

PROPERTY AGENTS TRIBUNAL

No 2021-0073T

In the Matter of the *Property Agent and Land Transactions Act 2016* (the Act)

**Ms Rochelle Davenport
(Appellant)**

And

**Property Agents Board
(Respondent and Board)**

DETERMINATION – COSTS

1. On 13 September 2022 the Tribunal ordered that the Appellant pay the Board's costs of and incidental to the appeal, including the costs of making the submissions in respect of costs for the Board.
2. It was directed as follows:
 - (a) That the Board provide the Appellant with an itemised list of its costs.
 - (b) In default of agreement as to the amount of costs, the Appellant is, within 14 days of receiving the itemised list of costs, to provide in writing to the Tribunal and the solicitors for the Board a list of those costs items which she contests, and as to each contested item, the reasons for the contest. The Tribunal will then require responding submissions from the Board as to those items to the extent necessary.
 - (c) The Tribunal will then make its determination as to the amount of costs.
3. The Board provided the Appellant with an itemised list of costs totalling \$4,329.60.
4. The Appellant did not contest any item in the list of costs.
5. The costs being uncontested, and apparently properly costs of the appeal, the Tribunal **orders** that the Appellant pay the Board's costs of the appeal in the sum of \$4,329.60.

Dated 10 October 2022



Keyran Pitt QC, President

RIGHT TO APPEAL DECISIONS OF THE TRIBUNAL

TAKE NOTICE that a person subject to the decision of this Tribunal may appeal under the *Magistrates Court (Administrative Appeals Division) Act 2001* against this decision of the Tribunal; and

An appeal is to be made within 28 days after notice of the Tribunal's decision is given to the Agent or the Board, or within such further period as a magistrate considers is appropriate in the interests of justice.

Also take notice that an appeal to the Magistrates Court (Administrative Appeals Division) **DOES NOT**

- (a) affect the operation of the Tribunal's decision; or
- (b) prevent the taking of action to implement the decision

An order of the Magistrates Court would be necessary to stay an order of the Tribunal.