

LEGISLATIVE COUNCIL

JUSTICE LEGISLATION FURTHER AMENDMENT BILL 2015

(Amendments and New Clause to be proposed in Committee by Ms PENNICUIK)

1. Clause 1, page 2, after line 31 insert—
 - "(iii) to require the Tribunal to take into account financial hardship and other relevant matters in making orders regarding reimbursement of fees; and".

NEW CLAUSE

2. Insert the following New Clause before clause 15—

'AA Orders as to reimbursement or payment of fees

In section 115B(3) of the **Victorian Civil and Administrative Tribunal Act 1998**—

 - (a) in paragraph (c), for "reached." **substitute** "reached; and";
 - (b) after paragraph (c) **insert**—
 - "(d) any financial hardship of the party against whom the order would be made; and
 - (e) any other matter the Tribunal considers relevant.".'
3. Clause 15, after line 6 insert—
 - (2) In section 115C(3) of the **Victorian Civil and Administrative Tribunal Act 1998**—
 - (a) in paragraph (b), for "reasonable excuse." **substitute** "reasonable excuse; and";
 - (b) after paragraph (b) **insert**—
 - "(c) any financial hardship of the party against whom the order would be made; and
 - (d) any other matter the Tribunal considers relevant.".'
4. Clause 21, page 17, line 22, omit "21" and insert "22".
5. Clause 22, page 19, line 11, omit "22" and insert "23".
6. Clause 31, line 26, omit "33(3)" and insert "34(3)".
7. Clause 31, page 26, line 8, omit "33(3)" and insert "34(3)".
8. Clause 31, page 26, line 13, omit "33(3)" and insert "34(3)".
9. Clause 31, page 26, line 15, omit "25(2)" and insert "26(2)".
10. Clause 31, page 26, line 19, omit "25(2)" and insert "26(2)".
11. Clause 41, line 7, omit "25(2)" and insert "26(2)".