

TABLING NOTE FOR SUBORDINATE LEGISLATION

SUBORDINATE LEGISLATION NO. 45 OF 2016

LOCAL COURT (GENERAL) AMENDMENT RULES 2016

ORIGINAL PAPER

No. 198

Laid upon the Table

14 / 2 / 17

Purpose

The *Local Court (General) Amendment Rules 2016* provide for the amendment of the *Local Court (General) Rules*, which became rules of the court under section 89(1)(a) of the *Local Court Act* following its commencement on 1 May 2016.

The *Local Court (General) Amendment Rules 2016* make a minor amendment to rule 2(1) and rationalise the terminology used in rule 2(2) so as to accord with the *Local Court Act*. The amendments were made by the Chief Judge and four other Judges of the Local Court, in accordance with section 48 of the *Local Court Act*.

Summary of key provisions

- Rule 2 is amended by inserting, after rule 2(1)(a), a further subrule (1)(ab) to include the powers mentioned in section 74(2) and (4) of the *Local Court Act* (namely to hear and determine a claim, conduct the hearing of an appeal, or punish for contempt) as being powers that are specifically excluded from being exercised by Local Court Registrars; and
- Rule 2(2) is amended by omitting the words '*Proceedings*' and replacing it with the word '*Jurisdiction*' to correct an error in referencing the *Local Court (Civil Jurisdiction) Rules*.

Legislative Authority

Section 48 of the *Local Court Act*.

NORTHERN TERRITORY OF AUSTRALIA
LOCAL COURT (GENERAL) AMENDMENT RULES 2016

Subordinate Legislation No. 45 of 2016

Table of provisions

1	Citation	2
2	Rules amended	2
3	Rule 2 amended	2
4	Expiry of Rules	2



NORTHERN TERRITORY OF AUSTRALIA

Subordinate Legislation No. 45 of 2016*

Local Court (General) Amendment Rules 2016

I, John Allan Lowndes, Chief Judge, and the Judges specified below, under section 48(1) of the *Local Court Act*, make the following rules.

Dated 5 December 2016

J. A. LOWNDES
Chief Judge

J. M. R. NEILL
Judge

E. H. ARMITAGE
Judge

T. P. FONG LIM
Judge

J. W. A. BIRCH
Judge

* Notified in the *Northern Territory Government Gazette* on 23 December 2016.

1 Citation

These Rules may be cited as the *Local Court (General) Amendment Rules 2016*.

2 Rules amended

These Rules amend the *Local Court (General) Rules*.

3 Rule 2 amended

(1) After rule 2(1)(a)

insert

(ab) the powers mentioned in section 74(2) and (4) of the Act; and

(2) Rule 2(2)

omit

Proceedings

insert

Jurisdiction

4 Expiry of Rules

These Rules expire on the day after they commence.