



# Government Gazette

OF

## WESTERN AUSTRALIA

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[1965

### SUPREME COURT ACT, 1935-1964.

#### THE RULES OF THE SUPREME COURT, 1909.

WE, the Honourable Sir Albert Asher Wolff, K.C.M.G., Chief Justice of Western Australia, the Honourable Sir Lawrence Walter Jackson, Kt., Senior Puisne Judge, and the Honourable John Evenden Virtue, the Honourable Roy Vivian Nevile, the Honourable Gordon Bede D'Arcy, the Honourable John Hale, and the Honourable Oscar Joseph Negus, Puisne Judges of the Supreme Court of Western Australia, acting in pursuance of the powers contained in the Supreme Court Act, 1935-1964, and of every other power enabling us in this behalf, do hereby amend The Rules of the Supreme Court, 1909, in the manner hereinafter mentioned. Such amendments shall come into operation one month following publication thereof in the *Government Gazette*.

Rule 10 of Order XXII of the Rules of the Supreme Court as hereby amended shall not apply in the case of an action commenced before and pending on the coming into operation of such amendments, and in which money has already been paid into court.

#### 1. ORDER XIII.

Rule 2, sub-rule (1), is amended by deleting all words after the word "damages" in line 6 and substituting the following words:—

At least seven days before the day fixed for the assessment of the damages notice of the appointment for hearing shall be served on the party against whom judgment has been given. Where such party has not for the time being an address for service such notice