

NORTHERN TERRITORY OF AUSTRALIA
SUPREME COURT AMENDMENT (PUBLIC NOTARIES) RULES 2013

Subordinate Legislation No. 37 of 2013

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NORTHERN TERRITORY OF AUSTRALIA

Subordinate Legislation No. 37 of 2013*

Supreme Court Amendment (Public Notaries) Rules 2013

We, the undersigned Judges of the Supreme Court of the Northern Territory of Australia, under section 86 of the *Supreme Court Act*, make the following Rules of Court.

Dated 26 September 2013

T. J. RILEY CJ

S. R. SOUTHWOOD J

J. BLOKLAND J

J. KELLY J

P. BARR J

G. HILEY J

Judges of the Supreme Court
of the Northern Territory of Australia

* Notified in the *Northern Territory Government Gazette* on 6 November 2013.

1 Citation

These Rules may be cited as the *Supreme Court Amendment (Public Notaries) Rules 2013*.

2 Rules amended

These Rules amend the *Supreme Court Rules*.

3 Order 55A inserted

After rule 55.06

insert

Order 55A Application for appointment as public notary**55A.01 Publication of notice of proposed application**

- (1) Notice of a proposed application under section 4(1) of the *Public Notaries Act* for appointment as a public notary must be published in a newspaper circulating generally throughout the Territory at least 14 days before the application is filed.
- (2) The notice must be in Form 55A-A.

55A.02 Application

- (1) An application under section 4(1) of the *Public Notaries Act* for appointment as a public notary must be made by originating motion in Form 5D.
- (2) The application must be supported by an affidavit by the applicant that sets out:
 - (a) evidence of the matters of which the Court must be satisfied under section 4(2) of the *Public Notaries Act*; and
 - (b) evidence that rule 55A.01 has been complied with.
- (3) Without limiting subrule (2)(a), a criminal history report for the applicant that was issued not more than 30 days before the date of the application must be annexed to the affidavit.
- (4) The application and affidavit must be served on the Law Society Northern Territory within 14 days after the date on which the application is filed.

4 Order 88, heading inserted

After Chapter 3, heading

insert

Order 88 Probate and administration rules

5 Schedule 1 amended

Schedule 1, after Form 53B

insert

FORM 55A-A

rule 55A.01(2)

NOTICE OF PROPOSED APPLICATION FOR APPOINTMENT AS PUBLIC
NOTARY

In the Supreme Court of the Northern Territory of Australia.

After 14 days from publication of this notice, an application under section 4(1) of the *Public Notaries Act* for appointment as a public notary will be filed by *(name)* of *(address)*.