



# NP10 Request for refund of court fees

Family Law (Fees) Regulation 2022 – Section 2.12

Family Court Regulations 1998 – Regulation 21H

## Give Details

File number

File name

Date filed

### Important notice

Government regulations allow refunds of court fees in the Family Court of Western Australia if you have paid a full fee when you were entitled to an exemption or fee reduction under the regulations at the time the fee was paid.

The regulations allow refunds for hearing fees only if you have given written notice to the Court that the hearing is not to proceed or that the Court will be asked only to formalise the making of final orders on the day scheduled for the hearing (for example, when orders are made by consent). The regulations require you to give 10 business days notice.

For hearings called at short notice (that is when you are given less than 10 business days notice of the hearing) then only two business days notice is required if a hearing is not to proceed or will only be held to formalise the making of final orders. Again, you must give notice of the cancellation to the Court in writing.

The regulations allow for refunds of hearing fees if appearance at the hearing was only to formalise the making of final orders, or the hearing does not proceed on the allocated day. You are not entitled to a refund if you only use part of a hearing day.

A conciliation conference fee can be refunded only if the proceeding is settled or discontinued before the conference is held.

**Warning:** Under the Criminal Code any person who knowingly makes an untrue representation or statement to obtain a benefit or advantage from the State is guilty of an offence and, if found guilty, can be fined or imprisoned.

Details		Cross boxes where applicable	
Applicants name and address	family name (surname)	given names	
		postcode	telephone
		email	
Solicitor's name and address			
		postcode	
	email	phone (bh)	
Fee for which refund is sought	<input type="checkbox"/> Family Court of Western Australia		<input type="checkbox"/> Magistrates Court of Western Australia
	<b>Form:</b> <input type="checkbox"/> Application		<b>Appeal:</b> <input type="checkbox"/> to Family Court of Western Australia
	<input type="checkbox"/> Response	<input type="checkbox"/> Hearing fee <input type="checkbox"/> Interim application <input type="checkbox"/> Subpoena <input type="checkbox"/> Conciliation conference <input type="checkbox"/> Consent Orders <input type="checkbox"/> Other	
<input type="checkbox"/> Divorce			
Fee paid by	<input type="checkbox"/> Applicant		<input type="checkbox"/> Solicitor/other
All refunds will be paid to the original payee (e.g. drawer of cheque or credit card holder), unless written authority has been provided.			
Bank account details of Payee	Account name		Bank / Branch
	BSB		Account number
			Email for remittance

Reason refund is sought	<input type="checkbox"/> Exemption of payment of court fees – hardship granted <input type="checkbox"/> Exemption of payment of court fees – general granted <input type="checkbox"/> Application/Response rejected for filing by E-Filing Officer <i>Brief Details:</i> <input type="checkbox"/> Incorrect Application/Response lodged <i>Brief Details:</i> <input type="checkbox"/> Reduction of payment of divorce fees – hardship granted <input type="checkbox"/> Reduction of payment of divorce fees – general granted <input type="checkbox"/> Conciliation conference did not proceed due to settlement or discontinuance <input type="checkbox"/> Hearing fee – Ten (or two*) business days’ notice was given in writing and either the hearing did not proceed or <input type="checkbox"/> appearance at hearing was only to formalise the making of final orders <input type="checkbox"/> Other  *If your hearing was set down less than 10 days before the hearing was to occur and the hearing did not proceed, only two days notice is required.  Note: GST does not apply to court fees.
Proof of Payment	<input type="checkbox"/> Copy of fee receipt attached OR <input type="checkbox"/> Proof of payment attached
<b>Signature</b>	
Date ____ / ____ / ____	

<b>COURT USE ONLY</b>	
Approved <input type="checkbox"/>	Amount to be refunded \$_____
Signature of officer approving refund	
Full name of officer approving refund	Date ____ / ____ / ____
Reason for Refund:	