

Criminal Procedure Amendment Regulations 2016

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Criminal Procedure Amendment Regulations 2016*.

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. Regulations amended

These regulations amend the *Criminal Procedure Regulations 2005*.

4. Regulation 13B inserted

At the end of Part 4 Division 1 insert:

13B. Recording of service information in service certificate

- (1) In this regulation —
specified document means any of the following documents served on a person in accordance with the CPA Schedule 2 —
 - (a) a prosecution notice;
 - (b) a court hearing notice;
 - (c) a summons.
- (2) For the purposes of the *Courts and Tribunals (Electronic Processes Facilitation) Act 2013* section 11, an approved user who serves a named person with a specified document may incorporate electronically the service information to be recorded in the service certificate by entering the information into the courts electronic system.
- (3) If subregulation (2) applies, the court may refer to the service information incorporated electronically in the

service certificate in determining whether it is satisfied that the accused has been served —

- (a) for the purposes of section 55(2) of the CPA; or
- (b) as the case may be, for the purposes of an application for an arrest warrant.

N. HAGLEY, Clerk of the Executive Council.
