



New South Wales

Local Court Rules (Amendment No 1) 2010

under the

Local Court Act 2007

The Local Court Rule Committee has made the following rules of court under the *Local Court Act 2007*.

Stephen Olischlager
Secretary of the Rule Committee

Explanatory note

The objects of these Rules are:

- (a) to provide that an application notice or a court attendance notice in relation to proceedings under the *Crimes (Domestic and Personal Violence) Act 2007* must be served by a police officer or a person nominated by the Local Court or a registrar of the Local Court, and
- (b) to provide that the Local Court may make any orders at pre-trial reviews to facilitate mediation between parties (currently such orders could only be made if the parties agree to seek mediation).

These Rules are made under sections 26 and 71 of the *Local Court Act 2007*.

2010 No 254

Rule 1 Local Court Rules (Amendment No 1) 2010

Local Court Rules (Amendment No 1) 2010

under the

Local Court Act 2007

1 Name of Rules

These Rules are the *Local Court Rules (Amendment No 1) 2010*.

2 Commencement

These Rules commence on the day on which they are published on the NSW legislation website.

Schedule 1 Amendment of Local Court Rules 2009

[1] Rule 2.5 Conduct of pre-trial reviews

Insert “and may make such orders as it thinks fit, including orders as to adjournment, so as to facilitate the mediation” after “mediation” in rule 2.5 (4) (b).

[2] Rule 2.5 (5)

Omit the subrule.

[3] Rule 5.7 Persons who can serve originating documents

Insert after rule 5.7 (2):

- (2A) Despite subrule (2), an originating document in relation to proceedings under the *Crimes (Domestic and Personal Violence) Act 2007* may be served only by a police officer or a person nominated by the Court or a registrar.