LEGAL PRACTITIONERS ACT 1893

LEGAL PRACTITIONERS (PUBLIC NOT ARIES) REPORT 2002

Made by the Legal Costs Committee under section 58ZA of the Legal Practitioners Act 1893.

PART 1 - PRELIMINARY

Citation

1. (I) This report may be cited as the Legal Practitioners (Public Notaries) Report 2002.

(2) The determination set out in the Schedule to this report

of the Legal Practitioners
Act 1893.
2.

Inquiries and submissions under section 58Y of the Legal Practitioners Act 1893

3. Before making the Legal Practitioners (Public Notaries) Determination 2002 the Legal Costs Committee:

(a) reviewed all submissions received as a result of the notice given under section 58Y of the Legal Practitioners Act 1893;

(b) consulted with the Court;

(c) had regard to the impact of the Goods and Services Tax on the

Schedule

LEGAL PRACTITIONERS ACT 1893

LEGAL PRACTITIONERS (PUBLIC NOT ARIES) DETERMINATION 2002

Made by the Legal Costs Committee under section 58W of the Legal Practitioners Act 1893 and section 25 of the Interpretation Act 1984.

Citation

1. This determination may be cited as the Legal Practitioners (Public Notaries) Determination 2002.

Commencement

2. This determination comes into operation on I June 2002.

Application

3. (1) This determination applies to the remuneration ofa Public Notary for the provision of notarial services.

(2) This determination does not apply to the remuneration of a Public Notary based on costs incurred in respect of instructions taken before the commencement of this determination.

Scale of costs

4. The fee charged by a Public Notary for providing notarial services shall not exceed the fee for those services set out in the Table to this clause.

TABLE

SCALE OF NOT ARIES FEES

Item No Matter $

1 Affidavits, affirmations and declarations:

(a) For administering an oath or affirmation or taking a declaration and for
signing the jurat or its equivalent -

where there is one deponent or declarant 46

and for each additional deponent, affirmant or declarant swearing,
affirming or declaring at the same time 7

(b) For preparing an affidavit, affirmation or declaration verifying the
execution of a document by a company or by a person 31

(c) For preparing a notarial certificate in respect of an oath, affirmation or
declaration 31

(d) For completing the certificate 16

(e) For completing a second and third certificate (ifrequired) 16

(f60.57 Tmnmth0 1 Tf 0.0069 Tc 9.7 0 0 9.7 172.28 3377.6 Tm (For) Tj 0.0143 Tc 9.7 0 0 9.7 188

For preparing

or

or

4 Certificates under seal not otherwise prescribed by this scale:

(a) For preparing a notarial certificate 31

(b) For completing the certificate 16

5 Bills of Exchange:

(a) For noting a bill of exchange, entering in the register and supplying one
copy of note 100

(b) For presenting bill - a fee for the time so occupied calculated in
accordance with the Solicitors Costs Determination I 998*

(c) For preparing, issuing and entering a protest of a bill of exchange and
supplying one copy of protest 100

together with the reasonable disbursements necessarily incurred in connection with
any of those services.

6 Ship's protests:

(a) Preparing and attesting a ship's protest including three copies (if
required) 100

(b) Preparing and attesting extension of ship's protest 128

7 Duplicates:

Except where otherwise provided, for more than one copy of any of the above
notarial documents completed at the same time -

for each copy (after the first) up to ten
- one half of the prescribed fee

for each copy (after the tenth)
- one quarter of the prescribed fee

8 Miscellaneous services:

For instructions, attendances, correspondence, drawing, engrossing and all other services not covered by this scale, or, if so covered, for matters involving unusual work or difficulty

- a fee calculated in accordance with the Legal Practitioners (Solicitors Costs)
Determination 2000* having regard to the time skill and responsibility
involved.

* [Published in the Gazette 6 December 2000]

Made by the Legal Costs Committee on 23 April 2002.