

# Justice Legislation Amendment Act (No 2) 2017 No 44

[2017-44]



New South Wales

## Status Information

### Currency of version

Repealed version for 26 December 2017 to 30 June 2018 (accessed 24 November 2024 at 17:13)

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**

This Act was repealed by sec 30C of the [Interpretation Act 1987 No 15](#) with effect from 1.7.2018.

### 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 1 July 2018

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# Justice Legislation Amendment Act (No 2) 2017 No 44



New South Wales

An Act to amend various legislation relating to courts and crimes and other related matters.

## 1 Name of Act

This Act is the *Justice Legislation Amendment Act (No 2) 2017*.

## 2 Commencement

- (1) This Act commences on the date of assent to this Act, except as provided by this section.
- (2) Schedules 1.2 [2] and [3], 1.3 [4]-[6], 1.6 [1] and [7]-[13], 1.10 and 1.17 [2] commence on a day or days to be appointed by proclamation.
- (3) Schedule 1.3 [1] commences 3 months after the date of assent to this Act, unless commenced sooner by proclamation.

## Schedule 1 Amendment of legislation

### 1.1, 1.2

(Repealed)

### 1.3 **Civil Procedure Act 2005 No 28**

[1]-[3] (Repealed)

#### [4] **Section 118A**

Insert after section 118:

#### **118A Minimum account balance of judgment debtor**

- (1) The amounts attached under one or more garnishee orders must not, in total, reduce the amount of the aggregate debt that is due and accruing from the garnishee to the judgment debtor to less than \$447.70.

(2) The amount of \$447.70 referred to in subsection (1) is taken to be an **adjustable amount** for the purposes of Division 6 of Part 3 of the *Workers Compensation Act 1987*.

**[5] Section 124A**

Insert after section 124:

**124A Variation, suspension or repayment of payments under garnishee orders**

The court may, at any time on the application by a judgment debtor, vary or suspend the making of payments by the judgment debtor under a garnishee order, or order the total amount paid by the judgment debtor under the garnishee order to be repaid, if the court is satisfied that it is appropriate to do so.

**[6] (Repealed)**

**1.4-1.24**

(Repealed)