
JUSTICE

JU301

Criminal Procedure Act 2004

**Criminal Procedure Amendment Regulations
(No. 2) 2022****SL 2022/126**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Criminal Procedure Amendment Regulations (No. 2) 2022*.

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 *Criminal Procedure Regulations 2005*.

4. Schedule 1 Form 5 amended

- (1) In Schedule 1 Form 5 in the item for Doing nothing [Option 2] delete “send” and insert:

lodge with

- (2) In Schedule 1 Form 5 in the item for Pleading not guilty in writing [Option 3]:

- (a) delete “send” (1st occurrence) and insert:

lodge with

- (b) delete the passage that begins with “To send” and ends with “date.” and insert:

A written plea of not guilty must be lodged with the court at least 3 days before the above hearing date —

1. by means of the ECMS; ¹ or
2. by completing page 2 of this form and returning it to the court registry.

- (3) In Schedule 1 Form 5 in the item for Pleading guilty in writing [Option 4]:

- (a) delete “send” (1st occurrence) and insert:

lodge with

- (b) delete the passage that begins with “To send” and ends with “date.” and insert:

A written plea of guilty must be lodged with the court at least 3 days before the above hearing date —

1. by means of the ECMS; ¹ or
 2. by completing page 2 of this form and returning it to the court registry.
- Attach any written explanation or information that you want the court to consider.

- (4) In Schedule 1 Form 5 in the item for Service details delete “details ¹” and insert:

details ²

- (5) In Schedule 1 Form 5 after the item for Service details delete the note and insert:

Notes for Form 5 page 1:

1. The electronic case management system (ECMS) can be accessed via the eCourts Portal of Western Australia at <http://ecourts.justice.wa.gov.au/eCourtsPortal/>.
2. Service must be in accordance with the CPA Schedule 2 clause 2, 3 or 4 (see s. 33(3)). Insert here whichever manner of service was used.

- (6) In Schedule 1 Form 5 in the item for Contact details in the 2nd column delete “Fax No.” and insert:

Email

V.MOLAN, Clerk of the Executive Council.
