



Queensland

Supreme Court (Legal Practitioner Admission) Amendment Rule (No. 1) 2004

Subordinate Legislation 2004 No. 158

made under the

Supreme Court of Queensland Act 1991

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1 Short title

This rule may be cited as the *Supreme Court (Legal Practitioner Admission) Amendment Rule (No. 1) 2004*.

2 Rule amended

This rule amends the *Supreme Court (Legal Practitioner Admission) Rules 2004*.

3 Replacement of r 11 (Additional document to be filed with application for admission)

Rule 11—

omit, insert—

‘11 Application and affidavit of compliance to be filed in court

- ‘(1) A person applying for admission as a legal practitioner must file the person’s application at least 21 days before the sittings at which the applicant applies for admission.
- ‘(2) The applicant must also file an affidavit of compliance with the *Legal Profession Act 2004* and these rules at least 12 days before the sittings at which the applicant applies for admission.
- ‘(3) If the applicant relies on service as an articled clerk or a judge’s associate for eligibility for admission, the applicant must, with the affidavit of compliance, file a copy of a separate response statement completed by each master or judge with whom the person has served.
- ‘(4) In this rule—
judge’s associate means an associate to a judge of—
 - (a) the Supreme Court; or
 - (b) the District Court; or
 - (c) the Federal Court; or
 - (d) the High Court.

response statement means a statement in the approved form of questions about the applicant's service with the person required to complete the statement.'.

4 Replacement of r 13 (Documents to be given to board)

Rule 13—

omit, insert—

'13 Documents and fee to be given to board

- '(1) The purpose of this rule is to enable the board to consider an application for admission as a legal practitioner and to make a recommendation about it.
- '(2) At least 21 days before the sittings at which an applicant applies for admission, the applicant must give the board the following documents, unless the board advises otherwise—
- (a) a copy of the applicant's application;
 - (b) any response statement completed for the purposes of rule 11;
 - (c) a statement about the applicant's eligibility and suitability for admission;
 - (d) a certificate of a registrar or similar officer of an academic institution stating the applicant's academic qualifications;
 - (e) a certificate of a registrar or similar officer of an institution providing practical legal training;
 - (f) a certificate of the applicant's suitability given by each of 3 persons who are not near relatives of the applicant and have personally known the applicant for at least 2 years, one of whom, if possible, must be—
 - (i) a registrar or similar officer of an academic institution, or an institution providing practical legal training, the applicant has attended; or
 - (ii) a local legal practitioner; or
 - (iii) a justice of the peace or commissioner for declarations.

- ‘(3) At least 12 days before the sittings at which the applicant applies for admission, the applicant must—
- (a) give to the board a copy of the affidavit of compliance filed under rule 11(2); and
 - (b) pay to the board the fee prescribed under the *Legal Profession Regulation 2004* for considering the application.
- ‘(4) Within the time reasonably required by the board, the applicant must also give to the board any other documents required by the board.
- ‘(5) A document mentioned in subrule (2)(c) and (f) must be in the approved form.
- ‘(6) The board may shorten the time set out in subrule (2) or (3).’.

5 Amendment of r 28 (Admission eligibility)

Rule 28—

insert—

- ‘(1A) To decide whether a person satisfies the requirements for admission under the *Solicitors’ Admission Rules 1968*, rule 16(1), the reference in rule 17(3) of those rules to rule 18(3) is taken to be a reference to rule 18(3) of those rules as in force immediately before 1 July 2004.’.

ENDNOTES

- 1 Made by the Governor in Council on 12 August 2004.
- 2 Notified in the gazette on 13 August 2004.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Justice and Attorney-General.