



New South Wales

District Court Rule (Motor Accidents) 2000

under the

District Court Act 1973

The District Court Rule Committee made the following rule of court under the *District Court Act 1973* on 24 February 2000.

J G Cowen

Secretary to the Rule Committee

Explanatory note

The object of this Rule is to make miscellaneous amendments to the *District Court Rules 1973* concerning proceedings under the *Motor Accidents Compensation Act 1999*.

2000 No 107

Clause 1 District Court Rule (Motor Accidents) 2000

District Court Rule (Motor Accidents) 2000

1 Name of Rule

This Rule is the *District Court Rule (Motor Accidents) 2000*.

2 Commencement

This Rule commences on 3 April 2000.

3 Amendment of District Court Rules 1973

The *District Court Rules 1973* are amended as set out in Schedule 1.

4 Notes

The explanatory note does not form part of this Rule.

Schedule 1 Amendments

(Clause 3)

[1] Part 5, rule 6

Omit “*Motor Accidents Act 1988*” from rule 6 (2) (b) and (c) wherever occurring.

Insert instead “*Motor Accidents Compensation Act 1999*”.

[2] Part 5, rule 6A

Omit “or section 73 of the *Motor Accidents Act 1988*” from rule 6A (e) and (f) wherever occurring.

Insert instead “, section 73 of the *Motor Accidents Act 1988* or section 137 of the *Motor Accidents Compensation Act 1999*”.

[3] Part 14A, rule 2 Application for order under s 73 (4) of Motor Accidents Act 1988 or s 137 (4) of Motor Accidents Compensation Act 1999

Omit “section 73 (2) of the *Motor Accidents Act 1988*”.

Insert instead “section 73 (4) of the *Motor Accidents Act 1988* or section 137 (4) of the *Motor Accidents Compensation Act 1999*”.

[4] Part 19A, rule 7

Insert “or section 137 (4) of the *Motor Accidents Compensation Act 1999*” after “*Motor Accidents Act 1988*” in rule 7 (3) (d).

[5] Part 19A, rule 11

Insert “or section 137 of the *Motor Accidents Compensation Act 1999*” after “*Motor Accidents Act 1988*” in rule 11 (2) (b).

2000 No 107

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Schedule 1 Amendments

[6] Part 28, rule 15A Examination etc under section 66A of the Motor Accidents Act 1988 or section 119 of the Motor Accidents Compensation Act 1999

Omit rule 15A (1). Insert instead:

- (1) The following applications to the Court must be made on notice of motion before the day on which the proceedings commence to be heard unless the Court in special circumstances otherwise orders:
 - (a) an application under section 66A (1) of the *Motor Accidents Act 1988* or an application for leave of the Court under section 66A (3) or (4) of that Act,
 - (b) an application under section 119 (1) of the *Motor Accidents Compensation Act 1999* or an application for leave of the Court under section 119 (3) or (4) of that Act.

[7] Part 28, rule 15A (3)

Insert “or section 119 of the *Motor Accidents Compensation Act 1999*” after “*Motor Accidents Act 1988*”.

[8] Part 31, rule 13A

Insert “or section 137 of the *Motor Accidents Compensation Act 1999*” after “*Motor Accidents Act 1988*”.

BY AUTHORITY
