

JU304\*

## Magistrates Court Act 2004

**Magistrates Court (Minor Cases Procedure)  
Amendment Rules 2007**

Made by Magistrates Court.

**1. Citation**

These rules are the *Magistrates Court (Minor Cases Procedure) Amendment Rules 2007*.

**2. Commencement**

These rules come into operation as follows:

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

**3. The rules amended**

The amendments in these rules are to the *Magistrates Court (Minor Cases Procedure) Rules 2005*.

**4. Rule 4 amended**

Rule 4 is amended by inserting in the appropriate alphabetical positions —

“

“**enforcement officer**” has the meaning given to that term in the *Civil Judgments Enforcement Act 2004* section 3;

“**order**” includes a direction;

”

**5. Rule 46 replaced**

Rule 46 is repealed and the following rule is inserted instead —

“

**46. Where you may lodge a claim that starts a case**

You may lodge a claim that starts a case at any registry of the Court except a registry of the Court where the only registrar is a member of the Police Force who has been appointed a Deputy Registrar under the *Magistrates Court Act 2004* section 26(5).

”

**6. Rule 52 amended**

- (1) Rule 52(1) is amended by deleting “a bailiff” in both places where it occurs and inserting instead —

“ an enforcement officer ”.

- (2) Rule 52(3) is amended by deleting “bailiff.” and inserting instead —

“ enforcement officer. ”.

**7. Rule 53 amended**

Rule 53(1) is amended by deleting “a bailiff” and inserting instead —

“ an enforcement officer ”.

**8. Rule 79 amended**

Rule 79(1) is amended as follows:

- (a) by deleting “When” and inserting instead —

“ Except as provided in the Act section 30, when ”;

- (b) by deleting “attend a conference or hearing,”;

- (c) in paragraph (b) by deleting “an officer of the corporation” and inserting instead —

“ a person ”.

Dated: 23 July 2007.

STEVEN HEATH

Chief Magistrate

E. WOODS

Deputy Chief Magistrate

D. JONES

Magistrate

M. E. PONTIFEX

Magistrate

  

---