
JUSTICE

JU301*

Magistrates Court Act 2004

**Magistrates Court Amendment
Regulations 2011**

Made by the Lieutenant-Governor and Administrator in Executive Council.

1. Citation

These regulations are the *Magistrates Court Amendment Regulations 2011*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Magistrates Court Regulations 2005*.

4. Regulation 5 amended

- (1) In regulation 5 delete “A metropolitan” and insert:

- (1) A metropolitan

- (2) At the end of regulation 5 insert:
- (2) A metropolitan court constituted by 2 JPs alone may adjourn the following for hearing by the Magistrates Court constituted by a magistrate —
- (a) an application made under the *Prohibited Behaviour Orders Act 2010* section 5 for a PBO;
 - (b) an application made under the *Prohibited Behaviour Orders Act 2010* section 21 to vary or cancel a PBO.
- (3) A metropolitan court constituted by 2 JPs alone must not deal with PBO proceedings under the *Prohibited Behaviour Orders Act 2010* except as permitted by subregulation (2).

5. Regulation 9 amended

- (1) In regulation 9 delete “A country” and insert:
- (1) A country
- (2) At the end of regulation 9 insert:
- (2) A country court constituted by 2 JPs alone may adjourn the following for hearing by the Magistrates Court constituted by a magistrate —
- (a) an application made under the *Prohibited Behaviour Orders Act 2010* section 5 for a PBO;
 - (b) an application made under the *Prohibited Behaviour Orders Act 2010* section 21 to vary or cancel a PBO.
- (3) A country court constituted by 2 JPs alone must not deal with PBO proceedings under the *Prohibited Behaviour Orders Act 2010* except as permitted by subregulation (2).

By Command of the Lieutenant-Governor and Administrator,

R. KENNEDY, Clerk of the Executive Council.
