Magistrates Court (Civil Proceedings) Amendment Rules (No. 2) 2022

SL 2022/188

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) 2022.*

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 19 November 2022.

3. Rules amended

These rules amend the *Magistrates Court (Civil Proceedings) Rules* 2005.

4. Schedule 1 amended

- (1) In Schedule 1 Form 1:
 - (a) delete:

Applicant	Family name:				Date of birth:
[If not the	Other names:				
person seeking to be protected]	Address:	street: suburb:		postco	de:
	Phone nos.:	work:	home:	mobile:	
Person	Family name:				Date of birth:
seeking to be	Other names:				
protected	Address:	street:			
(victim of		suburb:		postcode:	
offence if s. 13A applies)	Phone nos.:	work:	home:	mobile:	
Respondent	Family name:				Date of birth:
[Fill in as many	Other names:				
details as you can]	Home address:	street: suburb:		postcode:	
(Offender if s. 13A	Work address:	street: suburb:		postcode:	
applies)	Phone nos.:	work:	home:	mobile:	

and insert:

Applicant	Family name:				Date of birth:
[If not the	Other names:				
person seeking	Address:	street:			
to be protected]		suburb:		postco	de:
	Phone nos.:	work:	home:	mobile:	
	Email:				
Person	Family name:				Date of birth:
seeking to be	Other names:				
protected	Address:	street:			
(victim of		suburb:		postcode:	
offence if	Phone nos.:	work:	home:	mobile:	
s. 13A					
applies)	Email:				
Respondent	Family name:				Date of birth:
[Fill in as many	Other names:				
details as you	Home	street:			
(Offender if	address:	suburb:		postcode:	
s. 13A	Work	street:			
applies)	address:	suburb:		postcode:	
арриса)	Phone nos.:	work:	home:	mobile:	
	Email:				

(b) in the row relating to Firearms delete "or firearms licence?" and insert:

item or firearms authorisation?

(c) in the row relating to Firearms after "access to a firearm" insert:

item

- (2) In Schedule 1 Form 2:
 - (a) in Part A delete:

Person who	Family nam	Date of birth:			
is bound by	Other name	s:			
this order	Home st	reet:			
	address: su	ıburb:		post	code:
	Work st	reet:			
	address: su	ıburb:		post	code:
	Phone nos.:	work:	home:	mobil	e:

and insert:

	Family name:			Date of birth:			
is bound by	Other nar	Other names:					
this order	Home	Home street:					
	address:	suburb:			post	code:	
	Work	street:					
	address:	suburb:			post	code:	
	Phone no	s.: work:	ho	ome:	mobil	e:	
	Email:				•		

(b) in Part C in the section headed "Objection" after the row relating to "Address" insert:

	` '	in Part C in the section headed " Objection " after "of a firearm" insert:				
	ite	m				
	` /		the section headed 'Address" insert:	"Consent" after	the row	
Email:						
(3) In		ıle 1 Form elete:	15:			
	· /					
Applicant [If not the	Family nam				Date of birth:	
person seeking	Other name Address:	street:				
to be protected]	Dhomo nos i	suburb:	hamai	postcod	le:	
D	Phone nos.:		home:	mobile:	D : 611.4	
Person seeking to be	Family name				Date of birth:	
protected	Address:	street:				
(victim of offence if	Diaman	suburb:	1	postcode:		
s. 13A applies)	Phone nos.: work: home: mobile:					
Respondent	Family nam				Date of birth:	
[Fill in as many details as you	Other name Home	street:				
can] (Offender if	address:	suburb:		postcode:		
s. 13A	Work	street:		. 1		
applies)	address: Phone nos.:	suburb: : work:	home:	postcode: mobile:		
	1	nd insert:				
Applicant [If not the	Family name				Date of birth:	
person seeking to be protected]	Address:	street:				
to be protected]	Diaman	suburb:	1	postcod	le:	
	Phone nos.: Email:	work:	home:	mobile:		
Person	Family nam	ne:			Date of birth:	
seeking to be	Other name					
protected (victim of	Address:	street:		. 1		
offence if	Phone nos.:	suburb: work:	home:	postcode: mobile:		
s. 13A			nome.			
applies)	Email:					
Respondent [Fill in as many	Family name				Date of birth:	
details as you	Home	street:			1	
can] (Offender if	address:	suburb:		postcode:		
s. 13A	Work address:	street: suburb:		postcode:		
applies)	Phone nos.:		home:	mobile:		
	Email:		-			

