a body corporate	435
	(d) where the application includes a claim for a monetary amount but the amount is not specified in the application:	
	(i) for an individual	348
	(ii) for a body corporate	435
	(e) where the application does not include a claim for a monetary amount:	
	(i) for an individual	57
	(ii) for a body corporate	71
1.3	Application under the <i>Anti-Discrimination Act</i>	135
1.4	Application under the <i>Health Practitioner Regulation (National Uniform Legislation) Act</i> or <i>Health Practitioners Act</i>	348
1.5	Application under the <i>Victims of Crime Assistance Act</i>	135
1.6	Application under <i>Guardianship of Adults Act</i> or	nil

<i>Advance Personal Planning Act</i>		
1.7	Application under <i>Private Security Act</i>	174
1.8	Application under an Act specified in Part 2	305
1.9	Application under an Act specified in Part 3	348
1.10	Application for order under section 36 of the Act	nil
1.11	Application for review under section 140 of the Act	305
1.12	Application for any other proceeding	305
2	Hearings	
2.1	Day 1 of hearing	nil
2.2	Days 2 – 4 of hearing	117 per day or part day
2.3	Days 5 – 9 of hearing	243 per day or part day
2.4	Any days of hearing more than 9 days	297 per day or part day
3	Other matters	
3.1	Inspection of proceeding file under section 85 of the Act:	
	(a) by a party to the proceeding	nil
	(b) otherwise	45 per file
3.2	Photocopying by Tribunal staff	\$2 per page
3.3	Application for issue of summons under section 89(1) of the Act	20

PART 2

Administrators Pensions Act
Births, Deaths and Marriages Registration Act
Co-operatives (National Uniform Legislation) Act
Darwin Waterfront Corporation Act
Education Act
Geothermal Energy Act
Information Act

Lands Acquisition Act
Local Government Act
Pastoral Land Act
Petroleum Act
Totalisator Licensing and Regulation Act
Superannuation Act

PART 3

Building Act
Fisheries Act
Gaming Control Act
Gaming Machine Act
Heritage Act
Kava Management Act
Liquor Act
Marine Act
Poppy Regulation Act
Planning Act
Racing and Betting Act
Termination of Units Plans and Unit Title Schemes Act
Tobacco Control Act
Unit Titles Act

ENDNOTES
1**KEY**

Key to abbreviations

amd = amended
 app = appendix
 bl = by-law
 ch = Chapter
 cl = clause
 div = Division
 exp = expires/expired
 f = forms
 Gaz = Gazette
 hdg = heading
 ins = inserted
 lt = long title
 nc = not commenced

od = order
 om = omitted
 pt = Part
 r = regulation/rule
 rem = remainder
 renum = renumbered
 rep = repealed
 s = section
 sch = Schedule
 sdiv = Subdivision
 SL = Subordinate Legislation
 sub = substituted

2**LIST OF LEGISLATION*****Northern Territory Civil and Administrative Tribunal Regulations (SL No. 37, 2014)***

Notified	19 November 2014
Commenced	19 November 2014

Justice Legislation Amendment Act 2015 (Act No. 14, 2015)

Assent date	22 May 2015
Commenced	pts 4, 6, 7 and 9: 1 June 2015; rem: 1 July 2015 (<i>Gaz</i> S53, 29 May 2015, p 1)

Northern Territory Civil and Administrative Tribunal Amendment Regulations (SL No. 39, 2016)

Notified	22 August 2016
Commenced	22 August 2016

3**LIST OF AMENDMENTS**

r 6	ins Act No. 14, 2015, s 63
sch	sub No. 39, 2016, r 3