



Queensland

Civil Proceedings Act 2011

Explanatory Notes for SL 2012 No. 146

made under the

Civil Proceedings Act 2011

General outline

Short title

Proclamation commencing certain provisions of the *Civil Proceedings Act 2011*.

Authorising law

Section 2 of the *Civil Proceedings Act 2011* (the Act).

Policy objectives and the reasons for them

The objective of the proclamation is to fix 31 August 2012 for the commencement of part 30; and 1 September 2012 for the commencement of parts 1 to 29, part 31 and schedules 1A and 1 of the Act.

Achievement of policy objectives

The policy objectives are achieved by the commencement of parts 1 to 31 and schedules 1A and 1 of the Act.

Consistency with policy objectives of authorising law

The proclamation is consistent with the main objects of the Act.

Inconsistency with policy objectives of other legislation

The proclamation is not inconsistent with the policy objectives of other legislation.

Benefits and costs of implementation

The main purpose of the Act is to streamline, modernise and simplify the law in relation to civil proceedings in the Supreme, District and Magistrates Courts and to assist in the integration, consistency and effectiveness of the court registries. This is provided for in parts 1 to 31 and schedules 1A and 1 of the Act which are commenced by this proclamation.

The Act also amends the *Supreme Court of Queensland Act 1991* so that it only contains provisions specific to the Supreme Court; amends the *District Court of Queensland Act 1967* and the relevant Magistrates Courts legislation to improve uniformity; and repeals the *Supreme Court Act 1995*.

Any costs in relation to the implementation of the new Act will be met from existing agency resources.

Consistency with fundamental legislative principles

The proclamation does not conflict with fundamental legislative principles.

Consultation

The Chief Justice has requested that the civil proceedings provisions of the Act be commenced.

ENDNOTES

- 1 Laid before the Legislative Assembly on . . .
- 2 The administering agency is the Department of Justice and Attorney-General.

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