

JU301\*

Criminal Procedure Act 2004

## **Criminal Procedure Amendment Rules 2006**

Made by the Judges of the Supreme Court.

**1. Citation**

These rules are the *Criminal Procedure Amendment Rules 2006*.

**2. The rules amended**

The amendments in these rules are to the *Criminal Procedure Rules 2005*\*.

[\* *Published in Gazette 29 April 2005, p. 1885-964.*]

**3. Rule 39 amended**

Rule 39(1) is amended by deleting “regulation” and inserting instead —

“ rule ”.

**4. Rule 51 amended**

- (1) Rule 51(3) and (4) are repealed and the following subrules are inserted instead —

“

- (3) The application need not be served on any other party to the case unless an order is made under subrule (4)(b).

- (4) A registrar —

- (a) may deal with the application even though no other party to the case has been served with it; or
- (b) may order the applicant to serve another party to the case, specified in the order, with the application and a notice entitling the other party to be heard on the application, and deal with the application accordingly.

”.

- (2) After rule 51(6) the following subrule is inserted —

“

- (7) This rule does not prevent the court from publishing, on its own initiative, all or any part of the proceedings in a case to any person, and in any manner, it thinks fit.

”.

**5. Schedule 1 amended**

Schedule 1 Form 13 is amended in the row relating to “Final outcome Part 1” in the second column by inserting after “Date:” —

“ ☐ Charge discontinued ”.

Dated: 7 September 2006.

Judges’ signatures:

Chief Justice Wayne Martin.

Justice Carmel McLure.

Justice Michael Murray.

Justice Christopher Pullin.

Justice Neville Owen.

Justice Eric Heenan.

Justice Christopher Steytler.

Justice Narelle Johnson.

Justice Christine Wheeler.

Justice Rene Le Miere.

Justice Geoffrey Miller.

Justice Lindy Jenkins.

Justice John McKechnie.

Justice Ralph Simmonds.

Justice Nicholas Hasluck AM.

Justice Peter Blaxell.

Justice Leonard Roberts-Smith.

Justice Michael Buss.