



Civil Procedure Amendment (Local Court Special Jurisdiction) Regulation 2013

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*.

GREG SMITH, MP
Attorney General

Explanatory note

The object of this Regulation is to ensure that a person who is required to give evidence in personal and domestic violence proceedings before the Local Court, and objects to giving evidence on the ground of-self incrimination, may be granted a certificate preventing that evidence from being used in proceedings against the person (other than proceedings relating to the falsity of the evidence).

This Regulation is made under the *Civil Procedure Act 2005*, including section 4 (Application of Parts 3–10).

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1 Name of Regulation

This Regulation is the *Civil Procedure Amendment (Local Court Special Jurisdiction) Regulation 2013*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Amendment of Civil Procedure Act 2005 No 28

Schedule 1 Application of Act

Insert at the end of the matter in Column 2 in relation to the Local Court:

All civil proceedings for which the Local Court has jurisdiction under section 91 of the *Crimes (Domestic and Personal Violence) Act 2007*

Note. However the *Civil Procedure Regulation 2012* excludes civil proceedings for which the Local Court has jurisdiction under section 91 of the *Crimes (Domestic and Personal Violence) Act 2007* from the provisions of Parts 3–9 of the Act other than section 87.

4 Amendment of Civil Procedure Regulation 2012

Insert after clause 15:

15A Proceedings excluded from provisions of Parts 3–9 of Act consequent on substitution or amendment of Schedule 1 to Act

Any civil proceedings for which the Local Court has jurisdiction under section 91 of the *Crimes (Domestic and Personal Violence) Act 2007* are excluded from the operation of sections 19–86 and 88–154 of the Act.