New South Wales

Electronic Transactions (ECM Courts) Amendment Order 2014

under the

Electronic Transactions Act 2000

I, the Attorney General, in pursuance of clause 3 of Schedule 1 to the *Electronic Transactions Act 2000*, make the following Order.

Dated, this 4th day of April 2014.

GREG SMITH, MP
Attorney General

Explanatory note

The objects of this Order are:

(a) to authorise the use of JusticeLink to create, issue and use arrest warrant documents in electronic form in criminal proceedings in the Supreme Court, District Court, Local Court and Children's Court, and

(b) to authorise the use of JusticeLink to create, issue and use arrest warrant documents in electronic form in apprehended violence order proceedings in the Local Court and Children's Court, and

(c) to authorise the use of Online Registry to create, file, issue, use and serve documents in electronic form in criminal proceedings in the Local Court.

This Order is made under clause 3 of Schedule 1 to the *Electronic Transactions Act 2000*.

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1   Name of Order

This Order is the *Electronic Transactions (ECM Courts) Amendment Order 2014*.

2   Commencement

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

Schedule 1   Amendment of Electronic Transactions (ECM Courts) Order 2005

[1]   Schedule 1 Authority to use JusticeLink

Insert at the end of the matter relating to the Supreme Court and the end of the matter relating to the District Court in Column 2:

> Use in criminal proceedings, but only so as to enable arrest warrant documents to be created, issued and used in electronic form.

[2]   Schedule 1

Omit matter relating to criminal proceedings from the matter relating to the Local Court and the matter relating to the Children's Court in Column 2.

Insert instead:

> Use in criminal proceedings, but only so as:
>
> (a)   to enable court attendance notices to be filed, issued, used and served in electronic form, and
>
> (b)   to enable arrest warrant documents to be created, issued and used in electronic form.

[3]   Schedule 1

Omit the paragraph relating to proceedings under the *Crimes (Domestic and Personal Violence) Act 2007* from the matter relating to the Local Court and the matter relating to Children's Court in Column 2.

Insert instead:

> Use in proceedings under the *Crimes (Domestic and Personal Violence) Act 2007*, but only so as:
>
> (a)   to enable applications for an apprehended violence order to be filed, issued and used in electronic form, and
>
> (b)   to enable applications to vary, revoke or annul an apprehended violence order to be filed, issued and used in electronic form, and
>
> (c)   to enable applications for substituted service of an apprehended violence order to be filed, issued, and used in electronic form, and
>
> (d)   to enable arrest warrant documents to be created, issued and used in electronic form.

[4]   Schedule 5 Authority to use Online Registry

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

> Use in criminal proceedings, but only so as to enable documents to be created, filed, issued, used and served in electronic form.