



New South Wales

Civil Procedure Amendment (Real Property Act) Regulation 2005

under the

Civil Procedure Act 2005

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Civil Procedure Act 2005*.

BOB DEBUS, M.P.,
Attorney General

Explanatory note

The object of this Regulation is to make provision of a transitional nature, in relation to writs registered under section 105 of the *Real Property Act 1900*, as a consequence of the amendment of that Act by the *Civil Procedure Act 2005*. The transitional provisions preserve the operation of the unamended Act in relation to writs registered before 15 August 2005 and apply the amended Act to writs registered on or after that date.

This Regulation is made under the *Civil Procedure Act 2005*, including clause 1 of Schedule 6 (the power to make regulations of a savings or transitional nature).

2005 No 444

Clause 1 Civil Procedure Amendment (Real Property Act) Regulation 2005

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Civil Procedure Act 2005

1 Name of Regulation

This Regulation is the *Civil Procedure Amendment (Real Property Act) Regulation 2005*.

2 Amendment of Civil Procedure Regulation 2005

The *Civil Procedure Regulation 2005* is amended by inserting at the end of clause 14 the following subclauses:

- (2) Sections 105, 105A, 105C and 105D of the *Real Property Act 1900*, as in force immediately before they were amended by Schedule 5.40 to the *Civil Procedure Act 2005*, continue to apply to a writ registered before 15 August 2005 as if those sections had not been amended.
- (3) Sections 105, 105A, 105C and 105D of the *Real Property Act 1900*, as amended by Schedule 5.40 to the *Civil Procedure Act 2005*, apply to a writ registered on or after 15 August 2005 regardless of when the writ was issued.

BY AUTHORITY