

AUSTRALIAN CAPITAL TERRITORY

No. 5 of 1980

An Ordinance to amend the *Coroners Ordinance 1956*

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910*.

Dated this eleventh day of March 1980.

ZELMAN COWEN
Governor-General

By His Excellency's Command,

P. DURACK
Attorney-General

CORONERS (AMENDMENT) ORDINANCE 1980

Short title

1. This Ordinance may be cited as the *Coroners (Amendment) Ordinance 1980*.¹

Commencement

2. This Ordinance shall come into operation on a date to be fixed by the Minister of State for the Capital Territory by notice in the *Gazette*.

3. Section 29 of the *Coroners Ordinance 1956*² is repealed and the following section substituted:

Recording of proceedings

"29. (1) Subject to sub-section (2), sections 54A, 60, 255B and 255C of the *Court of Petty Sessions Ordinance 1930* (in this section called 'the relevant provisions') apply in relation to the depositions of a witness who gives evidence at an inquest or inquiry as if those depositions were depositions in proceedings in the Court of Petty Sessions.

"(2) For the purposes of sub-section (1)—

(a) a reference in the relevant provisions to the Court of Petty Sessions shall be read as a reference to the Coroner;

- (b) a reference in the relevant provisions to the Clerk of the Court of Petty Sessions shall be read as a reference to the Clerk of the Coroner's Court;
- (c) sub-section 255B (1) applies as if the proceedings at an inquest or inquiry were proceedings referred to in paragraph 255B (1) (a); and
- (d) section 255C applies as if the following sub-section were substituted for sub-section 255C (2):
 - '(2) A person is not entitled to make an application under this section in relation to a record made at an inquest or inquiry unless he has satisfied the Clerk or a Coroner that he has good reasons for so applying.'"

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 20 March 1980.
2. Ordinance No. 14, 1956 as amended by No. 5, 1965; No. 2, 1967; No. 49, 1973; Nos. 15 and 47, 1974; No. 65, 1977; No. 46, 1978.