

Scale of fees – civil law

Child protection

STAGE 1 – Initial advice and assistance

	<i>Solicitor fees (\$140.00 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Initial assistance – includes reading material, provide initial advice, attend a mention	4	560.00	–
Review case plan/draft material, attend family group meeting/ case plan review meeting, attend a mention	5	700.00	–
Initiate or respond to an application to vary or revoke a final order, review and prepare material, attend a mention	7	980.00	–
Additional attendances	2	280.00	–
Additional preparation	3	420.00	–
Inspect the court file (separate representative only)	6	840.00	–
Inspect the department 's file (separate representative only)	4	560.00	–

Child protection

STAGE 2 – Litigation

	<i>Solicitor fees (\$140.00 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Attend court ordered conference, attend a mention	5	700.00	–
Prepare and attend family group meeting/case plan review meeting, attend a mention	4	560.00	–
Prepare and attend at an interim hearing	6	840.00	1146.00
Additional appearances at court	2	280.00	–

Child protection

STAGE 3 – Prepare for hearing

	<i>Solicitor fees (\$140.00 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Contested hearing preparation, attendance at 2 mentions (solicitor)	14	1960.00	–
Contested hearing preparation (counsel)	–	–	1146.00
Prepare and attend family group meeting/case plan review meeting, attend a mention	4	560.00	–
Additional preparation (counsel)	–	–	572.60
Additional appearances at court	2	280.00	–

Child protection

STAGE 4 – Attend hearing/assistance after final orders

	<i>Solicitor fees (\$140.00 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Attend day of hearing	6	840.00	1146.00
Additional preparation for adjourned hearing	4	560.00	776.80
Post order negotiation with department, attendance at case planning meeting	5	700.00	–

Child protection

STAGE 5 – Appeal of an order

	<i>Solicitor fees (\$140.00 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Prepare and attend day one of appeal	10	1400.00	1910.00
Attendance at additional days of appeal	6	840.00	1146.00
Additional preparation	1	140.00	191.00

Child protection – QCAT

	<i>Solicitor fees (\$140.00 per hour)</i>	
	Maximum hours	Maximum fee (\$)
Peruse filed material (separate representative only)	4	560.00
Prepare and attend		
Negotiation and case planning (including mentions)	5	700.00
Preliminary mention/hearing/conference	5	700.00
Hearing (day one)	10	1400.00
Additional days of hearing	6	840.00

Domestic violence

	<i>Solicitor fees (\$115.00 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Preparation			
Initial preparation	2	230.00	–
Preparation for hearing	4	460.00	–
Cross application (file or respond)	2	230.00	–
Attendance			
Short court appearance (mention)	0.5	57.50	–
Court time at final contested hearing	5	575.00	–

Employment Law

	<i>Solicitor fees (\$113.60 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Fair Work Commission			
Prepare and lodge Application	3	340.80	–
Prepare and attend conciliation conference	8	908.80	–
Obtain opinion from counsel on an employment matter	2	227.20	341.70
Prepare and attend day one of hearing	18	2044.80	1748.60
Additional day of hearing	6	681.60	712.30

	<i>Solicitor fees (\$118.70 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Federal Court			
Prepare and attend day one of hearing	18	2136.60	1858.10
Additional day of hearing	6	712.30	712.30
Arbitration in relation to general protection issues as an alternative to Federal Court	12	1424.40	–

Peace and good behaviour

	<i>Solicitor fees (\$99.30 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Peace and good behaviour hearing	6	595.80	–

Consumer protection

	<i>Solicitor fees</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Alternative dispute resolution tribunal	–	780.30	–
Lodging a complaint to the ombudsman	–	1235.70	–
Conduct involved negotiations in relation to a consumer dispute	–	975.50	–
Investigation and representation in a commonwealth consumer protection matter	–	206.50	–
Representation at a lawyer assisted negotiation in a commonwealth consumer protection matter	–	309.70	–
Obtain counsel's opinion			
In respect of issues arising out of a consumer dispute	4	392.40	336.50
In respect of issues arising out of a complex consumer dispute	4	392.40	796.90

Dangerous prisoner

	<i>Solicitor fees (\$120.20 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Obtain counsel's opinion			
Prospects of success in relation to an application in line with the <i>Dangerous Prisoners (Sexual Offenders) Act 2003</i>	4	480.80	665.10
Prepare and attend			
Preliminary or final hearing (day one)	10	1202.00	1273.60
Preliminary or final hearing (additional day)	6	721.20	1018.60
Application for amendment of the conditions of a supervision order	7	841.40	604.40
Application for contravention of supervision order	7	841.40	604.40
Annual review	7	841.40	604.40

Dangerous prisoner appeal

	<i>Solicitor fees (\$125.50 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Court of Appeal	11	1380.50	1768.30

Equal opportunities and anti-discrimination

	<i>Solicitor fees (\$113.60 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
QCAT or Federal Circuit Court			
Prepare and lodge a complaint	3	340.80	–
Conciliation conference	4	454.40	–
Prepare and attend day one of hearing	18	2044.80	1406.00
Prepare and attend additional day of hearing	6	681.60	712.30
Conference	–	–	171.40

