



Supreme Court Rules (Amendment No 385) 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 17 November 2003.

Steven Jupp

Secretary of the Rule Committee

Explanatory note

The object of these Rules is to amend the *Supreme Court Rules 1970* to deal with certain matters relating to multi-disciplinary partnerships (that is, partnerships of solicitors and non-solicitors) and solicitor corporations. These rules provide that:

- (a) only a partner of a solicitor, or the partner of an agent of a solicitor, who is a solicitor (and not a partner who is not a solicitor) may sign a document for the purpose of any proceedings on behalf of the solicitor under rule 9 of Part 66 of the *Supreme Court Rules 1970*, and
- (b) a document that may be executed on behalf of a solicitor corporation under rule 9 (1A) of Part 66 of the *Supreme Court Rules 1970* must be signed by a person who is a solicitor (and not merely have the corporation's seal affixed or be signed by a director of the corporation who is not a solicitor), and
- (c) an act, matter or thing that is authorised or required to be done by a solicitor may be done by a director, officer or employee of a solicitor corporation who is a solicitor on behalf of the corporation under rule 10 of Part 66 of the *Supreme Court Rules 1970* (and not by a director of the corporation who is not a solicitor).

2003 No 884

Rule 1 Supreme Court Rules (Amendment No 385) 2003

Supreme Court Rules (Amendment No 385) 2003

under the

Supreme Court Act 1970

1 Name of Rules

These Rules are the *Supreme Court Rules (Amendment No 385) 2003*.

2 Amendment of Supreme Court Rules 1970

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

Schedule 1 Amendments

(Rule 2)

[1] Part 66 rule 9

Insert “a solicitor who is” before “a partner” in rule 9 (1) (a).

[2] Part 66 rule 9 (1) (c)

Insert “a solicitor who is” before “a partner”.

[3] Part 66 rule 9 (1A) (a)

Insert “it is signed by a solicitor and” before “it has”.

[4] Part 66 rule 9 (1A) (b)

Omit the paragraph. Insert instead:

- (b) it is signed by a solicitor who is a director, officer or employee of the corporation.

[5] Part 66 rule 10

Omit “director of the corporation or by an officer or employee of the corporation who is a solicitor”.

Insert “solicitor who is a director, officer or employee of the corporation”.