



FAMILY VIOLENCE AND CROSS-EXAMINATION  
OF PARTIES SCHEME

**WORK ITEMS AND FEE SCHEDULE FOR  
LAWYERS**

## Commonwealth Family Violence & Cross-Examination of Parties Scheme

### (Court Ordered under Section 102NA Family Law Act)

#### Stage of Matter Work Items & Fee Schedule

		<b>Hours</b>	<b>Rate</b>
<b>Stage 1</b>	<b>Pre-trial</b> File Notice of Address for Service, attend client, read material, attend mention	4	Sol
<b>Stage 2</b>	<b>Trial</b>		
(a)(i)	<b>Children or Property Matters only</b> <b>Documents for Trial</b> - Instructions, drawing, settling, swearing/affirming filing and serving all trial Affidavits, subpoenas, Notice to Admit Facts, Notices to Produce, forms seeking exemption from payment of fees.	6	Sol
(a)(ii)	<b>Children and Property Matters</b> <b>Documents for Trial</b> - Instructions, drawing, settling, swearing/affirming filing and serving all trial Affidavits, subpoenas, Notice to Admit Facts, Notices to Produce, forms seeking exemption from payment of fees.	9	Sol
(a)(iii)	<b>Documents - Matters listed in excess of 3 hearing days</b> Additional time to prepare documents for longer hearings.	4	Sol
(b)(i)	<b>Children or Property Matters only</b> <b>Trial Preparation</b> – Outline of Case/Case Summary document, settle Joint Case Summary, List of Authorities, Attend client, review all material, draw list of objections, prepare opening, submissions, examination in chief and cross-examination	10	Sol
(b)(ii)	<b>Children and Property Matters</b> <b>Trial Preparation</b> – Outline of Case/Case Summary document, settle Joint Case Summary, List of Authorities, Attend client, review all material, draw list of objections, prepare opening, submissions, examination in chief and cross-examination	13	Sol
(b)(iii)	<b>Trial Preparation - Matters listed in excess of 3 hearing days</b> – (per additional day)	2	Sol

(c)	<b>Trial Costs as Solicitor or Counsel</b> , attendance at each day of hearing, including negotiations over the course of the trial – per day.	7	Counsel
(d)	<b>Preparation for Closing - Complex Matters</b> Only payable where cases are closed and matter is adjourned to prepare closing submissions	1.5 for each day of trial to date	Counsel
<b>XE</b>	<b>Additional File/Work items</b>		
(a)	<b>Negotiations - Any Stage Pre-Trial</b>	Up to 2	Sol
(b)	<b>Attendance at FDR, ICL or Court Ordered Mediation</b> – Instructions, attendance at conference	4	Sol
(c)	<b>Instructions on Report</b> – reading and instructions on Expert or Family Report	2	Sol
(d)	<b>FCA Bundle Book</b> (Family Court only) - preparing, copying and distributing Bundle Book including index/list of documents, approving list with other parties, copying documents for the purpose of admitting or tendering by consent those documents	3	Sol
(e)	<b>Extra mention or listing</b> To be claimed where additional pre-trial mention listed by the Court	2	Sol
(f)	<b>Contravention or Interim Proceedings with Cross-Examination</b> Instructions, perusal of Order, preparation of Application, supporting Affidavit/s, arrange service including evidence in support, prepare cross-examination and submissions, all Court appearances including hearing.	7	Sol or Counsel
(g)	<b>Other - Exceptional circumstances</b> Exceptional circumstances must be directly related to the proper conduct of the cross- examination at trial and of a complex and/or novel nature.	Variable up to 4	Sol or Counsel

<b>Other</b>	<b>Disbursements</b>		
	<b>Barrister – Trial Preparation Children or Property</b> Barrister disbursement for trial preparation children and or property matters	As per 2(b)(i)	
	<b>Barrister – Trial Preparation Children and Property</b> Barrister disbursement for trial preparation children and or property matters	As per 2(b)(ii)	
	<b>Barrister – Trial Costs</b> Attendance at each day of hearing, including negotiations over the course of the trial – per day.	As per Item 2(c)	
	<b>Mediation Chairperson fee</b>	variable	
	<b>Subpoena Expenses</b>	Up to \$100	
	<b>Interpreter</b>	variable	
	<b>Photocopying of filed documents/reports and subpoenaed documents</b>	0.20 per page	
	<b>Regional accommodation if approved per night of trial</b>	Up to \$180	
	<b>Regional travel if approved (solicitor's time in hours)</b>	140	
	<b>Travel Distance (kilometres)</b>	0.40 per km	
	<b>XE Other disbursements – Exceptional circumstances (must be directly related to the proper conduct of the cross-examination)</b>	variable	