



New South Wales

Uniform Civil Procedure (Amendment No 72) Rule 2015

under the

Civil Procedure Act 2005

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

Steven Jupp
Secretary of the Uniform Rules Committee

Explanatory note

The object of this Rule is to allow a notice of proposed dismissal of proceedings in the Supreme Court or the Land and Environment Court to be served by email, instead of by post only, following 5 months in which no party has taken any step in the proceedings.

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1 Name of Rule

This Rule is the *Uniform Civil Procedure (Amendment No 72) Rule 2015*.

2 Commencement

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

3 Amendment of Uniform Civil Procedure Rules 2005

(1) Rule 12.8 Additional grounds for dismissal of proceedings by Supreme Court or Land and Environment Court

Omit rule 12.8 (5). Insert instead:

- (5) A notice under subrule (4) may be served on a person:
 - (a) if the person has provided an email address to the court, by sending it to that email address, or
 - (b) if the person has not provided an email address or the email has been returned undelivered, by sending it by post, addressed to the person:
 - (i) at the person's address for service, or
 - (ii) if the person has no address for service, at the person's last known address,
- in an envelope marked with the court's return address.

(2) Rule 12.8 (6)

Omit "subrule (5)". Insert instead "subrule (5) (b)".