**JU305**

Supreme Court Act 1935

# Supreme Court Amendment Rules (No. 3) 2019

Made by the judges of the Supreme Court.

## 1. Citation

These rules are the *Supreme Court Amendment Rules (No. 3) 2019*.

## 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 after that day.

## 3. Rules amended

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

## 4. Order 1 amended

   (1)   In Order 1 rule 4(1) delete the definition of *EDS*.

   (2)   In Order 1 rule 4(1) insert in alphabetical order:

> *ECMS* means the electronic case management system for the management of proceedings in Western Australian courts and tribunals;

## 5. Various references to "EDS" amended

In the provisions listed in the Table delete "EDS" (each occurrence) and insert:

ECMS

### Table

| | |
|---|---|
| Order 1 r. 4(1) def. of *authorised user* | Order 1 r. 4(1) def. of *file electronically* |
| Order 1 r. 8(1) and (2) | Order 7 r. 3(5) and (6) |
| Order 36B r. 2(3A) | Order 43 r. 4(5) |
| Order 56 r. 18(2) | Order 57 r. 7(4) |

| Order 67 r. 9(1A) | Order 67 r. 19(1) |
| Order 67A r. 3(1) and (2) | Order 67A r. 4(1), (5), (7), (9), (10), (12), (14) and (15) |
| Order 67A r. 8(1), (2) and (3) | Order 67A r. 10(3) and (6) |
| Order 67B r. 6(6) | Order 67B r. 11(2) |
| Order 71A r. 3(5) and (6) | Order 72 r. 6(1) |

Note: The headings to the amended rules listed in the Table are to read as set out in the Table.

**Table**

| Amended rule | Rule heading |
| --- | --- |
| Order 1 r. 8 | Documents given to authorised users or Court by means of ECMS |
| Order 67 r. 19 | Principal Registrar may declare ECMS unavailable |
| Order 67A r. 3 | Documents must be filed using ECMS |
| Order 67A r. 4 | Documents presented for filing using ECMS or email |

The Hon. Chief Justice PETER QUINLAN,
Chief Justice of Western Australia,
Supreme Court of Western Australia.

Date: 5 December 2019.