



# Supreme Court Rules (Amendment No 391) 2004

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 May 2004.

Steven Jupp

Secretary of the Rule Committee

## **Explanatory note**

The *Disorderly Houses Amendment (Commercial Supply of Prohibited Drugs) Act 2002* changed the name of the *Disorderly Houses Act 1943* to the *Restricted Premises Act 1943*, and made other changes to that Act. The object of these Rules is to update the Supreme Court Rules to reflect these changes.

## **2004 No 283**

Rule 1 Supreme Court Rules (Amendment No 391) 2004

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## **Supreme Court Rules (Amendment No 391) 2004**

under the

Supreme Court Act 1970

### **1 Name of Rules**

These Rules are the *Supreme Court Rules (Amendment No 391) 2004*.

### **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] Part 77, Division 28

Omit “*Disorderly Houses Act 1943*” from the heading to the Division.

Insert instead “*Restricted Premises Act 1943*”.

### [2] Part 77, rule 89

Omit “*Disorderly Houses Act 1943*”.

Insert instead “*Restricted Premises Act 1943*”.

### [3] Part 77, rule 91

Omit the rule. Insert instead:

#### 91 Forms

- (1) A minute of order under section 3 (1) of the subject Act may be in Form 89H.
- (2) A minute of order under section 4 (1) or 14 (3) of the subject Act may be in Form 89I.
- (3) A notice under section 5 (1) of the subject Act may be in Form 89J or 89K, as appropriate.

### [4] Schedule F

Omit “*Disorderly Houses Act 1943*” wherever occurring from Form 89H.

Insert instead “*Restricted Premises Act 1943*”.

### [5] Schedule F, Form 89H

Omit “a disorderly house”.

Insert instead “premises to which Part 2 (Disorderly houses) of that Act applies”.

### [6] Schedule F, Form 89I

Omit “*Disorderly Houses Act 1943*” wherever occurring.

Insert instead “*Restricted Premises Act 1943*”.

## 2004 No 283

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Schedule 1 Amendments

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### [7] Schedule F, Form 89J

Omit “*Disorderly Houses Act 1943*”.

Insert instead “*Restricted Premises Act 1943*”.

### [8] Schedule F, Form 89J

Omit “a disorderly house”.

Insert instead “premises to which Part 2 (Disorderly houses) of that Act applies”.

### [9] Schedule F, Form 89K

Omit “*Disorderly Houses Act 1943*” wherever occurring.

Insert instead “*Restricted Premises Act 1943*”.

### [10] Schedule F, Form 89K

Omit “a disorderly house”.

Insert instead “premises to which Part 2 (Disorderly houses) of that Act applies”.

### [11] Schedule F, Index of Forms

Omit the matter relating to Forms 89H–89K. Insert instead:

89H Order under s 3 (1) of the *Restricted Premises Act 1943* (P 77, r 91)

89I Order under s 4 (1) or 14 (3) of the *Restricted Premises Act 1943* (P 77, r 91)

89J Notice of declaration under s 5 (1) of the *Restricted Premises Act 1943*  
(P 77, r 91)

89K Notice of rescission under s 5 (1) of the *Restricted Premises Act 1943* (P 77,  
r 91)

BY AUTHORITY

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