

**Reprint**  
**as at 1 November 2009**

**District Courts Amendment Rules**  
**(No 3) 2002**  
(SR 2002/394)

District Courts Amendment Rules (No 3) 2002: revoked, on 1 November 2009,  
pursuant to rule 17.1 of the District Courts Rules 2009 (SR 2009/257).

Pursuant to section 122 of the District Courts Act 1947, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, and with the concurrence of the Chief District Court Judge and at least 2 other members of the Rules Committee (of whom at least 1 was a District Court Judge), makes the following rules.

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**Note**

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this eprint.

A general outline of these changes is set out in the notes at the end of this eprint, together with other explanatory material about this eprint.

**These rules are administered in the Ministry of Justice and the Department for Courts.**

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## **1 Title**

- (1) These rules are the District Courts Amendment Rules (No 3) 2002.
- (2) In these rules, the District Courts Rules 1992 SR 1992/109 are called “the principal rules”.

## **2 Commencement**

These rules come into force on 3 February 2003.

## **3 Application of rules**

Rule 2 of the principal rules is amended by inserting, after subclause (1), the following subclause:

- “(1A) These rules do not apply to proceedings to which the Family Courts Rules 2002 apply, namely—
- “(a) proceedings in Family Courts; or
  - “(b) proceedings in District Courts acting—
    - “(i) under section 151 of the Children, Young Persons, and Their Families Act 1989; or
    - “(ii) under section 15 of the Family Courts Act 1980.”

## **4 Search of Court records generally**

- (1) Rule 69 of the principal rules is amended by inserting, before subclause (1), the following subclause:

“(1A) Nothing in this rule applies to documents, files, or records to which the Family Courts Rules 2002 apply (that is, documents, files, or records relating to proceedings in a Family Court).”
- (2) Rule 69(4) of the principal rules is amended by revoking paragraphs (b), (d), and (k).

- 5 Requirements as to notice of proceeding**  
Rule 127(4) of the principal rules is amended by omitting the words “or form 6”.
- 6 Application of this Part to proceedings under certain Acts**  
Rule 440(1)(a) and (b) of the principal rules is revoked.
- 7 Rule 440A revoked**  
Rule 440A of the principal rules is revoked.
- 8 Rule 443 revoked**  
Rule 443 of the principal rules is revoked.
- 9 Directions as to service**  
Rule 444(3) of the principal rules is revoked.
- 10 Rules 446 and 447 revoked**  
Rules 446 and 447 of the principal rules are revoked.
- 11 Evidence**  
Rule 448(2)(a) of the principal rules is revoked.
- 12 Rule 449 revoked**  
Rule 449 of the principal rules is revoked.
- 13 Statement of defence to be filed**  
Rule 451(1) of the principal rules is amended by omitting the words “or of any claimant under rule 446”.
- 14 First Schedule amended**  
The First Schedule of the principal rules is amended—  
(a) by revoking form 6; and  
(b) by omitting from form 7 the words “or form 6”.

Marie Shroff,  
Clerk of the Executive Council.

**District Courts Amendment Rules  
(No 3) 2002**

Reprinted as at  
1 November 2009

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Issued under the authority of the Acts and Regulations Publication Act 1989.

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## **Notes**

### **1 General**

This is an eprint of the District Courts Amendment Rules (No 3) 2002. It incorporates all the amendments to the rules as at 1 November 2009. The list of amendments at the end of these notes specifies all the amendments incorporated into this eprint since 3 September 2007.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions are also included, after the principal enactment, in chronological order. For more information, *see* <http://www.pco.parliament.govt.nz/reprints/>.

### **2 About this eprint**

This eprint has not been officialised. For more information about officialisation, please *see* “Making online legislation official” under “Status of legislation on this site” in the About section of this website.

### **3 List of amendments incorporated in this eprint (most recent first)**

District Courts Rules 2009 (SR 2009/257): rule 17.1

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