

## **Magistrates Court (Civil Proceedings) Amendment Rules (No. 2) 2017**

Made by the Magistrates Court in accordance with the *Magistrates Court Act 2004* section 39.

### **1. Citation**

These rules are the *Magistrates Court (Civil Proceedings) Amendment Rules (No. 2) 2017*.

### **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 *Magistrates Court (Civil Proceedings) Rules 2005*.

### **4. Schedule 1 amended**

#### **(1) In Schedule 1 Form 2:**

- (a) in Part A after the row relating to Information about unlawful behaviour and activities insert:

<b>THIS IS A NATIONALLY RECOGNISED ORDER</b>
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- (b) in Part B under the heading “**If the order is for 72 hours or less**” in the Penalty delete “will consider” and insert:

may consider

- #### **(2) In Schedule 1 Form 3 Part A after the row relating to Information about unlawful behaviour and activities insert:**

<b>THIS IS A NATIONALLY RECOGNISED ORDER</b>
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(3) In Schedule 1 Form 4:

- (a) in Part A after the row relating to Terms of this order insert:

<b>THIS IS A NATIONALLY RECOGNISED ORDER</b>
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- (b) in Part B under the heading “**Section 63A family violence restraining order**” in the Penalty delete “will consider” and insert:

may consider

(4) In Schedule 1 Form 6 Part B under the heading “**If the order is for 72 hours or less**” in the Penalty delete “will consider” and insert:

may consider

(5) In Schedule 1 Form 7 Part B under the heading “**Section 63A violence restraining order**” in the Penalty delete “will consider” and insert:

may consider

(6) In Schedule 1 Form 10 Part C under the heading “**If the order is for 72 hours or less**” in the Penalty delete “will consider” and insert:

may consider

Mr STEVEN HEATH, Chief Magistrate,  
Magistrates Court in Perth.

Date 8 November 2017.

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