



Australian Capital Territory

Supreme Court Rules Amendment

Subordinate Law 2000 No 17

We, Judges of the Supreme Court, make the following rules of court under section 36 of the *Supreme Court Act 1933*.

Dated 13 March 2000.

JEFFREY MILES

Chief Justice

JF GALLOP

Judge

TJ HIGGINS

Judge

KJ KRISPIN

Judge

AG TOWILL

Registrar



Australian Capital Territory

Supreme Court Rules Amendment

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made under the

Supreme Court Act 1933

CONTENTS

Rule	
1	Commencement
2	Rules amended
3	Interpretation
4	Corporate information
5	Identification of relief sought
6	Statements of claim
7	Motor vehicle personal injury claims
8	Payment into court otherwise than by money or bond
9	May be entire or partial
10	Authority of registrar

Supreme Court Rules No 17, 2000

CONTENTS—continued

Rule	
11	Authority of Master
12	Repeal
13	Schedule 1
14	Schedules 12, 13 and 13A

1 Commencement

These rules commence on 3 April 2000.

2 Rules amended

These rules amend the *Supreme Court Rules*.

3 Interpretation

Rule 4 of Order 1 is amended—

- (a) by omitting from subrule (1) the definition of *motor vehicle* and substituting the following definition:

“*motor vehicle*—see the *Road Transport (General) Act 1999*, dictionary.”; and

- (b) by omitting from subrule (1) the definitions of body corporate, company, contributory, corporation, officer and official liquidator; and

- (c) by inserting in subrule (1) the following definition:

“*motor accident* means an accident or other incident in which the death of, or bodily injury to, a person is caused by, or arises out of the use of, a motor vehicle.”.

4 Corporate information

Rule 5 of Order 2 is amended—

- (a) by omitting paragraphs (1) (d) and (e) and substituting the following paragraph:

“(d) if the body is an authorised deposit-taking institution—the address of its registered office;”; and

- (b) by omitting subrule (2).

5 Identification of relief sought

Rule 9 of Order 2 is amended by omitting subrule (9) and substituting the following subrule:

“(9) If an action includes a claim for damages for a motor accident, a statement under rule 12 must be attached to the originating application.”.

6 Statements of claim

Rule 10 of Order 2 is amended—

- (a) by omitting subparagraph (1) (b) (i) and substituting the following subparagraph:

“(i) a claim for damages for a motor accident; or”; and

- (b) by omitting paragraph (2) (a) and substituting the following paragraph:

“(a) a claim for damages for a motor accident;”.

7 Motor vehicle personal injury claims

Rule 12 of Order 2 is amended by omitting “death or bodily injury arising out of the use of a motor vehicle shall” and substituting “a motor accident must”.

8 Payment into court otherwise than by money or bond

Rule 1 of Order 26 is amended by omitting paragraph (4) (i) and substituting the following paragraph:

- “(i) an authorised insurer under the *Road Transport (General) Act 1999* or the nominal defendant appointed under that Act;”.

9 May be entire or partial

Rule 1 of Order 30 is amended by omitting subrule (4).

10 Authority of registrar

Rule 3 of Order 61 is amended—

- (a) by omitting from paragraph (b) “subsection 105 (4); and” and substituting “subsection 105 (4).”; and

- (b) by omitting paragraph (d) and substituting the following note:

“*Note* Part 16 of the *Corporations Law Rules 2000* deals with the powers of the master in relation to the Corporations Law and the ASC Law.”.

11 Authority of Master

Rule 1 of Order 61A is amended—

- (a) by omitting paragraph (n); and

- (b) by adding at the end the following note:

“*Note* Part 16 of the *Corporations Law Rules 2000* deals with the powers of the master in relation to the Corporations Law and the ASC Law.”.

12 Repeal

Part 6 is repealed.

13 Schedule 1

Form 19B of Schedule 1 is amended by omitting “the *Motor Traffic Act 1936* or that Act as amended (or as the case may be)” and substituting “the *Road Transport (General) Act 1999*”.

14 Schedules 12, 13 and 13A

Schedules 12, 13 and 13A are repealed.

Endnotes

Rules amended

1 Republished as in force on 1 February 1999. See also SL 1999 No 26.

Notification

2 Notified in the Gazette on 23 March 2000.