



Australian Government
Attorney-General's Department

Social Inclusion Division

ASSESSMENT POLICY

FEDERAL PROCEEDINGS (COSTS) ACT 1981 — s 10 CERTIFICATES

The Attorney-General's Department administers the payment of costs certificates issued by federal courts under the *Federal Proceedings (Costs) Act 1981* (the Act).

Under subsection 10(4) of the Act, payment of costs certificates issued under section 10 are not subject to a monetary limit, but will be paid in such part as the Attorney-General considers appropriate of any costs incurred by that party in relation to the proceedings.

The department interprets 'appropriate costs' to mean the costs thrown away as a result of the event that led to the certificate being granted, but not the costs of a new hearing.

Our preference is for applications to be completed online via the department's website:
<http://www.ag.gov.au>.

Only complete applications will be accepted and processed by the department. In order to complete your application, you will need:

- a copy of the costs certificate, marked with the court's seal,
- a copy of the court orders which granted the certificate,
- copies of itemised accounts for any legal fees recoverable under the costs certificate, and
- copies of receipts for any expenses recoverable under the costs certificate.

If the recipient of payment is registered for GST, a tax invoice addressed to the 'Attorney-General's Department' is also required.

Please Note

Costs will be assessed in accordance with the relevant scale applicable in the Court at the time the work was undertaken.

Contact us

You can contact the Financial Assistance Section between 8:30am and 5:00pm EST, Monday to Friday.

You should expect to receive a response to email enquiries on the next working day.

Phone: (02) 6141 4770
Email: finass@ag.gov.au.