

NORTHERN TERRITORY OF AUSTRALIA

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Regulations 1990, No. 40\*

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Rules of Court under the *Supreme Court Act*

WE, the undersigned Judges of the Supreme Court of the Northern Territory of Australia, in pursuance of section 86 of the *Supreme Court Act*, hereby make the following Rules of Court.

Dated 13 September 1990.

A. ASCHE CJ

W. KEARNEY J

B. MARTIN J

D. ANGEL J

Judges of the Supreme  
Court of the Northern  
Territory of Australia

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AMENDMENTS OF THE SUPREME COURT RULES

1. COMMENCEMENT

These Rules shall come into operation on 1 October 1990.

2. PROCESS IN VACATION

Rule 3.04(1) of the Supreme Court Rules is amended by omitting "this Chapter" and substituting "these Rules".

3. APPENDIX TO ORDER 63

Part 4 of the Appendix to Order 63 of the Supreme Court Rules is amended by inserting in item 3(e), after "*Service and Execution of Process Act of the Commonwealth*" the words "or under rule 7.04".

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\* Notified in the *Northern Territory Government Gazette* on 4 October 1990.

*Amendments of the Supreme Court Rules*

4. REFERENCE BY MASTER TO JUDGE

Rule 77.04 of the Supreme Court Rules is amended by omitting subrule (2).

5. NEW RULE

The Supreme Court Rules are amended by inserting after rule 79.07 the following:

"79.07.1 UNCLAIMED MONEY

"(1) All moneys which, before or after the commencement of this rule, have been paid into Court for the use of a party to a proceeding before the Court shall, if unclaimed for 3 years, be paid into the Consolidated Fund.

"(2) A person entitled to claim money paid under subrule (1) into the Consolidated Fund may apply to the Master for a certificate certifying the claimant's right to claim the money and the Master may issue such a certificate.

"(3) On receiving a certificate referred to in subsection (2), the Treasurer, if satisfied that the claimant is not precluded by the *Limitation Act* from claiming the amount, shall authorize payment of the money to the claimant or the claimant's agent."

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