



Uniform Civil Procedure Rules (Amendment No 46) 2011

under the

Civil Procedure Act 2005

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

Steven Jupp
Secretary of the Rule Committee

Explanatory note

The objects of these Rules are as follows:

- (a) to require the copy of the originating process served on a defendant to include the seal of the court on the first page, the case number and, where a listing date has been allocated, that date,
- (b) to clarify that it is sufficient for only the first page of a document consisting of more than one page to be sealed by the court for evidentiary purposes.

2011 No 482

Rule 1 Uniform Civil Procedure Rules (Amendment No 46) 2011

Uniform Civil Procedure Rules (Amendment No 46) 2011

under the

Civil Procedure Act 2005

1 Name of Rules

These Rules are the *Uniform Civil Procedure Rules (Amendment No 46) 2011*.

2 Commencement

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

Schedule 1 Amendment of Uniform Civil Procedure Rules 2005

**[1] Rule 4.12 Lodgment of additional copies of originating process for
service**

Insert at the end of the rule:

Note. An original sealed copy of the originating process or a photocopy of a sealed copy may be served on a defendant: see rule 6.2.

[2] Rule 6.2 How proceedings commenced

Insert after rule 6.2 (3):

(3A) An originating process served in accordance with subrule (3) must include the following:

- (a) the seal of the court on the first page (whether an original sealed copy or a photocopy of a sealed copy),
- (b) the case number or unique identifier,
- (c) the listing date (if allocated by the court registry).

[3] Rule 31.12 Proof of court documents

Insert at the end of the rule:

- (2) For the purposes of subrule (1), it is sufficient that only the first page of a document consisting of multiple pages is marked with the seal.