

NORTHERN TERRITORY OF AUSTRALIA

SUPREME COURT (CORPORATIONS LAW) INTERIM RULES

As in force at 1 January 1991

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SUPREME COURT (CORPORATIONS LAW) INTERIM RULES

Rules under the *Corporations (Northern Territory) Act*

1. Citation

These Rules may be cited as the *Supreme Court (Corporations Law) Interim Rules*.

2. Commencement

These Rules shall come into operation on the commencement of the *Corporations (Northern Territory) Act*.

3. Application

These Rules apply to all proceedings seeking any relief under the Corporations law.

4. Application of *Supreme Court (Companies) Rules*

(1) The *Supreme Court (Companies) Rules*, as in force from time to time, apply, with the necessary changes, to and in relation to proceedings to the Court seeking any relief under the Corporations Law.

(2) For the purposes of subrule (1), unless the contrary intention appears, a reference in the *Supreme Court (Companies) Rules*:

(a) to:

the Code shall be construed as a reference to the Corporations Law;

the Commission and **the Commissioner** shall be construed as a reference to the Australian Securities Commission established under the *Australian Securities Commission Act 1989* of the Commonwealth; and

(b) to a section of the Code shall be construed, where possible, as a reference to an appropriate or relevant section of the Corporations Law.

5. Procedure wanting or in doubt

- (1) Where the manner or form of the procedure:
- (a) for commencing or for taking a step in a proceeding; or
 - (b) by which the jurisdiction, power or authority of the Court is exercisable,

is not prescribed by the *Supreme Court (Companies) Rules*, as applied by these Rules, an application may be made in accordance with this rule to the Master of the Court who shall determine what procedure is to be adopted and may give directions.

- (2) An act done in accordance with a determination or direction under subrule (1) is regular and sufficient.
- (3) An application for directions under this rule with respect to the commencement of a proceeding shall be made by originating motion in which no person is named as the defendant and an application for directions with respect to a proceeding already commenced shall be made by summons.

ENDNOTES

1 KEY

Key to abbreviations

amd = amended
app = appendix
bl = by-law
ch = Chapter
cl = clause
div = Division
exp = expires/expired
f = forms
Gaz = Gazette
hdg = heading
ins = inserted
lt = long title
nc = not commenced

od = order
om = omitted
pt = Part
r = regulation/rule
rem = remainder
renum = renumbered
rep = repealed
s = section
sch = Schedule
sdiv = Subdivision
SL = Subordinate Legislation
sub = substituted

2 LIST OF LEGISLATION

Supreme Court (Corporation Law) Interim Rules 1990 (SL No. 51, 1990)

Notified	21 December 1990
Commenced	1 January 1991 (r 1, s 2 <i>Corporations (Northern Territory) Act 1990</i> (Act No. 56, 1990) and Gaz S76, 21 December 1990)