



Legal Aid Western Australia

# FAMILY LAW RATES AND ALLOWANCES

This guide provides a brief description of the items that may appear in a grant of aid letter and the applicable rates and maximum allowances for those items. It may not include all items that are referred to in the grant letter. Please ensure you read the grant letter carefully for full details.

Please refer to the **Legal Aid WA Guide to Claiming Payment** for assistance with calculating and submitting claims, available from the Legal Aid WA [website](#) or Grants Online under [Guidelines](#). Information on reporting and record keeping are included in Part 5 of the Private Practitioner Manual, available on the website [practitioner standards and compliance](#).

Please ensure claims for court attendances are in accordance with the applicable rates as there are differences between the remand rates in the Family Court and the Magistrates Court.

CASE ASSESSMENT & LITIGATION Applicants & Respondents <small>Case Assessment Conference and trial preparation</small>		Maximum Hours			Maximum RATE \$\$				
		Prep	Court	Total	Prep	Court	Disb	Total	
<b>F2I</b>	Representation at first case assessment conference including consent orders	6	5	11	882	735	135	1752	
<b>F2IA</b>	Urgent initial application			2	294			280	
<b>F2IB</b>	Initial application only	3	2	5	441	294	110	700	
<b>F3M</b>	Representation up to trial date listing in Family Court – Magistrate track.	5	5	10	735	735	130	1600	
<b>F3S</b>	Standard track preparation up to trial date listing in Family Court.	8	5	13	1176	735	130	2014	
<b>F4MT</b>	Magistrate track trial preparation.	15	-	15	2205	-	145	2350	
<b>F4ST</b>	Standard track trial preparation to eve of trial	18	-	18	2646	-	145	2791	
<b>F4J</b>	Complex track trial preparation to eve of trial	20	-	20	2940	-	145	3085	
<b>F4C</b>	Representation and preparation from pre-hearing conference to eve of trial (for complex trials listed for 5 days and over).	Negotiated @ \$147 p/h							
<b>F5TA</b>	Representation at trial.			7	1029 per day				
<b>F5TB</b>	Court attendance to take judgment and explain orders.		1	1	147			147	

FAMILY COURT Applicants & Respondents Miscellaneous / Interim Attendances		Maximum Hours			Maximum Rate \$\$			
		Prep	Court	Total	Prep	Court	Disb	Total
<b>F2CD</b>	Dissolution/nullity of marriage including court attendances.			3.5	490		70	560
<b>F2CS</b>	Request for leave to issue subpoena for production of documents.			3	441		130	571
<b>F2G</b>	Recovery order (where there is an existing court order).	3	3	6	441	441	130	1012
<b>F2H</b>	Party grant for advice after ICL's Single Expert Report produced. (Limited grant)			2	294		20	314
<b>FM01</b>	Advice, investigations and negotiations.			4	588		10	597
<b>FM02</b>	Hague Convention application preparation.			4	588		20	608
<b>FM04</b>	Enforcement of final orders including court attendances.			5	735		130	865
<b>FM05</b>	Complex fee loading.				147 per hr			
<b>FM06</b>	Briefing agents.				147 per hr			
<b>FM7A</b>	Additional disbursements allowed.				As fixed by assessor			
<b>FM08</b>	Interpreter fees.				As fixed by assessor			
<b>FM09</b>	Transfer.				147 per hr			
<b>FM10</b>	Travel time				88 per hour plus mileage			
<b>FM11</b>	Contempt/Breach of Court Orders	2	2	4	588			588
<b>FM12</b>	Court attendance with limited preparation	1	1	2	147	147		294
<b>FM13</b>	Court attendance with some follow-up/preparation eg Advise client on Court Expert report	1	2	3	147	294		441
<b>FM14</b>	Court attendance and substantive preparation eg prep of affidavit material	2	2	4	294	294		588
<b>FM15</b>	Mileage Clause							.72c p/km
<b>FM16</b>	Additional preparation				147 per hr			
<b>FM 20</b>	Disbursements – Airfares and accommodation				As fixed by assessor			

<b>FM21</b>	Further Appearances				147 per hr		
<b>FM 22</b>	Prison/hospital visit			3	264	133	397

<b>FAMILY COURT Applicants &amp; Respondents</b> <small>Appeals</small>		<b>Maximum Hours</b>			<b>Maximum Rate \$\$</b>			
		<b>Prep</b>	<b>Court</b>	<b>Total</b>	<b>Prep</b>	<b>Court</b>	<b>Disb</b>	<b>Total</b>
<b>F6S</b>	Appeal to a Single Judge up to and including the hearing of appeal.			12	1764		20	1784
<b>F6FP</b>	Appeal to the Full Court (includes all preparation and procedural court attendances but not attendance at hearing of appeal).			10	1470		25	1495
<b>F6FH</b>	Solicitor attendance before the Full Court at the hearing of appeal.			7	1029 per day			

