

Electronic Transactions (ECM Courts) Order 2005

[2005-710]



New South Wales

Status Information

Currency of version

Historical version for 27 June 2008 to 24 June 2010 (accessed 25 December 2024 at 12:33)

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—

- **See also**
[Electronic Transactions Amendment Bill 2010](#)

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:

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

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

JusticeLink 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 JusticeLink

Pursuant to section 14C of the Act, JusticeLink 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 JusticeLink 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.

6 Authority to use e-Court

Pursuant to section 14C of the Act, e-Court is authorised to be used by any court specified in Column 1 of Schedule 3 for any purpose specified in Column 2 of that Schedule in relation to that court.

Schedule 1 Authority to use JusticeLink

(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>
District Court	<p>Use in civil proceedings, but only so as to enable parties to the proceedings to communicate in electronic form with the District Court in connection with any business of the Court that is being conducted in the absence of the public.</p>
Local Court	<p>Use in civil proceedings, but only so as to enable parties to the proceedings to communicate in electronic form with the Local 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>
Registrar of the Workers Compensation Commission	<p>Use in relation to any application to the Registrar 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 application to communicate in electronic form with other parties to the application and with the Registrar, and</p> <p>(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.</p>

Schedule 3 Authority to use e-Court

(Clause 6)

Column 1	Column 2
Court	Purpose
Land and Environment Court	<p>Use in proceedings in Class 1, 2, 3 or 4 of the Court's jurisdiction, 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 in connection with any business of the Court that is being conducted in the absence of the public.</p>