

Electronic Transactions (ECM Courts) Order 2005

[2005-710]



New South Wales

Status Information

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Provisions in force

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

Authorisation

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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 clause 2 of Schedule 1 to the Act.

CTTT Online means the electronic case management system of that name that has been established under clause 2 of Schedule 1 to the Act.

e-Court means the electronic case management system of that name that has been established under clause 2 of Schedule 1 to the Act.

JusticeLink means the electronic case management system of that name that has been established under clause 2 of Schedule 1 to 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 clause 3 of Schedule 1 to 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 clause 3 of Schedule 1 to 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 clause 3 of Schedule 1 to 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.

7 Authority to use CTTT Online

Pursuant to clause 3 of Schedule 1 to the Act, CTTT Online is authorised to be used by any court specified in Column 1 of Schedule 4 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	Use in proceedings under the Criminal Appeal Act 1912 , but only so as: (a) to enable documents to be filed, issued, used and served in electronic form, and (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.
Supreme Court	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. 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. 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. 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.
District Court	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.

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> <p>Use in criminal proceedings, but only so as to enable court attendance notices to be filed, issued, used and served in electronic form.</p> <p>Use in committal proceedings heard at the Downing Centre in Sydney commenced (whether at the Downing Centre or elsewhere) before the first anniversary of the commencement of the <i>Electronic Transactions (ECM Courts) Amendment (Local Court) Order 2011</i>, 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 in accordance with section 56 (3) of the <i>Criminal Procedure Act 1986</i>.</p>
Children's Court	<p>Use in criminal proceedings, but only so as to enable court attendance notices to be filed, issued, used and served in electronic form.</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>

Schedule 4 Authority to use CTTT Online

(Clause 7)

Column 1	Column 2
Court	Purpose
Consumer, Trader and Tenancy Tribunal	<p>Use in proceedings under the Consumer, Trader and Tenancy Tribunal Act 2001, 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 other parties to the proceedings and with the Consumer, Trader and Tenancy Tribunal, 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>