



District Court Amendment (Experts) Rule 2001

under the

District Court Act 1973

The District Court Rule Committee made the following rule of court under the *District Court Act 1973* on 11 October 2001.

J G Cowen

Secretary to the Rule Committee

Explanatory note

The object of this Rule is to amend Part 28, rule 9 of the *District Court Rules 1973* to require a party who seeks the attendance of an expert for cross-examination under that rule:

- (a) to notify the expert that he or she is required to do so before the first scheduled status conference or call-over in the action, and
- (b) to pay the expert's reasonable expenses (including any standby fees) in complying with any such requirement.

2001 No 841

Clause 1 District Court Amendment (Experts) Rule 2001

District Court Amendment (Experts) Rule 2001

1 Name of Rule

This Rule is the *District Court Amendment (Experts) Rule 2001*.

2 Amendment of District Court Rules 1973

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

3 Notes

The explanatory note does not form part of this Rule.

Schedule 1 Amendments

(Clause 2)

[1] Part 28, rule 9

Omit “at least 21 days before the trial” from rule 9 (2).

Insert instead “at least 7 days before the date first scheduled for a status conference or call-over in the action”.

[2] Part 28, rule 9 (2B)

Omit the subrule. Insert instead:

(2B) A party who requires the attendance of a person as mentioned in subrule (2A) must:

- (a) inform all other parties to the proceedings that the party has done so at least 24 hours before the date first scheduled for a status conference or call-over in the action, and
- (b) pay to the person whose attendance is required (whether before or after the attendance) an amount sufficient to meet the person’s reasonable expenses (including any standby fees) in complying with the requirement.