

COURT FEES ACT**Principal Act****Act. No. 1988-01***Commencement*

4.4.1988

Assent

20.1.1988

Amending
enactmentsRelevant current
provisionsCommencement
date

None

English sources

None

ARRANGEMENT OF SECTIONS.

Section

1. Title and commencement.
2. Documents, etc inadmissible in court unless fees paid.
3. Determination of questions concerning fees.
4. Remission of fees in certain cases.
5. Repeal of Fees (Collection) Act.
6. Amendments to Post Office Act.

AN ACT TO MAKE PROVISION FOR MATTERS AFFECTING THE PAYMENT OF COURT AND SIMILAR FEES, TO REPEAL THE FEES (COLLECTION) ACT AND TO PROVIDE FOR MATTERS INCIDENTAL THERETO.

Title and commencement.

1. This Act may be cited as the Court Fees Act 1988 and shall come into operation on such day as the Governor shall by notice in the Gazette appoint.

Documents, etc inadmissible in court unless fees paid.

2. Subject to section 4, no deed, will or other document shall be lodged in any registry of the Supreme Court for the purpose of registration and no instrument or document in respect of which a fee is payable by law shall be received or filed or be used in relation to any proceedings, or shall be pleaded or given in evidence in any court, unless such fee has been paid in respect thereof.

Determination of questions concerning fees.

3. Where a question arises in any court concerning the necessity for, or sufficiency of, any fee referred to in section 2, such question shall be decided by a judge or justice of that court, as the case may be, whose decision shall be final.

Remission of fees in certain cases.

4. It shall be lawful for the Chief Justice, the Judge of the Court of First Instance, Stipendiary Magistrate and for the justices in the Magistrates' Court, in any case where they are satisfied of the inability of any party to pay the fees referred to in section 2 due in relation to any proceedings in their respective courts, to remit such fees in whole or in part.

Repeal of Fees (Collection) Act.

5. (1) Except as provided in subsection (2), the Fees (Collection) Act is repealed.

(2) Any authority granted by the Director of Postal Services under section 7 of the Fees (Collection) Act shall, upon the commencement of this Act, be deemed to have been granted under section 48A of the Post Office Act¹.

¹ 1961-10

Section 6 inserts new section 48A in the Post Office Act.