

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 LAWA Connect. 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 Case Assessment Conference and trial preparation		Maximum Hours			Maximum RATE \$			
		Prep	Court	Total	Prep	Court	Disb	Total
F2SC	Initiate/Respond up to first return /directions	8	3	11	1,400	525	195	2,120
F2DO	Documents only initial grant	6		6	1,050		55	1,105
F2IA	Urgent initial application			2	350			350
F2IB	Urgent interim application	3	2	5	525	350	150	1,025
F3M	Representation up to trial date listing in Family Court – Magistrate track	6	4	10	1,050	700	150	1,900
F3J	Representation up until a trial date is set on the Complex Track in the Family Court of Western Australia.	10	5	15	1,750	875	150	2,775
F4MT	Magistrate track trial preparation	15	-	15	2,625	-	165	2,790
F4J	Judges track trial preparation to eve of trial	20	-	20	3,500	-	165	3,665
F5TB	Court attendance to take judgment and explain orders		1	1	175			175

FAMILY COURT Applicants & Respondents Miscellaneous / Interim Attendances		Maximum Hours			Maximum Rate \$			
		Prep	Court	Total	Prep	Court	Disb.	Total
F2CD	Dissolution/nullity of marriage including court attendances	3	1	4	525	175	150	850
F2CS	Request for leave to issue subpoena for production of documents	2	1	3	350	175	150	675
F2G	Recovery order (where there is an existing court order).	3	3	6	525	525	150	1,200
F2H	Party grant for advice after ICL's Single Expert Report produced. (Limited grant)			2	350		25	375
FM01	Advice, investigations, and negotiations	4		4	700		20	720
FM02	Hague Convention application preparation	4		4	700		25	725
FM04	Enforcement of final orders including court attendances	4	1	5	700	175	145	1,020

FM11	Contempt/Breach of Court Orders	2	2	4	350	350		700
FM12	Court attendance with limited preparation	1	1	2	175	175		350
FM13	Court attendance with follow-up/preparation e.g., Advise client on Court Expert report	1	2	3	175	350		525
FM14	Court attendance and substantive preparation e.g., preparation of affidavit material	2	2	4	350	350		700
FM22	Prison/hospital visit			3	276		154.54	426.68
FM19	Ongoing monitoring	3		3	525		20	545

FAMILY COURT Applicants & Respondents Appeals		Maximum Hours			Maximum Rate \$			
		Prep	Court	Total	Prep	Court	Disb	Total
F6S	Appeal to a Single Judge up to and including the hearing of appeal	8	4	12	1,400	700	25	2,125
F6FP	Appeal to the Full Court (includes all preparation and procedural court attendances but not attendance at hearing of appeal)			10	1,750		30	1,780

Cross Examination Scheme		Maximum Hours			Maximum Rate \$			
		Prep	Court	Total	Prep	Court	Disb	Total
XEM1	Family Court (XEM) - Initial grant	10	4	14	1,750	700	55	2,505
XEM2	Family Court (XEM) - Trial preparation.	20		20	3,500		175	3,675

Independent Children's Lawyer (ICL)		Maximum Hours			Maximum Rate \$			
		Prep	Court	Total	Prep	Court	Disb	Total
FS01	ADR conference	3	4	7	525	700		1,225
FS02	Initial grant up to an including CAC and Interim Hearing (including subpoenas)	10	9	19	1,750	1,575	260	3,585
FS03	Further interim application filed by one of the parties to a short hearing	5	2	7	875	350	25	1,250
FS04	Appointment of a court expert, perusal of report and subsequent negotiations	4	1	5	700	175	155	1,030
FS05	Procedural hearing	1	1	2	175	175		350
FS09	Conciliation conference to conclusion of pre-hearing conference	3	2	5	525	350	155	1,030
FS10	Preparation for trial (to eve of trial) where Independent Children's Lawyer is calling up to 5 witnesses	8		8	1,400		155	1,555
FS12	Take judgment and to explain orders to the children where appropriate			1	175			175
FS14	Appeal to a Single Judge	7	3	10	1,225	525	25	1,775
FS15	Appeal to the Full Court	10	2	12	1750	350	30	2,130
FS30	Reportable Family Therapy & Report						2,115	2,115

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RESTRAINING ORDERS		Maximum Hours			Maximum Rate \$			
		Prep	Court	Total	Prep	Court	Disb	Total
FR01	Initial application	5		5	875		130	1,005
FR03	Representation on an application for variation	3		3	525		20	545
FR04	Appeal to a Single Judge	6	2	8	1,050	350	25	1,425
FR05	Advice, investigations, and negotiations	5		5	875		20	895
FR06	Representation at a defended hearing on a restraining order application following previous advice and investigation grant	3	4	7	525	700	25	1,250
FR11	Shuttle Conference	3		3	525			525