Email:

	(b)	in the row relating to Firearms delete "and insert:	r firearms licence?"
		item or firearms authorisation?	
	(c)	in the row relating to Firearms after "accinnsert:	ess to a firearm"
		item	
(4) I	n Sch	edule 1 Form 6:	
	(a)	in Part A delete:	
Person who	Family	name:	Date of birth:
is bound by	Other 1		
this order			
	Home	street:	
	addres	s: suburb: pc	stcode:
	Work	street:	
	addres	s: suburb: po	stcode:
	Phone	nos.: work: home: mob	oile:
Person who is bound by this order	Family Other of Home address Work	names: street:	Date of birth:
			estanda:
		nos.: work: home: mot	ostcode:
	Email:	nos work. none. mot	nic.
	(b)	in Part C in the section headed "Objection relating to "Address" insert:	on" after the row
Email:			
	(c)	in Part C in the section headed "Objection firearm" insert:	on" after "of a
		item	
	(d)	in Part C in the section headed "Consent relating to "Address" insert:	" after the row
Email:			
(5) I	n Sch	edule 1 Form 8:	
	(a)	delete:	
	(/		

Date of birth:

Applicant Family name:

[If not the	Other r	names:			
person	Addres	ss: street:			
seeking to be		suburb:		postcode:	
protected]	Phone	nos.: work:	home:	mobile:	
-	I				l= 01.1
Person	Family				Date of birth:
seeking to	Other r				
be protected	Addres	ss: street:			
		suburb:	postcode:		
	Phone	nos.: work:	home:	mobile:	
Respondent	Family	name:			Date of birth:
[Fill in as	Other r				Bute of office.
many	Home	street:			
details as you	address			postcode:	
can]	Work	street:		posicouc.	
	address			postcode:	
		nos.: work:	homai	mobile:	
	Flione	iios work.	home:	modile.	
		and insert:			
Applicant	Family	name:			Date of birth:
[If not the	Other r				
person	Addres				
seeking to be protected]		suburb:		postcode:	
	Phone	nos.: work:	home:	mobile:	
	Email:				
D					D (C1:4
Person	Family				Date of birth:
seeking to	Other r				
be protected	Addres		-		
		suburb:	postcode:		
		nos.: work:	home:	mobile:	
	Email:				
Respondent	Family	name:			Date of birth:
[Fill in as	Other r	names:			
many	Home	street:			-
details as you	address	s: suburb:		postcode:	
can]	Work	street:			
	address	s: suburb:		postcode:	
	Phone	nos.: work:	home:	mobile:	
	Email:				
	(b) (c)	and insert:	elating to Firearms of sauthorisation?		
(6) I	n Saha	edule 1 Form	. 10.		

(a) in Part A delete:

Person who i	s Fami	ly name:				Date of birth:
bound by this		r names:				Zaco or ontin.
order	Home					
01001		ess: suburb:			nos	tcode:
	Work				pos	teode.
		ess: suburb:			nos	tcode:
		e nos.: work		home:		bile:
	I HOII	c nos work	•	nome.	IIIO	one.
		and insert	::			
Person who i	s Fami	lv name:				Date of birth:
bound by this		r names:				
order	Home					
		ess: suburb:	•		nos	tcode:
	Work				роз	teode.
		ess: suburb:			nos	tcode:
		e nos.: work		home:		bile:
			•	nome.	IIIO	one.
	Emai	1;				
	Family		delete:			Date of birth:
is bound by this order	Other n					
	Home	street:				,
	address				postc	ode:
	Work	street:				
	address				postc	
	Phone 1	nos.: work:	ŀ	nome:	mobil	e:
		and insert	::			,
Person who						Date of birth:
is bound by	Other n	names:				
this order	Home	street:				
	address	s: suburb:			postc	ode:
	Work	street:				
	address	s: suburb:			postc	ode:
	Phone	nos.: work:	h	nome:	mobil	le:
	Email:					
Email:	(c)		in the section "Address" in		d "Objection	"after the row
Eman.						
	(d)	in Part D		on heade	d "Objection	a" after "of a
		item				
	(e)		in the section "Address" in		d "Consent"	after the row

Email:

(7) In Schedule 1 Form 11:

(a) delete:

