



New South Wales

Uniform Civil Procedure Rules (Amendment No 33) 2010

under the

Civil Procedure Act 2005

The Uniform Rules Committee has made the following rules of court under the *Civil Procedure Act 2005*.

J Atkinson
Secretary of the Rule Committee

Explanatory note

The object of these Rules is to amend the *Uniform Civil Procedure Rules 2005* as follows:

- (a) to repeal a rule dealing with the powers of the judicial registrar of the District Court as such matters are already dealt with in the *District Court Rules 1973*,
- (b) to provide for the rate at which interest is taken to be claimed in proceedings for a liquidated claim in the absence of a rate specified by the claimant.

2010 No 279

Rule 1 Uniform Civil Procedure Rules (Amendment No 33) 2010

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under the

Civil Procedure Act 2005

1 Name of Rules

These Rules are the *Uniform Civil Procedure Rules (Amendment No 33) 2010*.

2 Commencement

These Rules commence on 1 July 2010 and are required to be published on the NSW legislation website.

**Schedule 1 Amendment of Uniform Civil Procedure
Rules 2005**

[1] Rule 1.10 Powers of the judicial registrar

Omit the rule.

[2] Rule 6.12 Relief claimed

Omit rule 6.12 (8) (as amended by Schedule 1 [1] to the *Uniform Civil Procedure Rules (Amendment No 32) 2010*).

Insert instead:

- (8) If no rate of interest is specified under subrule (7) (b), the rate at which interest is claimed is taken to be:
 - (a) in respect of the period from 1 January to 30 June in any year—the rate that is 4% above the cash rate last published by the Reserve Bank of Australia before that period commenced, and
 - (b) in respect of the period from 1 July to 31 December in any year—the rate that is 4% above the cash rate last published by the Reserve Bank of Australia before that period commenced.