

# Arbitration (Civil Actions) Regulation 1999

[1999-247]



New South Wales

## Status Information

### Currency of version

Repealed version for 4 June 1999 to 14 August 2005 (accessed 18 July 2024 at 13:33)

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—

- **Repeal**

The Regulation was repealed by Sch 4 to the [Civil Procedure Act 2005 No 28](#) with effect from 15.8.2005.

### 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](#).

File last modified 15 August 2005

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# Arbitration (Civil Actions) Regulation 1999



New South Wales

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Arbitration (Civil Actions) Act 1983*.

JEFFREY SHAW, Q.C., M.L.C., Attorney General.

## 1 Name of Regulation

This Regulation is the *Arbitration (Civil Actions) Regulation 1999*.

## 2 Commencement

This Regulation commences on 1 July 1999.

## 3 Definition

(1) In this Regulation:

**the Act** means the *Arbitration (Civil Actions) Act 1983*.

(2) The explanatory note does not form part of this Regulation.

## 4 Nomination of arbitrator

For the purposes of section 5 (5) of the Act:

- (a) a nomination of a barrister for appointment as an arbitrator is to be made by The New South Wales Bar Association, and
- (b) a nomination of a solicitor for appointment as an arbitrator is to be made by The Law Society of New South Wales, and
- (c) a nomination is to be made in writing:
  - (i) signed by the President, or by a Vice-President, of the nominating body, and
  - (ii) addressed to the person authorised to make the appointment.

## 5 Monetary limit below which an action referred to arbitration is not to be reheard

For the purposes of section 18A of the Act, the prescribed amount is the amount equal to

the jurisdictional limit of the Small Claims Division of the Local Court (that is, the amount for the time being specified or referred to under section 12 (3) of the *Local Courts (Civil Claims) Act 1970*).

**6 Prescribed period for application for order for rehearing after discontinuance of rehearing**

For the purposes of section 18D (2) (a) of the Act, the prescribed period is:

- (a) 28 days, or
- (b) if the court, on application made to it within that period of 28 days, allows a longer period—that longer period.

**7 Repeal**

- (1) The *Arbitration (Civil Actions) Regulation 1994* is repealed.
- (2) Any act, matter or thing that, immediately before the repeal of the *Arbitration (Civil Actions) Regulation 1994*, had effect under that Regulation is taken to have effect under this Regulation.