



FAMILY PROCEEDINGS (COURT FEE) REGULATIONS 1998

IVOR RICHARDSON, Administrator of the Government

ORDER IN COUNCIL

At Wellington this 8th day of June 1998

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL

PURSUANT to section 187 of the Family Proceedings Act 1980, His Excellency the Administrator of the Government, acting by and with the advice and consent of the Executive Council, makes the following regulations.

ANALYSIS

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| <ul style="list-style-type: none"> 1. Title and commencement 2. Court fee | | <ul style="list-style-type: none"> 3. Goods and services tax included 4. Revocation |
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REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Family Proceedings (Court Fee) Regulations 1998.

(2) These regulations come into force on 1 July 1998.

2. Court fee—(1) A fee of \$175 is payable for filing any of the following applications under the Family Proceedings Act 1980 in a District Court:

- (a) An application under section 27 (for a declaration whether according to the law of New Zealand a marriage is valid or a marriage has been validly dissolved);
- (b) An application under section 29 (for an order declaring a marriage to be void *ab initio*);

(c) An application under section 32 (for an order declaring that the other party to a marriage is presumed to be dead and that the marriage is dissolved):

(d) An application under section 37 (for an order dissolving a marriage).

(2) The fee must be prepaid.

(3) No other fees are payable in respect of proceedings in a District Court or a Family Court under the Family Proceedings Act 1980 or the Family Proceedings Rules 1981.

(4) The fees payable in respect of proceedings in the High Court or the Court of Appeal under the Family Proceedings Act 1980 are those prescribed by the High Court Fees Regulations 1997 and the Court of Appeal Fees Regulations 1997 respectively.

3. Goods and services tax included—The fee prescribed by these regulations is inclusive of goods and services tax.

4. Revocation—The Family Proceedings (Court Fee) Regulations 1997 are consequentially revoked.*

MARIE SHROFF,
Clerk of the Executive Council.

*S.R. 1997/328

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 July 1998, increase from \$160 to \$175 the fee payable for filing in a District Court applications relating to the status of a marriage (such as an application for an order dissolving a marriage).

The fee prescribed is inclusive of goods and services tax.

No other fees are prescribed under the Family Proceedings Act 1980 or the Family Proceedings Rules 1981 but, if proceedings are taken under that Act in the High Court or the Court of Appeal, the general scales of fees applicable to proceedings in those Courts apply.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 11 June 1998.

These regulations are administered in the Department for Courts.