

STATUTORY RULES 2024

S.R. No.

Supreme Court Act 1986

**Supreme Court (Fees) Amendment
Regulations 2024**

The Governor in Council makes the following Regulations:

Dated:

Responsible Minister:

JACLYN SYMES
Attorney-General

Clerk of the Executive Council

1 Objective

The objective of these Regulations is to amend the Supreme Court (Fees) Regulations 2018 to alter certain filing fees payable in the Office of the Registrar of Probates.

2 Authorising provision

These Regulations are made under section 129 of the **Supreme Court Act 1986**.

3 Commencement

These Regulations come into operation on 29 December 2024.

4 Principal Regulations

Supreme Court (Fees) Amendment Regulations 2024

In these Regulations, the Supreme Court (Fees) Regulations 2018¹ are called the Principal Regulations.

5 Definitions

In regulation 5 of the Principal Regulations—

- (a) for the definition of *Chapter III* **substitute—**

"Chapter III means the Supreme Court (Administration and Probate) Rules 2023²;"

- (b) **insert** the following definitions—

"Court's website means a website managed by the Supreme Court of Victoria;

small estate means an estate to which Part II of the **Administration and Probate Act 1958** applies;"

6 Part 4 of Schedule 1—Fees payable in the Office of the Registrar of Probates

- (1) For items 4.1 and 4.2 in Schedule 1 to the Principal Regulations **substitute—**

Supreme Court (Fees) Amendment Regulations 2024

"4.1	Posting on the Court's website of—			
	(a) a notice of intention to apply for a grant of representation under Rule 2.03 or Rule 4.03 of Chapter III;	2·2 fee units	2·2 fee units	2·2 fee units
	(b) a notice of intention to apply for the affixing of the seal of the Court to any probate, letters of administration or grant or order under Rule 5.04 of Chapter III;	2·2 fee units	2·2 fee units	2·2 fee units
	(c) a notice of intention to administer an estate by State Trustees under section 79 of the Administration and Probate Act 1958 ;	2·2 fee units	2·2 fee units	2·2 fee units
	(d) a republished or amended notice of intention	3·0 fee units	3·0 fee units	3·0 fee units

Supreme Court (Fees) Amendment Regulations 2024

under item 4.1
(a), (b) or (c)

4.2	On filing an application for any grant of representation or on filing an originating motion under Rule 7.04(1) of Chapter III—			
	(a) if the gross value of the estate is less than the value of a small estate	Nil	Nil	Nil
	(b) if the gross value of the estate is equal to the value of a small estate or more but less than \$250 000	16·0 fee units	16·0 fee units	16·0 fee units
	(c) if the gross value of the estate is \$250 000 or more but less than \$500 000	31·5 fee units	31·5 fee units	31·5 fee units

Supreme Court (Fees) Amendment Regulations 2024

(d) if the gross value of the estate is \$500 000 or more but less than \$1 million	63·0 fee units	63·0 fee units	63·0 fee units
(e) if the gross value of the estate is \$1 million or more but less than \$2.5 million	157·0 fee units	157·0 fee units	157·0 fee units
(f) if the gross value of the estate is \$2.5 million or more but less than \$5 million	440·0 fee units	440·0 fee units	440·0 fee units
(g) if the gross value of the estate is \$5 million or more	943·5 fee units	943·5 fee units	943·5 fee units".

(2) For item 4.5 in Schedule 1 to the Principal Regulations **substitute**—

"4.5	For preparation by the Registrar of Probates or Assistant Registrar of Probates of an application in relation to a small estate	16·5 fee units	16·5 fee units	16·5 fee units".
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Supreme Court (Fees) Amendment Regulations 2024

7 Part 6 of Schedule 1—Fees applicable to all offices of the Court and miscellaneous fees

(1) For item 6.3 in Schedule 1 to the Principal Regulations **substitute—**

"6.3	For searching a database, inspecting a register, retrieving a document or accessing any material filed, lodged or produced to or held by the Court (excluding the Application and Wills Indices, notices of intention posted on the Court's website and access to electronic copies of grants of probate and administration by the Court's website), for each request	4.9 fee units	2.4 fee units	1.2 fee units".
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Supreme Court (Fees) Amendment Regulations 2024

Endnotes

Endnotes

¹ Reg. 4: S.R. No. 135/2018 as amended by S.R. No. 53/2020.

² Reg 5: S.R. No. 125/2023.
