

# Federal Court Rules (Amendment) 1993 No. 45

## EXPLANATORY STATEMENT

### Statutory Rules 1993 No. 45

Issued by the authority of the Judges of the Federal Court of Australia

#### AMENDMENT OF THE RULES OF THE FEDERAL COURT OF AUSTRALIA

Section 59 of the *Federal Court of Australia Act 1976* permits the Judges of the Court (of whom there are thirty-five (35) including the Chief Justice) or a majority of them to make Rules of Court not inconsistent with the Act, making provision for or in relation to the practice and procedure to be followed in the Court, including practice and procedure to be followed in Registries of *the* Court, and for or in relation to all matters and things incidental to any such practice or procedure, or necessary or convenient to be prescribed for the conduct of any business of the Court. Section 59 of the Act also provides that sections 48, 48A, 48B, 49 and 50 of the *Acts Interpretation Act 1901* apply in relation to Rules of Court made under section 59 of the Act as if references in those sections of the *Acts Interpretations Act 1901* to regulations were references to Rules of Court.

The present Federal Court Rules came into operation on 1 August 1979. They have been reviewed regularly since then. This amendment of the Rules is brought about by an acceptance of a recommendation by 'the Federal Costs Advisory Committee that the scale of costs be increased by 2.92%.

#### RULE 1

Provides for the rules to commence on 19 April 1993.

#### RULE 2

Provides for the rules to be amended.

#### RULE 3

Omits the Second Schedule (Costs allowable in respect of work done and services performed) and substitutes a new Second Schedule. The scale of costs in Column 3 have been increased by 2.92% recommended by the Federal Costs Advisory Committee and approved at a Judges Meeting.