

# Civil Proceedings Bill 2011

## Amendments agreed to during Consideration

### 1 Part 15, hdg (Transitional provision for Civil Proceedings Act 2011)

Page 63, line 22, ‘provision’—

*omit, insert—*

‘provisions’.

### 2 After clause 108

Page 63, after line 27—

*insert—*

#### ‘108A Transitional regulation-making power

‘(1) A regulation (a *transitional regulation*) may make provision of a saving or transitional nature for which—

(a) it is necessary to make provision to allow or facilitate the doing of anything to achieve the transition of provisions of a prescribed Act after it is repealed or amended by this Act; and

(b) this Act or a prescribed Act does not make provision or sufficient provision.

‘(2) A transitional regulation may have retrospective operation to a day that is not earlier than the day this section commences (the *commencement day*).

‘(3) A transitional regulation must declare it is a transitional regulation.

‘(4) This section and any transitional regulation expire 1 year after the commencement day.

‘(5) In this section—

*prescribed Act* means—

- (a) *Supreme Court Act 1995*; or
- (b) *Supreme Court of Queensland Act 1991*; or
- (c) *District Court of Queensland Act 1967*; or
- (d) *Magistrates Act 1991*; or
- (e) *Magistrates Courts Act 1921*.’.

**3 Clause 125 (Replacement of ss 36 and 36A)**

Page 71, line 10, ‘, deputy registrars’—  
*omit.*

**4 Clause 210 (Repeal of Supreme Court Act 1995)**

Page 126, line 4—  
*omit, insert—*

- ‘(1) The Supreme Court Act 1995 is repealed.
- ‘(2) The *Supreme Court Act 1995*, sections 300 and 303 are declared to be laws to which the *Acts Interpretation Act 1954*, section 20A applies.’.

**5 After clause 228**

Page 138, after line 24—  
*insert—*

**‘228A Amendment of s 65 (Enrolment and transfer of enrolment)**

Section 65—  
*insert—*

- ‘(7) Subsection (8) applies if—
  - (a) a person is required to give notice under subsection (2) or (3); and
  - (b) the person gives notice—

- (i) after the cut-off day for electoral rolls for an election or referendum and no later than 6p.m. on the day before the polling day for the election or referendum; and
  - (ii) to the commission but otherwise in compliance with subsection (2) or (3).
- ‘(8) The person is taken to have given notice to the electoral registrar in compliance with subsection (2) or (3).’.

**6 Clause 229 (Amendment of s 106 (Who may vote))**

Page 139, lines 7 to 9—

*omit, insert—*

- ‘(2) Section 106(1)(d)(ii), from ‘5p.m.’ to ‘to’—

*omit, insert—*

‘6p.m. on the day before the polling day, have given a notice to the commission or’.

**7 After clause 237**

Page 142, after line 22—

*insert—*

**‘237A Insertion of new ch 11**

After chapter 10—

*insert—*

**‘Chapter 11 Transitional provision for  
Civil Proceedings Act 2011**

**‘284 Application of Civil Proceedings Act 2011**

‘The *Civil Proceedings Act 2011*, section 237 applies, and is taken on and from 30 November 2011 to have applied, to the

hearing of a proceeding that was started but not finished before 30 November 2011.'.'.

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