Applicant [If not the person seeking to be protected]	The applicant is: person seeking to be protected parent or guardian of a child who is seeking to be protected a child welfare officer on behalf of a child who is seeking to be protected authorised person legal guardian of the person who is seeking to be protected						
	Family name:	the person who is seeking	Date of birth:				
	Other names:						
	Address: street:						
	suburb:	1	postcode:				
	Phone nos.: work:	home:	mobile:				
Person seeking to be protected	Family name: Other names:		Date of birth:				
	Address: street:						
	suburb: Phone nos.: work:	homou	postcode:				
	1	home:	mobile:				
Respondent	Family name: Other names:		Date of birth:				
	Home street:						
	address: suburb:		postcode:				
	Work street: address: suburb:		postcode:				
	Phone nos.: work:	home:	mobile:				
	The respondent is is not present						
	☐ is ☐ is not being detained by a police officer						
Applicant	and insert:						
[If not the	person seeking to						
person seeking to be		n of a child who is seeking					
protected]			who is seeking to be protecte	ed			
	authorised person	the person who is seeking	to be protected				
	Family name:	the person who is seeking	Date of birth:				
	Other names:						
	Address: street:						
	suburb:		postcode:				
	Phone nos.: work: Email:	home:	mobile:				
_							
Person seeking to	Family name:		Date of birth:				
be protected	Other names: Address: street:						
be protected	suburb:		postcode:				
	Phone nos.: work:	home:	mobile:				
	Email:						
Respondent	Family name:		Date of birth:				
•	Other names:						
	Home street:						
	address: suburb:		postcode:				
	Work street:		nosteeder				
	address: suburb: Phone nos.: work:	home:	postcode: mobile:				
	Email:	nome.	moone.				

☐ is ☐ is not

☐ is ☐ is not

The respondent

present being detained by a police officer

	(0)	b) in the row relating to Firearms delete "or a firearms licence?" and insert:				
		item or a firearms aut	horisation?			
	(c)	in the row relation insert:	ng to Firearms af	ter "access to a	firearm''	
		item				
(8) I	n Sch	edule 1 Form 14:				
	(a)	delete:				
Person protected by	Family Other	name:			Date of birth	
the order	Addres				l	
		suburb:		postcode:		
		nos.: work:	home:	mobile:		
	Role in	n proceeding in which rest	raining order was made:			
		applicant/prosecutor				
		victim				
		respondent/accused other witness				
		other				
Person who	Family				Date of bir	
is bound by the	Home	names:				
restraining		street: s: suburb:		postcode:		
order	Work			postcode.		
01401		s: suburb:		postcode:		
		nos.: work:	home:	mobile:		
				moone.		
	Role in	n proceeding in which rest		moone.		
	Role in	n proceeding in which rest respondent/accused		moone.		
	Role in	n proceeding in which rest		moone.		
	Role in	n proceeding in which rest respondent/accused other witness otherand insert:		moone.		
Person protected by	Role in	n proceeding in which rest respondent/accused other witness other and insert:		moone.	Date of birth	
Person protected by the order	Role in	n proceeding in which rest respondent/accused other witness other and insert:		Moone.	Date of birth	
protected by	Role in	n proceeding in which rest respondent/accused other witness other and insert:		postcode:	Date of birth	
protected by	Family Other Address	n proceeding in which rest respondent/accused other witness other			Date of birth	
protected by	Family Other Address Phone Email:	n proceeding in which rest respondent/accused other witness other	raining order was made:	postcode:	Date of birth	
protected by	Family Other Address Phone Email:	and insert: name: name: name: name: name: name: name: names: ss: street: suburb: nos: work:	raining order was made:	postcode:	Date of birth	
protected by	Family Other Address Phone Email: Role in	and insert:	raining order was made:	postcode:	Date of birth	
protected by	Family Other Address Phone Email: Role in	n proceeding in which rest respondent/accused other witness other and insert: / name: names: sss: street: suburb: nos.: work: n proceeding in which rest applicant/prosecutor victim	raining order was made:	postcode:	Date of birth	
protected by	Family Other Address Phone Email: Role in	and insert:	raining order was made:	postcode:	Date of birth	
protected by	Family Other Address Phone Email: Role in	and insert: and i	raining order was made:	postcode:	Date of birth	
protected by the order	Family Other Addres Phone Email:	and insert:	raining order was made:	postcode:		
protected by the order	Family Other Addres Phone Email: Role in	n proceeding in which rest respondent/accused other witness other	raining order was made:	postcode:		
protected by the order	Family Other Addres Phone Email:	n proceeding in which rest respondent/accused other witness other and insert: name: name: ss: street: suburb: n proceeding in which rest applicant/prosecutor victim respondent/accused other witness other name: name: names:	raining order was made:	postcode:		
protected by the order Person who is bound by	Family Other Addres Phone Email: Role in	n proceeding in which rest respondent/accused other witness other	raining order was made:	postcode:		
Person who is bound by the	Family Other Addres Phone Email: Role in	n proceeding in which rest respondent/accused other witness other	raining order was made:	postcode: mobile:		
Person who is bound by the restraining	Family Other Address Phone Email: Role in	n proceeding in which rest respondent/accused other witness other	home: raining order was made:	postcode: mobile: postcode: postcode:		
Person who is bound by the restraining	Family Other Address Phone Email: Role in	n proceeding in which rest respondent/accused other witness other and insert: / name: names: sss: street: suburb: nos.: work: n proceeding in which rest applicant/prosecutor victim respondent/accused other witness other // name: names: street: ss: suburb: street: ss: suburb: nos.: work:	raining order was made:	postcode: mobile: postcode:		
Person who is bound by the restraining	Family Other I Address Phone address Phone Email:	n proceeding in which rest respondent/accused other witness other and insert: name: names: ss: street: suburb: nproceeding in which rest applicant/prosecutor victim respondent/accused other witness other name: street: ss: suburb: street: ss: suburb: nos.: work:	home: home:	postcode: mobile: postcode: postcode:		
Person who is bound by the restraining	Family Other I Address Phone Email: Role in Home address Work address Phone Email: Role in Email	n proceeding in which rest respondent/accused other witness other	home: home:	postcode: mobile: postcode: postcode:		
Person who is bound by the restraining	Family Other I Address Phone address Phone Email:	n proceeding in which rest respondent/accused other witness other and insert: name: names: ss: street: suburb: nproceeding in which rest applicant/prosecutor victim respondent/accused other witness other name: street: ss: suburb: street: ss: suburb: nos.: work:	home: home:	postcode: mobile: postcode: postcode:	Date of birth	

