Western Australia

Magistrates Court (Civil Proceedings) Act 2004

Magistrates Court (Civil Proceedings) Regulations 2011

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Defined terms

Western Australia

Magistrates Court (Civil Proceedings) Act 2004

Magistrates Court (Civil Proceedings) Regulations 2011

##### 1. Citation

These regulations are the *Magistrates Court (Civil Proceedings) Regulations 2011*.

##### 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. Term used: section

In these regulations —

section means a section of the *Magistrates Court (Civil Proceedings) Act 2004*.

##### 4. Jurisdiction conferred by *Prohibited Behaviour Orders Act 2010*

The jurisdiction conferred on the Court by the *Prohibited Behaviour Orders Act 2010* is prescribed for the purposes of section 44(2)(c).

##### 5. Police officer may represent prosecutor

(1) In this regulation —

PBO proceedings has the same meaning as in the *Prohibited Behaviour Orders Act 2010* section 3(1);

police prosecutor means a police officer who is a prosecutor, as defined in the *Prohibited Behaviour Orders Act 2010* section 3(1), in PBO proceedings.

(2) Where a person is a party to PBO proceedings by virtue of being a police prosecutor, another police officer may, for the purposes of section 44(2)(c), perform the party’s entitlement under section 44(1) in those proceedings.

##### 6. Jurisdiction conferred by *Water Services Act 2012*

(1) For the purposes of section 44(2)(c), the jurisdiction of the Court referred to in section 8, to the extent to which it is conferred by the *Water Services Act 2012*, is prescribed.

(2) For the purposes of section 44(2)(c) and a case in which a water corporation (as defined in the *Water Corporations Act 1995*) is a party, a member of staff of the corporation authorised to do so may perform the corporation’s entitlement under section 44(1) in those proceedings.

[Regulation 6 inserted: Gazette 14 Nov 2013 p. 5051‑2.]

Notes

1 This is a compilation of the *Magistrates Court (Civil Proceedings) Regulations 2011* and includes the amendments made by the other written laws referred to in the following table.

Compilation table

| **Citation** | **Gazettal** | **Commencement** |
| --- | --- | --- |
| *Magistrates Court (Civil Proceedings) Regulations 2011* | 1 Jul 2011 p. 2726‑7 | r. 1 and 2: 1 Jul 2011 (see r. 2(a)); Regulations other than r. 1 and 2: 2 Jul 2011 (see r. 2(b)) |
| *Magistrates Court (Civil Proceedings) Amendment Regulations 2013* | 14 Nov 2013 p. 5051‑2 | r. 1 and 2: 14 Nov 2013 (see r. 2(a)); Regulations other than r. 1 and 2: 18 Nov 2013 (see r. 2(b) and *Gazette* 14 Nov 2013 p. 5027) |

Defined terms

*[This is a list of terms defined and the provisions where they are defined. The list is not part of the law.]*

**Defined term Provision(s)**

PBO proceedings 5(1)

police prosecutor 5(1)

section 3