



Queensland

Uniform Civil Procedure (Fees) and Other Legislation Amendment Regulation 2021

Subordinate Legislation 2021 No. 11

made under the

COVID-19 Emergency Response Act 2020

Retail Shop Leases Act 1994

Supreme Court of Queensland Act 1991

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[s 1]

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Uniform Civil Procedure (Fees) and Other Legislation Amendment Regulation 2021*.

Part 2 Amendment of Retail Shop Leases and Other Commercial Leases (COVID-19 Emergency Response) Regulation 2020

2 Regulation amended

This part amends the *Retail Shop Leases and Other Commercial Leases (COVID-19 Emergency Response) Regulation 2020*.

3 Amendment of s 50 (Definitions for part)

Section 50, definition *ineligible lease*, note, after ‘the commencement’—

insert—

of this regulation

4 Amendment of s 51 (Application of s 5 for ineligible leases)

(1) Section 51(3), ‘For subsection (2)’—

omit, insert—

Without limiting subsection (2), for applying that subsection

(2) Section 51(3)(a), ‘during the’—

omit, insert—

during or after the

- (3) Section 51(3), after ‘before the commencement’—
insert—
of the amending regulation

Part 3

Amendment of Uniform Civil Procedure (Fees) Regulation 2019

5 Regulation amended

This part amends the *Uniform Civil Procedure (Fees) Regulation 2019*.

6 Amendment of s 9 (Financial hardship)

- (1) Section 9—
insert—
(2A) Any information or documents included in the approved form, or attached to or given with the approved form, in support of the party’s application must be verified by statutory declaration.
- (2) Section 9(7), ‘Subsection (6)’—
omit, insert—
Subsection (7)
- (3) Section 9(2A) to (7)—
renumber as section 9(3) to (8).

[s 7]

Part 4 **Amendment of Uniform Civil Procedure Rules 1999**

7 **Rules amended**

This part amends the *Uniform Civil Procedure Rules 1999*.

8 **Amendment of r 378 (Amendment before request for trial date)**

Rule 378—

insert—

Note—

See rule 470 in relation to the amendment of pleadings after the filing of the request for trial date.

9 **Omission of r 380 (Amendment after request for trial date)**

Rule 380—

omit.

10 **Amendment of ch 13, pt 2, hdg (Setting trial dates)**

Chapter 13, part 2, heading, after ‘dates’—

insert—

and related matters

11 **Omission of r 465 (Application of pt 2)**

Rule 465—

omit.

12 Replacement of r 470 (Leave required for steps after request for trial date)

Rule 470—

omit, insert—

470 Leave required for steps after trial date requested or set

- (1) This rule applies in relation to a proceeding if—
 - (a) a request for trial date has been filed; or
 - (b) a trial date has been set without a request for trial date having been filed.
- (2) A party may do the following only with the court's leave—
 - (a) amend a pleading;
 - (b) request particulars;
 - (c) make an application in the proceeding.

ENDNOTES

- 1 Made by the Governor in Council on 17 February 2021.
- 2 Notified on the Queensland legislation website on 18 February 2021.
- 3 The administering agency is the Department of Justice and Attorney-General.

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