



Australian Capital Territory

Supreme Court Rules Amendment

Subordinate Law 2001 No 10

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

Dated 11 April 2001.

T J HIGGINS
Judge

K J CRISPIN
Judge

M F GRAY
Judge

A G TOWILL
Registrar



Australian Capital Territory

Supreme Court Rules Amendment

Subordinate Law 2001 No 10

made under the

Supreme Court Act 1933

1 Commencement

These rules commence on 1 May 2001.

2 Rules amended

These rules amend the *Supreme Court Rules*.

Note The rules are amended in the body of the rules and schedule 1.

3 Order 42A rule 1, table, item 5

substitute

5	1 July 1993 to 30 April 2001	12% a year
6	on and after 1 May 2001	11% a year

Schedule 1 Minor amendments

(see r 2)

[1.1] Order 1 rule 4, new definition of *garnishee*

insert

garnishee—see order 46 rule 1 (1).

[1.2] Order 37A rules 2 to 4

omit

rule 9

substitute

rule 1

[1.3] Order 37A rule 3

omit

rule 10

substitute

rule 2

[1.4] Order 42 rule 2 (2)

omit

under rule 3 (b)

[1.5] Order 46 rule 1 (1)

omit

in these rules called

[1.6] Order 52 rule 20 (3)

substitute

- (3) Subrule (2) applies whether or not a party is a person with a legal disability.

[1.7] Order 55 rule 20, heading

substitute

20 Service on corporations etc**[1.8] Order 61A rule 1 (i)**

omit

- order 60, divisions 2 and 3

[1.9] Order 65 rule 21, heading

substitute

21 Application of div 65.2**[1.10] Order 65 rule 21**

omit

set out in this part of this order

substitute

in this division

[1.11] Order 66 rule 9 (b)

substitute

- (b) below that line the following information is to be set out:
- (i) the name of the party by whom, or on whose behalf, the document is filed;

- (ii) if the party is not represented by a solicitor—the address for service of the party and his or her telephone number (if any);
- (iii) if the party is represented by a solicitor—
 - (A) the solicitor's name, address for service and telephone number; and
 - (B) if the solicitor is the agent of another solicitor for the proceeding—the name and place of business of the other solicitor.

[1.12] Order 72 rule 15, 1st sentence

number as subrule (1)

[1.13] Order 72 rule 15, 2nd sentence

number as subrule (2)

[1.14] Order 72 rule 15, 3rd sentence

number as subrule (3)

[1.15] Order 72 rule 54 (c)

omit

Wills, Probate and Administration Act 1898 (NSW)

substitute

Administration and Probate Act 1929

[1.16] Part 9, heading

substitute

**Part 9 Proceedings under
Jurisdiction of Courts
(Cross-vesting) Act 1993**

[1.17] Order 78 rule 2

omit

these rules

substitute

this order

[1.18] Order 78 rule 2, definition of Act

omit

[1.19] Order 78 rule 2, definition of *special federal matter*

substitute

special federal matter—see the *Jurisdiction of Courts (Cross-vesting) Act 1987* (Cwlth), section 3 (1).

[1.20] Order 78 rule 2, new definition of *the Act*

insert

the Act means the *Jurisdiction of Courts (Cross-vesting) Act 1993*.

[1.21] Order 78 rule 3 (2)

substitute

- (2) A document in a proceeding for relief under the Act must have, above the title, the statement ‘*Jurisdiction of Courts (Cross-vesting) Act 1993*’.

[1.22] Order 80 rule 9 (6)

omit

, inclusive,

Endnotes

Rules amended

- 1 Republished as in force on 16 February 2001 (Republication No 8).

Notification

- 2 Notified in Gazette 2001 No 16 on 19 April 2001.

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