FEDERAL CIRCUIT AND FAMILY COURT OF AUSTRALIA

Application for exemption from fees – general
(not to be used for divorce)

Family Law (Fees) 2012 Section 2.04

Give Details	
File number	
File name	
Date filed	

Notice to applicant

Use this form if:

- you are the primary cardholder of a Health Care Card, Health Benefit Card, Pensioner Concession Card, Commonwealth Seniors Health Card or any other card issued by Centrelink or the Department of Veterans' Affairs that entitles you to Commonwealth health concessions (does not include a dependant of the primary cardholder),
- you are receiving Legal Aid for your proceeding in the Family Court or Federal Circuit Court from a state/territory legal aid office or approved legal aid scheme or service, youth allowance or Austudy payment or Abstudy,
- you are an Independent Children's Lawyer appointed to represent a child's interests in proceedings under the Family Law Act (only exempt for Subpoena and Interim application fees)
- you are under the age of 18, or
- you are an inmate of a prison or otherwise legally detained in a public institution.

When returning your completed application form to the registry you will need to attach photocopies of documentary evidence of any of the above (such as your Health Care Card or Legal Aid letter) to support your claim. Photocopy both sides of the card or other document.

If you do not qualify for any of the above, you may be able to apply for a fee exemption on the basis of financial hardship. Ask registry staff for the appropriate form and guidelines.

If your application for exemption is unsuccessful, you will be required to pay the full filing fee before your forms will be accepted.

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

Note: Where there is more than one applicant to an application, all applicants must meet the requirements for an exemption or the full fee applies.

Fee exemptions and reductions only apply to court fees. GST does not apply to court fees.

Details

Cross boxes where applicable

Name and address

Family name (surname): Given names:

Address: Postcode: Telephone: ( )

Form:

- ☐ Application (Not including divorce)
- ☐ Response
- ☐ Setting-down Fee
- ☐ Hearing Fee
- ☐ Interim application
- ☐ Subpoena
- ☐ Conciliation conference
- ☐ Consent orders (FCoA only)
- ☐ Initiating application (parenting & financial) VII & VIII orders

Other

Appeal:

- ☐ to Full Court

Reason for seeking exemption	I currently receive the following means-tested pension or other benefit: ☐ Health Care Card ☐ Pensioner Concession Card ☐ Commonwealth Seniors Health Card ☐ Any other card issued by Centrelink or the Department of Veterans' Affairs that certifies entitlement to Commonwealth health concessions ☐ Youth allowance or Austudy payment ☐ Abstudy benefits **Or** ☐ I am in receipt of Legal Aid ☐ I am a child under 18 years ☐ I am an inmate of a prison or otherwise lawfully detained in a public institution ☐ Independent Children's Lawyer ☐ Approved community legal centre

Signature

☐ Person in 1 **or** ☐ lawyer who prepared this application for person in 1 (*print lawyers name)*

Name of lawyer who prepared this application for person in 1:

COURT USE ONLY

☐ Copy of relevant documents attached ☐ Exemption granted ☐ Exemption refused

Signature of officer: Name of officer: **Date** ____/____/____