	<i>Solicitor fees (\$118.70 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Federal Court			
Prepare for and attend day one of a discrimination hearing	18	2136.60	1459.70
Prepare for and attend additional day of a discrimination hearing	6	712.10	694.70
Conference	–	–	195.90

Inquests/coronial inquiries

	<i>Solicitor fees (\$115.00 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Inquest/coronial inquiry (day one)	9	1035.00	–
Inquest/coronial inquiry (additional day)	–	690.00	–
Prepare and attend when instructing counsel			
Inquest/coronial inquiry (day one)	14	1610.00	1254.80
Inquest/coronial inquiry (additional day)	–	690.00	900.00

Mental Health Court

	<i>Solicitor fees</i> Maximum fee (\$)	<i>Counsel fees</i> Fee on brief (\$)
Obtain counsel's opinion		
Prospects of referral to the Mental Health Court	1164.90	1513.10
Prepare and attend		
Mental Health Court (day one)	3206.10	3798.90
Mental Health Court (additional day)	727.80	1018.60
Appeal before the Mental Health Court	841.40	1405.40

Mental Health Review Tribunal

	<i>Solicitor fees (\$97.60 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Mental Health Review Tribunal	5	488.00	486.30

Proceeds of Crime (State)

	<i>Solicitor fees (\$118.70 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Proceedings under the <i>Criminal Proceeds Confiscation Act 2002</i>	10	1187.00	1257.30
Additional day of hearing	6	712.20	839.20
Negotiate settlement with the DPP	5	593.50	–

Proceeds of Crime (Commonwealth)

	<i>Solicitor fees (\$118.70 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Proceedings under the <i>Criminal Proceeds Confiscation Act 2002</i>	10	1187.00	1257.30
Additional day of hearing	6	712.20	839.20
Negotiate settlement with the DPP	5	593.50	–

Administrative Appeals Tribunal for social security and other commonwealth benefit matters

	<i>Solicitor fees (\$108.40 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Investigate prospects of success			
Appeal to the Administrative Appeals Tribunal	4	433.60	–
Prepare and attend			
Administrative Appeals Tribunal (day one)	–	1734.40	1013.60
Administrative Appeals Tribunal (additional day)	–	650.40	677.10
Conference	–	–	163.10

War caused veterans' appeals and non-war veteran defence appeals in AAT

	<i>Solicitor fees (\$140.00 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Counsel's opinion			
Prospects of success	–	–	533.70
Preparation			
Apply for a review of a decision	10	1400.00	–
AAT hearing	7	980.00	–
Attendance			
AAT hearing (day one)	5	700.00	1146.00
AAT hearing (additional days)	6	696.60	704.00
Conference	–	–	177.60

War caused veterans' appeals and non-war veteran defence appeals in federal court

	<i>Solicitor fees (\$140.00 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Counsel's opinion			
Prospects of success	–	–	533.70
Preparation			
Institute or defend a federal court appeal	40	5600.00	2261.70
Prepare and attend			
Federal court appeal (day one)	15	2100.00	2003.60
Federal court appeal (additional days)	–	840.00	1318.20

Workers' compensation

	<i>Solicitor fees (\$99.30 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Preparation			
Workers' compensation claim for reference to a medical board	9	893.70	–
Prepare and attend			
Hearing in Industrial Magistrates Court (day one)	15	1489.50	494.80
Hearing in Industrial Magistrates Court (additional day)	–	595.80	494.60

Other Federal Court proceedings

	<i>Solicitor fees (\$118.70 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and attend			
Institute or defend proceedings	30	3561.00	737.00
Continue with action up to but not including hearing	12	1424.40	992.00
Hearing	15	1780.50	1853.90
Additional day of hearing	6	712.10	1235.70
Conference	–	–	223.30
Judgement	–	–	161.00
Day one of an appeal - single judge	14	1682.80	1800.70
Day one of an appeal - full court	14	1682.80	1915.60
Additional day of appeal - single judge	6	721.30	1200.40
Additional day of appeal - full court	6	721.30	1278.90

High Court proceedings

	<i>Solicitor fees (\$131.70 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Prepare and lodge			
Application for special leave to appeal	11	1448.70	1437.80
Prepare and attend			
High Court appeal (day one)	12	1580.40	1915.60
High Court appeal (additional day)	6	790.20	1278.90

National Disability Insurance Scheme—Appeals

	<i>Solicitor fees (\$140.00 per hour)</i>		<i>Counsel fees</i>
	Maximum hours	Maximum fee (\$)	Fee on brief (\$)
Investigate prospects of success			
Review material and obtain advice from counsel in relation to review of a decision made by the NDIA where an appeal has been filed with the AAT	12	1680.00	–
Counsel's opinion			
Propsects of success	–	–	796.90
Prepare and attend			
Case conference at the AAT	5	700.00	–
Conciliation conference at the AAT	10	1400.00	–
Administrative Appeals Tribunal (day one)	12	1680.00	1146.00
Administrative Appeals Tribunal (additional day)	5	696.60	704.00