
JUSTICE

JU301

Magistrates Court Act 2004

**Magistrates Court (General) Amendment
Rules 2018**

Made by the Magistrates Court.

1. Citation

These rules are the *Magistrates Court (General) Amendment Rules 2018*.

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*;
- (b) the rest of the rules — on the day after that day.

3. Rules amended

These rules amend the *Magistrates Court (General) Rules 2005*.

4. Rule 40 amended

- (1) Delete rule 40(1) and insert:

- (1) Except as provided in any order under the *Criminal Procedure Act 2004* section 171, in respect of criminal proceedings in the Court, any person is entitled, on request, to the following information relating to a particular case —
- (a) the name of the accused;
 - (b) in relation to each charge in that case against the accused —
 - (i) the charge; and
 - (ii) any conviction or order made in respect of the charge; and
 - (iii) any penalty imposed on the accused in relation to the charge.

- (2) After rule 40(2) insert:
- (3) Nothing in subrule (1) entitles a person to obtain information about the accused's criminal history other than information in respect of a charge in the case to which the request relates.

Mr STEVEN HEATH, Chief Magistrate,
Magistrates Court in Perth.

Date: 9 November 2018.