

Explanatory Statement

Court Procedures Amendment Rules 2021 (No 1)

Subordinate Law SL2021-15

Issued by Authority of the Rule-Making Committee

The Rule-Making Committee (currently comprising the Chief Justice, Justice Elkaim, Chief Magistrate Walker and Magistrate Theakston) may make rules in relation to the practice and procedure of the ACT Courts and their registries pursuant to section 7 of the *Court Procedures Act 2004*. The Courts and the Joint Rules Advisory Committee have conducted a consultative review of the rules which has resulted in the amendments contained in *the Court Procedures Amendment Rules 2021 (No 1)*

They:

- Amend rule 2806 to provide a simplified process in rule for solicitors to withdraw from the record in circumstances where leave of the court is not required.
- Amend rule 5115 to extend the timeframes for filing and service of a notice of contention where an amended notice of appearance is filed and served.
- Amend rule 6712 to remove the requirement for parties to file exhibits to affidavits with the court. The amendment will mean that the only circumstance where exhibits to affidavits are filed with the court is where a party has been ordered to do so.

The amendments will commence on 1 July 2021