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[1966

MARRIED PERSONS AND CHILDREN (SUMMARY RELIEF) ACT, 1965.

Crown Law Department,
Perth, 18th February, 1966.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to the provisions of the Married Persons and Children (Summary Relief) Act, 1965, has been pleased to make the Rules of Court set out in the Schedule hereunder, to take effect on and from the date of the coming into operation of that Act.

R. C. GREEN,
Under Secretary for Law.

Schedule.

1. These rules may be cited as the Married Persons and Children (Summary Relief) Rules, 1966.

2. In these rules—

“file” means all the documents filed on the record of any proceedings in the Court relating to the parties to a complaint including any complaint, summons, application, affidavit, notice, notes of evidence, orders, records of imprisonment and any other document or letter relating to those proceedings;

“place of origin” in relation to an order or a file that is the subject of an application to the Court means the place—

- (a) where the order was first made;
- (b) to which the file is transferred upon the coming into operation of the Act; or
- (c) to which a file is transferred by an Order made under rule 37;

“rule” means one of these rules;

“the Act” means the Married Persons and Children (Summary Relief) Act, 1965;

“third party” means a person, other than a party to a marriage or child of the family, required by the Act or these rules, to be named in, or to be given notice of, a complaint, whether or not notice has, in fact been given to that person.

3. The Court shall have a seal and every summons, notice, warrant, or other process or any certificate issued out of the Court shall be impressed with the seal.

4. The days and hours for the transaction of business at the Court shall (subject to subsection (4) of section 6 of the Act) be the same as are fixed for other courts of summary jurisdiction.