

JM301*

Supreme Court Act 1935

Supreme Court Amendment Rules (No. 5) 2000

Made by the Judges of the Supreme Court.

1. Citation

These rules may be cited as the *Supreme Court Amendment Rules (No. 5) 2000*.

2. Commencement

These rules come into operation on the day on which the *Criminal Procedure Rules 2000* come into operation.

3. Rules amended

The amendments in these rules are to the *Rules of the Supreme Court 1971**.

[* Reprinted 21 November 1994.

For amendments to see 1999 Index to Legislation of Western Australia, Table 4, pp. 287-8, and Gazette 10 March, 8 May and 30 June 2000.]

4. Order 1 rule 3 amended

Order 1 rule 3 is amended in item 5 of the Table by deleting “*The Criminal Practice Rules*” and inserting instead —

“ the *Criminal Procedure Rules 2000* ”.

5. Order 65A amended

- (1) After Order 65A rule 12(2) the following subrule is inserted —

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- (3) The application may include an application for the Full Court to give a guideline judgment in which case the application must comply with Rule 12A(4).

”.

- (2) After Order 65A rule 12 the following rule is inserted —

“

12A. Guideline judgments

- (1) This rule does not limit section 143 of the *Sentencing Act 1995*.
- (2) A guideline judgment may be given in respect of one appeal or in respect of a number of appeals, even if they are not heard together.
- (3) A guideline judgment may be given on the application of a party to an appeal or by the Full Court on its own initiative.

- (4) An application for the Full Court to give a guideline judgment must set out the guidelines that it is proposed the Full Court should give.

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Dated 20 December 2000.

Judges' signatures:

DAVID K. MALCOLM, Chief Justice

G. A. KENNEDY

W. P. PIDGEON

D. A. IPP

H. A. WALLWORK

M. J. MURRAY

R. J. M. ANDERSON

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