

JU302\*

Supreme Court Act 1935

## Supreme Court Amendment Rules 2014

Made by the Judges of the Supreme Court.

### 1. Citation

These rules are the *Supreme Court Amendment Rules 2014*.

### 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 fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

### 3. Rules amended

These rules amend the *Rules of the Supreme Court 1971*.

### 4. Order 81C heading amended

In the heading to Order 81C delete “*Road Traffic Act 1974*” and insert:

**Road traffic legislation**

**5. Order 81C rule 1 replaced**

Delete Order 81C rule 1 and insert:

**1. Terms used**

In this Order —

**CEO** has the meaning given in the *Road Traffic (Administration) Act 2008* section 4;

**RT (AD) Act** means the *Road Traffic (Authorisation to Drive) Act 2008*.

**6. Order 81C rule 2 amended**

- (1) In Order 81C rule 2(1) delete “RTA section 76(1)” and insert:

RT (AD) Act section 27

- (2) In Order 81C rule 2(2) delete “RTA section 76(7)(a)” and insert:

RT (AD) Act section 35(1)

- (3) In Order 81C rule 2(3) delete “RTA section 76(7)(b)” and insert:

RT (AD) Act section 35(2)

- (4) In Order 81C rule 2(4) delete “RTA section 78” and insert:

RT (AD) Act section 24(1)

Note: The heading to amended rule 2 is to read:

**Applications under RT (AD) Act s. 24, 27 or 35, how to be made**

**7. Order 81C rule 3 amended**

In Order 81C rule 3(1) delete “RTA section 76 or 78.” and insert:

RT (AD) Act section 29 or 35(3).

**8. Order 81C rule 4 amended**

- (1) In Order 81C rule 4(1) delete “Director General.” and insert:

CEO.

- (2) In Order 81C rule 4(2) delete “Director General” and insert:

CEO

**9. Order 81C rule 5 amended**

- (1) In Order 81C rule 5(1):

- (a) delete “Director General” and insert:

CEO

- (b) delete “RTA section 76(1) or (7)(a) or 78.” and insert:

RT (AD) Act section 24(1), 27 or 35(1).

- (2) In Order 81C rule 5(2):

- (a) delete “Director General has been served with an application made under the RTA section 76(1) or (7)(a) or 78,” and insert:

CEO been served with an application made under the RT (AD) Act section 24(1), 27 or 35(1),

- (b) delete “Director General.” and insert:

CEO.

- (3) In Order 81C rule 5(5) delete “RTA section 76(7)(b)” and insert:

RT (AD) Act section 35(2)

**10. Order 81C rule 6**

- (1) In Order 81C rule 6(1) delete “RTA section 76(1) or (7)(a) or (b) —” and insert:

RT (AD) Act section 27 or 35(1) or (2) —

- (2) In Order 81C rule 6(2) delete “RTA section 76 or 78,” and insert:

RT (AD) Act section 24(1), 27 or 35(1) or (2),

**11. Order 81C rule 7 amended**

In Order 81C rule 7 delete “RTA section 76 or 78, a registrar must give the Director General” and insert:

RT (AD) Act section 24(1), 27 or 35(1) or (2), a registrar must give the CEO

Note: The heading to amended rule 7 is to read:

**CEO to be notified of decision**

**12. Schedule 2 amended****(1) In Schedule 2 Form 101:**

- (a) delete “*Road Traffic Act 1974* s. 76(1)” (each occurrence) and insert:

*Road Traffic (Authorisation to Drive) Act 2008* s. 27

- (b) delete “Director General” and insert:

CEO

- (c) delete “*Road Traffic Act 1974* s. 76(3).” and insert:

*Road Traffic (Authorisation to Drive) Act 2008* s. 30.

**(2) In Schedule 2 Form 102:**

- (a) delete “*Road Traffic Act 1974* s. 76(7)(a)” (each occurrence) and insert:

*Road Traffic (Authorisation to Drive) Act 2008* s. 35(1)

- (b) delete “*Road Traffic Act 1974* s. 76(9)(a).” and insert:

*Road Traffic (Authorisation to Drive) Act 2008* s. 35(4).

**(3) In Schedule 2 Form 103:**

- (a) delete “*Road Traffic Act 1974* s. 76(7)(b)” (each occurrence) and insert:

*Road Traffic (Authorisation to Drive) Act 2008* s. 35(2)

- (b) delete “by Director General” and insert:

by CEO

- (c) delete “the Director General” and insert:

the CEO

- (d) delete “for Director General” and insert:

for CEO

- (e) delete “*Road Traffic Act 1974 s. 76(9).*” and insert:

*Road Traffic (Authorisation to Drive) Act 2008 s. 35(4).*

Note: The heading to amended Form 103 is to read:

**Application by CEO to vary, cancel extraordinary licence  
(O. 81C r. 2(3))**

- (4) In Schedule 2 Form 104:

- (a) delete “*Road Traffic Act 1974 s. 78*” (each occurrence) and insert:

*Road Traffic (Authorisation to Drive) Act 2008 s. 24(1)*

- (b) delete “*Road Traffic Act 1974 s. 78,*” and insert:

*Road Traffic (Authorisation to Drive) Act 2008 s. 24(1),*

- (c) delete “*Road Traffic Act 1974 s. 78(5).*” and insert:

*Road Traffic (Authorisation to Drive) Act 2008 s. 24(5).*

Dated: 12 December 2014.

Judges’ signatures:

Chief Justice MARTIN

Justice McKECHNIE

Justice McLURE

Justice HEENAN

Justice JENKINS

Justice SIMMONDS

Justice BEECH

Justice NEWNES

Justice CHANEY

Justice MARTIN

Justice MURPHY

Justice HALL

Justice MAZZA

Justice PRITCHARD

Justice ALLANSON

Justice EDELMAN

Justice CURTHOYS

Justice MITCHELL