

NORTHERN TERRITORY OF AUSTRALIA
NORTHERN TERRITORY CIVIL AND ADMINISTRATIVE TRIBUNAL
AMENDMENT RULES 2020

Subordinate Legislation No. 29 of 2020

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NORTHERN TERRITORY OF AUSTRALIA

Subordinate Legislation No. 29 of 2020*

Northern Territory Civil and Administrative Tribunal Amendment Rules 2020

The rules committee of the Northern Territory Civil and Administrative Tribunal, under section 138(3)(a) of the *Northern Territory Civil and Administrative Tribunal Act 2014*, makes the following Rules.

Dated 30 July 2020

R. H. Bruxner
President

A. P. Macrides
Member

* Notified in the *Northern Territory Government Gazette* on 30 September 2020.

1 Title

These Rules may be cited as the *Northern Territory Civil and Administrative Tribunal Amendment Rules 2020*.

2 Commencement

These Rules commence on the day on which they are notified in the *Gazette*.

3 Rules amended

These Rules amend the *Northern Territory Civil and Administrative Tribunal Rules 2016*.

4 Rule 3 amended (Service of documents)

(1) Rule 3(2) and (8)

omit

(2) Rule 3(3)

omit

time, but that direction does not affect the obligation in subrule (2).

insert

time.

5 Rule 5 amended (Commencing a proceeding – initiating application)

Rule 5(3) to (5)

omit

6 Rule 6 amended (Response to an initiating application)

Rule 6(5)

omit

7 Rule 7 repealed (Initial directions hearing)

Rule 7

repeal

8 Rule 8 amended (Ordinary applications)

Rule 8(2) to (6)

omit, insert

- (2) A person wishing to make an ordinary application must file with the Tribunal an ordinary application in the approved form.

Note for subrule (2)

The current approved form for an ordinary application is Form 3.

9 Rule 9 amended (Evidence summonses)

- (1) Rule 9(4) and (5)

omit

- (2) Rule 9(6)

omit

the original sealed summons

insert

it

10 Rule 10 amended (Costs)

- (1) Rule 10(2)

omit, insert

- (2) For section 132(2)(d) of the Act, in deciding whether to make a costs order for a proceeding or part of a proceeding, the Tribunal must take into account the extent to which a failure by a party to comply with these Rules or a direction by the Tribunal has resulted in a waste of money or time.

- (2) Rule 10(4) and (5)

omit

11 Rule 12 amended (Order that decision maker provide reasons)

(1) Rule 12(1)

omit

(1) An

insert

An

(2) Rule 12(2)

omit

12 Repeal of Rules

These Rules are repealed on the day after they commence.