



New South Wales

# Supreme Court Rules (Amendment No 412) 2007

under the

Supreme Court Act 1970

The Supreme Court Rule Committee made the following rules of court under the *Supreme Court Act 1970* on 30 August 2007.

Steven Jupp  
Secretary of the Rule Committee

## Explanatory note

On 1 January 2008, the *Uniform Civil Procedure Rules 2005* will be amended to include a new Part 51. The new Part will provide for rules of court for the Court of Appeal.

The object of these Rules is to make consequential amendments to the *Supreme Court Rules 1970*, including the repeal of the current Part 51 (Court of Appeal).

## **2007 No 446**

Rule 1                      Supreme Court Rules (Amendment No 412) 2007

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### **Supreme Court Rules (Amendment No 412) 2007**

under the

Supreme Court Act 1970

**1 Name of Rules**

These Rules are the *Supreme Court Rules (Amendment No 412) 2007*.

**2 Commencement**

These Rules commence on 1 January 2008.

**3 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 3)

**[1] Part 51 Court of Appeal**

Omit the Part.

**[2] Part 60, rule 1A**

Omit rule 1A (1) (b). Insert instead:

- (b) subject to subrule (4), under provisions of any of the following rules of court (the *relevant rules*):
  - (i) these rules,
  - (ii) the *Supreme Court (Corporations) Rules 1999*,
  - (iii) the *Uniform Civil Procedure Rules 2005*,

**[3] Part 60, rule 1A (2), (4) and (6)**

Omit “the rules” wherever occurring. Insert instead “the relevant rules”.

**[4] Part 61, rule 4**

Omit the rule.

**[5] Schedule D Powers of associate Judges**

Omit “**Provision of these rules**” from Column 1 of Part 2. Insert instead:

**Rules of court and provision**

*Supreme Court Rules 1970:*

**[6] Schedule D, Part 2**

Omit the matter relating to Part 51.

**[7] Schedule D, Part 2**

Insert at the end of the Part:

*Uniform Civil Procedure Rules 2005:*

Part 51                      Court of Appeal

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Schedule 1 Amendments

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**[8] Schedule F Forms**

Omit “Part 51 rules 49 and 57 and Forms 60, 60AA, 62, 62A, and 62AA (Court of Appeal),” from paragraph 3 of the Explanatory notes at the beginning of the Schedule.

**[9] Schedule F, Form 16**

Omit “(where Part 51 rule 20 or Part 51AA rule 13B applies add and submits to the orders of the Court, save as to costs)”.

**[10] Schedule F, Forms 59–62AA1**

Omit the Forms.

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

Omit the matter relating to Forms 59–62AA1.

BY AUTHORITY

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