	and insert:			
	item or a firearms	authorisation?		
(c)	in the row reinsert:	elating to Firearms	after "access to	o a firearm"
	item			
In Sch	edule 1 Form	16:		
(a)	in Part A de	lete		
				Date of birth
Home	street:			
			postcode	:
address	s: suburb:		postcode	:
Phone	nos.: work:	home:	mobile:	
Family				Date of birth
Other r	names:			
			postcode	
Work	street:		posteode	•
		homo	postcode	:
Email:		nome.	moone.	
(b)	in Part A de	lete "firearm, a firea	arms licence,"	and insert:
	firearm item,	a firearms authorisa	tion,	
VEN I	HEATH, Chi	ef Magistrate		
		C		
	Family Other I Home address Phone Family Other I Home address Phone Family Other I Home address Work address Phone Email:	item or a firearms (c) in the row resinsert: item In Schedule 1 Form (a) in Part A de Family name: Other names: Home street: address: suburb: Work street: address: suburb: Phone nos.: work: Family name: Other names: Home street: address: suburb: Phone nos.: work: Family name: Other names: Home street: address: suburb: Work street: address: suburb: Phone nos.: work: Email: (b) in Part A de	item or a firearms authorisation? (c) in the row relating to Firearms insert: item In Schedule 1 Form 16: (a) in Part A delete Family name: Other names: Home street: address: suburb: Work street: address: suburb: Phone nos.: work: home: Family name: Other names: Home street: address: suburb: Email: (b) in Part A delete "firearm, a fireating firearm item, a firearms authorisation." VEN HEATH, Chief Magistrate	item or a firearms authorisation? (c) in the row relating to Firearms after "access to insert: item In Schedule 1 Form 16: (a) in Part A delete Family name: Other names: Home street: address: suburb: postcode Work street: address: suburb: postcode Phone nos.: work: home: mobile: and insert: Family name: Other names: Home street: address: suburb: postcode Work street: address: suburb: postcode Phone nos.: work: home: mobile: Eamily name: Other names: Home street: address: suburb: postcode Phone nos.: work: home: mobile: Email: (b) in Part A delete "firearm, a firearms licence," firearm item, a firearms authorisation,

(b)

in the row relating to Firearms delete "or a firearms licence?"