		Maximum hours			Maximum Rate \$			
		Prep	Court	Total	Prep	Court	Disb	Total
FP01	Initial grant up to an including First Hearing, Urgent Interim Order Hearing, and/or a Status Conference	7	3	10	1,225	525	20	1,770
FP02	Representation to Pre-Hearing conference.	7	3	10	1,225	525	30	1,780
FP03	From pre-hearing conference to eve of trial (including Trial Allocation List hearing and Readiness hearing and trial preparation)			10	1,750		30	1,780
FP05	Representation on appeal against wardship order	7	3	10	1,225	525	25	1,775
FP13	Advice and negotiations (Limited grant)	3	1	4	525	175	30	730
FP14	Further prehearing conference	1	3	4	175	525		700

PROTECTION & CARE Respondents Case Management List		Maximum Hours			Maximum Rate \$			
		Prep	Court	Total	Prep	Court	Disb	Total
FPC1	Advice and Negotiations	5	2	7	875	350	30	1,255

PROTECTION & CARE Respondents Pilot Therapeutic List		Maximum Hours			Maximum Rate \$			
		Prep	Court	Total	Prep	Court	Disb	Total
FPT1	Advice and representation	5	3	8	875	525		1,400

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PROTECTION & CARE Respondents Mediation Conferences		Maximum Hours			Maximum Rate \$			
		Prep	Conf	Total	Prep	Conf	Disb	Total
FPM1	Mediation Conference	2	3	5	350	525	20	895
FPM2	Further Mediation Conference	1	3	4	175	525	20	720
FPCC	Convenor Fee						180	180

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	700		20	720
FPP2	Advice and representation at a second Signs of Safety Meeting Pre-Birth			4	700		20	720
FPP5	Advice and attendance at informal SOS meeting at DCPFS			3	525		20	545
FPCC	Convenors fees (matters referred from Children's Court)						180	180

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-hearing conference	7	7	14	1,225	1, 225	30	2,480
FPS2	Separate representation from pre-hearing conference to eve of trial (including trial preparation)	10	1	11	1,750	175	30	1,955
FPS4	Representation on appeal against wardship order	7	3	10	1,225	525	25	1,775
FPS6	Application to the Children's Court for the appointment of a Court Expert	3	1	4	525	175	30	730
FPS7	Secure Care	3	1	4	525 Travel: \$184	175	62.53 (mileage)	946.53

PROTECTION & CARE Child Representation Mediation Conferences		Maximum Hours			Maximum Rate \$			
		Prep	Conf	Total	Prep	Conf	Disb	Total
FSM1	Mediation Conference	2	3	5	350	525	20	895
FSM2	Second Mediation Conference	1	3	4	175	525	20	720

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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	700		20	720

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	4	4	8	700	700	20	1,420
FR3P	Preparation and representation at conference – property	5	4	9	875	700	25	1,600
FRW	Views Report - Children							620
FR4	Preparation and representation at conference – litigation intervention	4	4	8	700	700	20	1,420
FRCH	Chairperson's fees						As set by DR staff	As set by DR staff
FRA2	Initial advice for property + review whether ADR suitable	2		2	350			350

Family Law Property Mediation Pilot		Maximum Hours			Maximum Rate\$			
		Prep	Conf	Total	Prep	Conf	Disb	Total
PSP1	Determining the suitability of proceeding to a Legal Aid Dispute Resolution service	4			700			700
PSP2	Advice, preparation, and representation at the first Family Dispute Resolution conference	8	6	14	1,400	1,050	25	2,475
PSP3	Advice, preparation, and representation at the second Family Dispute Resolution conference	4	4	8	700	700	25	1,425
PSV	Property valuation disbursement				1,000			1,000

Key Work Items

Trial days	Old code	Solicitor Rate \$	Counsel Rate \$
Family Court trial (Daily Rate)	F5TA FC02	1,225	1,533
Family Court trial – ICL (Daily Rate)	FS11 FC04	1,225	1,533
Attendance before the Full Court at the hearing of appeal	F6FH FS16	1,225	1,533
Children's Court trial (Daily Rate)	FP04	1,225	
Children's Court Trial – Sep Rep (Daily Rate)	FPS3	1,225	

Misc. Work Item	Old code	Allowance \$	Disbursement \$
Complexity (general)	FM05	175 per hour	
Briefing agent	FM06	175 per hour	
Miscellaneous disbursement	FM7A FS26		As fixed by assessor
Interpreter Fees	FM08		As fixed by assessor
Travel time (incl prison/hospital visit)	FM10 FS27 FR09 FP10	92 per hour	
Mileage (incl prison/hospital visit)	FM15 FS28 FR10 FP11		\$0.82 per km
Airfares & accommodation	FM20		As fixed by assessor
Request for leave to issue subpoena to produce documents including inspection of documents	FS07	175 per subpoena	\$25 per subpoena
SEW - Psychologist/Social Worker/Psychiatrist	FS17 FS18 FS21		As fixed by Assessor
SEW - Additional Disbursements	FS22 FS29		As fixed by Assessor
SEW – Report Update	FS23		As fixed by Assessor
Finalise FDR Conference	FRF	175 per hour	

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Hair Follicle Testing	FS31		As fixed by Assessor
Additional preparation mediation conference	FPM3 FPP6	175 per hour	