



Australian Capital Territory

# **Court Procedures Regulation 2004**

**SL2004-63**

made under the

**Court Procedures Act 2004**

**Republication No 5**

**Effective: 9 December 2015**

Republication date: 9 December 2015

Last amendment made by [A2015-50](#)

Authorised by the ACT Parliamentary Counsel

## About this republication

### The republished law

This is a republication of the *Court Procedures Regulation 2004*, made under the *Court Procedures Act 2004* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 9 December 2015. It also includes any commencement, amendment, repeal or expiry affecting this republished law to 9 December 2015.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

### Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

### Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

### Uncommenced provisions and amendments

If a provision of the republished law has not commenced, the symbol **U** appears immediately before the provision heading. Any uncommenced amendments that affect this republished law are accessible on the ACT legislation register ([www.legislation.act.gov.au](http://www.legislation.act.gov.au)). For more information, see the home page for this law on the register.

### Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see the *Legislation Act 2001*, section 95.

### Penalties

At the republication date, the value of a penalty unit for an offence against this law is \$150 for an individual and \$750 for a corporation (see *Legislation Act 2001*, s 133).



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## Contents

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	Page
1 Name of regulation	2
3 Notes	2
4 Corresponding law—Act, s 20, def <i>corresponding law</i>	2

### Endnotes

1 About the endnotes	3
2 Abbreviation key	3
3 Legislation history	4
4 Amendment history	5
5 Earlier republications	6

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R5  
09/12/15

Court Procedures Regulation 2004  
Effective: 09/12/15

contents 1





Australian Capital Territory

# Court Procedures Regulation 2004

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made under the

**Court Procedures Act 2004**

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**1 Name of regulation**

This regulation is the *Court Procedures Regulation 2004*.

**3 Notes**

A note included in this regulation is explanatory and is not part of this regulation.

*Note* See the [Legislation Act](#), s 127 (1), (4) and (5) for the legal status of notes.

**4 Corresponding law—Act, s 20, def *corresponding law***

The following laws are declared to be laws that correspond to the [Act](#), part 4 (Crown proceedings):

- [Crown Proceedings Act](#) (NT)
- [Crown Proceedings Act 1992](#) (SA)
- [Crown Proceedings Act 1993](#) (Tas).

## Endnotes

### 1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws are not included in the republished law. The details of these laws are underlined in the legislation history. Uncommenced expiries are underlined in the legislation history and amendment history.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

### 2 Abbreviation key

A = Act	NI = Notifiable instrument
AF = Approved form	o = order
am = amended	om = omitted/repealed
amdt = amendment	ord = ordinance
AR = Assembly resolution	orig = original
ch = chapter	par = paragraph/subparagraph
CN = Commencement notice	pres = present
def = definition	prev = previous
DI = Disallowable instrument	(prev...) = previously
dict = dictionary	pt = part
disallowed = disallowed by the Legislative Assembly	r = rule/subrule
div = division	reloc = relocated
exp = expires/expired	renum = renumbered
Gaz = gazette	R[X] = Republication No
hdg = heading	RI = reissue
IA = Interpretation Act 1967	s = section/subsection
ins = inserted/added	sch = schedule
LA = Legislation Act 2001	sdiv = subdivision
LR = legislation register	SL = Subordinate law
LRA = Legislation (Republication) Act 1996	sub = substituted
mod = modified/modification	<u>underlining</u> = whole or part not commenced or to be expired

## Endnotes

3 Legislation history

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### 3 Legislation history

#### **Court Procedures Regulation 2004 SL2004-63**

notified LR 23 December 2004

s 1, s 2 commenced 23 December 2004 (LA s 75 (1))

remainder commenced 10 January 2005 (s 2 and see [Court Procedures Act 2004](#) A2004-59, s 2 and [CN2004-29](#))

as amended by

#### **[Justice and Community Safety Legislation Amendment Act 2005 \(No 4\) A2005-60 sch 1 amdt 1.82](#)**

notified LR 1 December 2005

s 1, s 2 taken to have commenced 23 November 2005 (LA s 75 (2))

sch 1 amdt 1.82 commenced 22 December 2005 (s 2 (4))

#### **[Legal Profession Act 2006 A2006-25 sch 2 pt 2.4](#)**

notified LR 21 June 2006

s 1, s 2 commenced 21 June 2006 (LA s 75 (1))

sch 2 pt 2.4 commenced 1 July 2006 (s 2)

#### **[ACT Civil and Administrative Tribunal Legislation Amendment Act 2008 A2008-36 sch 1 pt 1.16](#)**

notified LR 4 September 2008

s 1, s 2 commenced 4 September 2008 (LA s 75 (1))

sch 1 pt 1.16 commenced 2 February 2009 (s 2 (1) and see [ACT Civil and Administrative Tribunal Act 2008](#) A2008-35, s 2 (1) and [CN2009-2](#))

#### **[Statute Law Amendment Act 2015 \(No 2\) A2015-50 sch 3 pt 3.9](#)**

notified LR 25 November 2015

s 1, s 2 commenced 25 November 2015 (LA s 75 (1))

sch 3 pt 3.9 commenced 9 December 2015 (s 2)



## 4 Amendment history

### Commencement

s 2 om LA s 89 (4)

### Prescribed tribunal—Act, s 6

s 3A ins [A2006-25](#) amdt 2.5  
om [A2008-36](#) amdt 1.221

### Judicial authority—Act, s 57, def *judicial authority*

s 5 reloc from [Evidence Regulation 1992](#) s 2 by [A2005-60](#)  
amdt 1.82  
om [A2015-50](#) amdt 3.58

## Endnotes

5 Earlier republications

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### 5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (\*) in column 1. Electronic and printed versions of an authorised republication are identical.

<b>Republication No and date</b>	<b>Effective</b>	<b>Last amendment made by</b>	<b>Republication for</b>
R1 10 Jan 2005	10 Jan 2005- 21 Dec 2005	not amended	new regulation
R2 22 Dec 2005	22 Dec 2005– 30 June 2006	<a href="#">A2005-60</a>	amendments by <a href="#">A2005-60</a>
R3 1 July 2006	1 July 2006– 1 Feb 2009	<a href="#">A2006-25</a>	amendments by <a href="#">A2006-25</a>
R4 2 Feb 2009	2 Feb 2009– 8 Dec 2015	<a href="#">A2008-36</a>	amendments by <a href="#">A2008-36</a>

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