<b>Independent Children's Lawyer (ICL)</b>		<b>Maximum Hours</b>			<b>Maximum Rate \$\$</b>			
		<b>Prep</b>	<b>Court</b>	<b>Total</b>	<b>Prep</b>	<b>Court</b>	<b>Disb</b>	<b>Total</b>
<b>FS01</b>	ADR conference.			4	588			560
<b>FS02</b>	Initial grant for an application for interim/final orders.			7	1029		80	1109
<b>FS03</b>	Further interim application filed by one of the parties to a short hearing.			7	1029		20	1049
<b>FS04</b>	Appointment of a court expert, perusal of report and subsequent negotiations.			5	735		135	870
<b>FS05</b>	Procedural hearing.			2	294			294
<b>FS07</b>	Request for leave to issue subpoena to produce documents including inspection of documents.			3	441		120	571
<b>FS09</b>	Conciliation conference to conclusion of pre-hearing conference.			5	735		135	870
<b>FS10</b>	Preparation for trial (to eve of trial) where Independent Children's Lawyer is calling up to 5 witnesses.			6	882		135	1017
<b>FS11</b>	Trial.				1029 per day			
<b>FS12</b>	Take judgment and to explain orders to the children where appropriate.			1	147			147
<b>FS14</b>	Appeal to a Single Judge.			10	1470		20	1490
<b>FS15</b>	Appeal to the Full Court.			12	1764		25	1789

<b>FS16</b>	Solicitor's attendance at hearing before the Full Court.				1029 per day		
<b>FS17</b>	Psychologist's report.					3000	3000
<b>FS18</b>	Social Worker's report.					2000	3000
<b>FS21</b>	Psychiatrist report					4200	4200
<b>FS23</b>	Single Expert Witnesses Report - update				To be fixed by assessor		
<b>FS24</b>	Additional Preparation				147 per hr		
<b>FS25</b>	Additional Court time				147 per hr		
<b>FS26</b>	Additional Disbursements				To be fixed by assessor		
<b>FS27</b>	Travel				88 per hr		
<b>FS28</b>	Mileage				72c per km		
<b>FM19</b>	Ongoing monitoring	3		3	441	10	451

FAMILY COURT-Counsel Fees		Maximum Hours			Maximum Rate \$\$			
		Prep	Court	Total	Prep	Court	Disb	Total
<b>FC01</b>	Brief for all preparation for trial to eve of trial on behalf of applicant/ respondent.			10	1840			
<b>FC02</b>	Attendance at trial for applicant/ respondent.				1288 per day			
<b>FC03</b>	Preparation for trial as Independent Children's Lawyer.			10	1840		1750	
<b>FC04</b>	Daily fee for attendance at trial as Independent Children's Lawyer				1288 per day			
<b>FC05</b>	Brief for preparation and representation at a one-day hearing before the Full Court.			12	2208		2208	
<b>FC06</b>	Additional days before the Full Court.				1288 per day			
<b>FC07</b>	Hourly Rate for Counsel				184			

RESTRAINING ORDERS		Maximum Hours			Maximum Rate \$\$			
		Prep	Court	Total	Prep	Court	Disb	Total
FR01	Initial application.			5	735		100	835
FR02	Representation at a defended hearing.	5	3	8	735	441	20	1196
FR03	Representation on an application for variation.			3	441		10	451
FR04	Appeal to a Single Judge.			8	1176		20	1196
FR05	Advice, investigations and negotiations			5	735		10	745
FR06	Representation at a defended hearing on a restraining order application following previous advice and investigation grant	4	3	7	588	441	20	1049
FR07	Additional Preparation (VRO)				147 per hr			
FR08	Additional Court time (VRO)				147 per hr			
FR09	Travel				88 per hr			
FR10	Mileage				72c per km			
FR11	Shuttle Conference	3		3	441			441

PROTECTION & CARE Respondents		Maximum Hours			Maximum Rate \$\$			
		Prep	Court	Total	Prep	Court	Disb	Total
FP01	Advice and negotiations only in relation to protection proceedings.	7	3	10	1029	441	10	1480
FP02	Representation on application to pre-trial conference.	7	3	104	1029	441	25	1495
FP03	From pre-trial conference to eve of trial.			10	1470		25	1495
FP04	Trial days.				1029 per day			
FP05	Representation on appeal against wardship order.			10	1470		20	1490
FP06	Court attendance				147			
FP09	Prison visit				264		133	397

<b>FP10</b>	Travel				88 per hr			
<b>FP11</b>	Mileage				.72c per kilometre			
<b>FP12</b>	Additional preparation				147 per hr			
<b>FP13</b>	Advice and negotiations (Limited grant)	3	1	4	441	147	25	613
<b>FP14</b>	Further pre hearing conference	1	4	5	147	441		588

