



# Supreme Court Rules (Amendment No 378) 2003

under the

Supreme Court Act 1970

The Supreme Court Rule Committee made the following rules of court under the *Supreme Court Act 1970* on 18 August 2003.

Steven Jupp

Secretary of the Rule Committee

## **Explanatory note**

The object of these Rules is to amend the *Supreme Court Rules 1970* to modify the form of the certification required under section 198L of the *Legal Profession Act 1987* to make a more comprehensive reference to the meaning of a provable fact and to make it clear that the certificate is only required if damages are claimed.

## **2003 No 650**

Rule 1 Supreme Court Rules (Amendment No 378) 2003

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## **Supreme Court Rules (Amendment No 378) 2003**

under the

Supreme Court Act 1970

### **1 Name of Rules**

These Rules are the *Supreme Court Rules (Amendment No 378) 2003*.

### **2 Amendment of Supreme Court Rules 1970**

The *Supreme Court Rules 1970* are amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Rule 2)

### [1] Schedule F Forms

Omit “Certification under section 198L of the *Legal Profession Act 1987*” from Forms 5, 6, 9, 10, 11A, 17 and 19 wherever occurring.

Insert instead:

*(If required under Part 1 rule 9A (1A), add the following)*

Certification under section 198L of the Legal Profession Act 1987

### [2] Schedule F

Omit “provable facts” from Forms 5, 6, 9, 10, 11A, 17, 19 and 158 wherever occurring.

Insert “facts provable on the material available to me to date”.

### [3] Schedule F

Insert “for damages” after “this claim” wherever occurring in Forms 5, 6, 9, 10, 11A, 17, 19 and 158.