

Electronic Transactions (ECM Courts) Order 2005

[2005-710]



New South Wales

Status Information

Currency of version

Historical version for 16 March 2007 to 27 January 2008 (accessed 26 June 2024 at 22:53)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Does not include amendments by**
[Electronic Transactions \(ECM Courts\) Amendment \(Land and Environment Court\) Order 2007 \(636\)](#) (GG No 185 of 21.12.2007, p 9971) (not commenced — to commence on 28.1.2008)

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

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Electronic Transactions (ECM Courts) Order 2005



New South Wales

1 Name of Order

This Order is the *Electronic Transactions (ECM Courts) Order 2005*.

2 Commencement

This Order commences on 28 October 2005.

3 Definitions

(1) In this Order:

CourtLinkNSW means the electronic case management system of that name that has been established under section 14B of the Act.

the Act means the *Electronic Transactions Act 2000*.

(2) Notes in the text of this Order do not form part of the Order.

4 Authority to use CourtLinkNSW

Pursuant to section 14C of the Act, CourtLinkNSW is authorised to be used by any court specified in Column 1 of Schedule 1 for any purpose specified in Column 2 of that Schedule in relation to that court.

Note—

The use of CourtLinkNSW for any such purpose is regulated by rules of court.

5 Authority to use Comcase

Pursuant to section 14C of the Act, Comcase is authorised to be used by any court specified in Column 1 of Schedule 2 for any purpose specified in Column 2 of that Schedule in relation to that court.

Schedule 1 Authority to use CourtLinkNSW

(Clause 4)

Column 1	Column 2
Court	Purpose
Court of Criminal Appeal	<p>Use in proceedings under the <i>Criminal Appeal Act 1912</i>, but only so as:</p> <p>(a) to enable documents to be filed, issued, used and served in electronic form, and</p> <p>(b) to enable parties to the proceedings to communicate in electronic form with the Court of Criminal Appeal in connection with any business of the Court that is being conducted in the absence of the public.</p>
Supreme Court	<p>Use in civil proceedings in the Corporations List, but only so as to enable documents to be filed, issued, used and served in electronic form.</p> <p>Use in civil proceedings in the Possession List, but only so as to enable documents to be filed, issued, used and served in electronic form.</p> <p>Use in civil proceedings in the Equity Division, but only so as to enable parties to the proceedings to communicate in electronic form with the Supreme Court in connection with any business of the Court that is being conducted in the absence of the public.</p> <p>Use in civil proceedings in the Common Law Division, but only so as to enable parties to the proceedings to communicate in electronic form with the Supreme Court in connection with any business of the Court that is being conducted in the absence of the public.</p>

Schedule 2 Authority to use Comcase

(Clause 5)

Column 1	Column 2
Court	Purpose
Workers Compensation Commission	<p>Use in proceedings under the <i>Workers Compensation Act 1987</i> or the <i>Workplace Injury Management and Workers Compensation Act 1998</i>, but only so as:</p> <p>(a) to enable documents to be created, filed, issued, used and served in electronic form, and</p> <p>(b) to enable parties to the proceedings to communicate in electronic form with other parties to the proceedings and with the Commission, and</p> <p>(c) to enable information concerning the progress of the proceedings to be provided in electronic form to parties to the proceedings and to members of the public generally.</p>

Use in relation to any application to the Registrar under the *Workers Compensation Act 1987* or the *Workplace Injury Management and Workers Compensation Act 1998*, but only so as:

Registrar of the Workers
Compensation Commission

- (a) to enable documents to be created, filed, issued, used and served in electronic form, and
- (b) to enable parties to the application to communicate in electronic form with other parties to the application and with the Registrar, and
- (c) to enable information concerning the progress of the proceedings on the application to be provided in electronic form to parties to the application and to members of the public generally.