PROTECTION & CARE Respondents Case Management List		Maximum Hours			Maximum Rate \$\$			
		Prep	Court	Total	Prep	Court	Disb	Total
<b>FPC1</b>	Advice and Negotiations	5	2	7	735	294	25	1054
<b>FPC2</b>	Further court time					84 p/h		
<b>FPC3</b>	Further hearing preparation				147p/h			

PROTECTION & CARE Respondents Pilot Therapeutic List		Maximum Hours			Maximum Rate \$\$			
		Prep	Court	Total	Prep	Court	Disb	Total
<b>FPT1</b>	Advice and representation	5	3	8	735	441		1176
<b>FPC2</b>	Further court time					84		84
<b>FPC3</b>	Further hearing preparation				147			147

PROTECTION & CARE Respondents Mediation Conferences		Maximum Hours			Maximum Rate \$\$			
		Prep	Conf	Total	Prep	Conf	Disb	Total
<b>FPM1</b>	Medication Conference	2	3	5	294	441	10	745
<b>FPM2</b>	Further Mediation Conference	1	3	4	147	441	10	598
<b>FPM3</b>	Additional preparation mediation conference				147 per hr			
<b>FPC</b>	Convenor Fee						157	157

SIGNS OF SAFETY (Pre-birth) - PROTECTION & CARE Respondents		Maximum Hours			Maximum Rate \$\$			
		Prep	Conf	Total	Prep	Conf	Disb	Total
FPP1	Advice and representation at Signs of Safety Meeting Prebirth			4	588		10	598
FPP2	Advice and representation at a second Signs of Safety Meeting Pre-Birth			4	588		10	598
FPP5	Advice and attendance at informal SOS meeting at DCPFS			2	294		10	304
FPP6	Additional preparation for SOS meeting/conference				147 per hr			
FPCF	Convenors fees ( <i>matters referred from Children's Court</i> )						157	157
FPPC	Facilitator fees ( <i>SOS meetings which take place at KEMH and are pre birth conferences</i> )						157	157

PROTECTION & CARE Child Representation		Maximum Hours			Maximum Rate \$\$			
		Prep	Court	Total	Prep	Court	Disb	Total
FPS1	Separate representation in the Children's Court up to and including the pre-trial conference.			10	1470		25	1495
FPS2	Separate representation from pre-trial conference to eve of trial.			10	1470		25	1495
FPS3	Trial.				1029 per day			
FPS4	Representation on appeal against wardship order			10	1470		20	1490
FPS5	Further court attendance in Children's Court				147 per hour			
FPS6	Application to the Children's Court for the appointment of a Court Expert				588		25	613
FPS7	Secure Care		3 hours prep, 2 hours travel.		441 + 2 X 88 travel		55	672
FPS8	Additional Preparation				147 per hr			

PROTECTION & CARE Child Representation Mediation Conferences		Maximum Hours			Maximum Rate \$\$			
		Prep	Conf	Total	Prep	Conf	Disb	Total
FSM1	Mediation Conference			4	588		10	598
FSM2	Second Mediation Conference			3	441		10	451

CHILDREN'S COURT Other Applications		Maximum Hours			Maximum Rate \$\$			
		Prep	Court	Total	Prep	Court	Disb	Total
FA01	Application under the Acts Amendment (Abortion) Act.			4	588		10	598

ALTERNATIVE DISPUTE RESOLUTION Applicants & Respondents		Maximum Hours			Maximum Rate \$\$			
		Prep	Conf	Total	Prep	Conf	Disb	Total
FR3C	Preparation and representation at conference – children's issues.	1	4	5	147	588	10	745
FR3P	Preparation and representation at conference – property.	3	4	7	441	558	20	1049
FR3S	Children and Property issues – splitting order required	1		1	147			147
FRPS	Property issues only – splitting order required	1		1	147			147
FRW	Views Report - Children				Up to 6 hours @ \$74 per hour			444
FR4	Preparation and representation at conference – litigation intervention.		5	5		735		735
FRCH	Chairperson's fees						294	294
FRA1	Initial advice for property + review whether ADR suitable	1		1	147			147
FRA2	Initial advice for property + review whether ADR suitable – complex	2		2	294			294
FRF	Post conference finalisation				147 P/h			147 P/h

Child Support		Maximum Hours			Maximum Rate \$\$			
		Prep	Court	Total	Prep	Court	Disb	Total
F2CM	Maintenance/departure order application (summary) up to and including the hearing.			11	1617		130	1747
FCS1	Advice, investigations regarding merit of AAT application and negotiations.			4	588		10	598
FCS2	Representation at AAT up to and including preliminary hearing.			8	1176		50	1226
FCS3	Preparation and attendance at AAT hearing.			8	1176		50	1226
FCS4	Preparation and attendance on an application to the AAT up to and including a preliminary hearing			4	588		25	613