



**THE FAMILY PROCEEDINGS (COURT FEES) REGULATIONS
1981**

DAVID BEATTIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 21st day of September 1981

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

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

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Family Proceedings (Court Fees) Regulations 1981.

(2) These regulations shall come into force on the 1st day of October 1981.

2. Fees of Court—(1) The fee to be taken in a District Court for filing any of the following applications under the Family Proceedings Act 1980, namely—

- (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),—

shall be \$50.

(2) The fee shall be prepaid.

(3) No other fees shall be taken 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 to be taken in respect of proceedings in the High Court or the Court of Appeal under the Family Proceedings Act 1980 shall be those prescribed by the High Court Fees Regulations 1981* and the Court of Appeal Fees Regulations 1981† respectively.

3. Revocation—The Matrimonial Proceedings (Court Fees) Regulations 1981‡ are hereby revoked.

P. G. MILLEN,
Clerk of the Executive Council.

*S.R. 1981/189
†S.R. 1981/188
‡S.R. 1981/192

EXPLANATORY NOTE

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

These regulations are to come into force on 1 October 1981, the date of commencement of the Family Proceedings Act 1980.

Regulation 2 prescribes a fee of \$50 in respect of the filing in a District Court of certain applications affecting the status of a marriage (such as an application for an order dissolving a marriage).

No other fees are prescribed in respect of proceedings under the Family Proceedings Act 1980 or the Family Proceedings Rules 1981 except that where proceedings are taken pursuant to that Act in the High Court or the Court of Appeal the general scales of fees applicable to proceedings in those Courts will apply.

Regulation 3 revokes the Matrimonial Proceedings (Court Fees) Regulations 1981.

Issued under the authority of the Regulations Act 1936.
Date of notification in *Gazette*: 22 September 1981.
These regulations are administered in the Department of Justice.