



Foreign Evidence (Application of Amendments) Regulations 2021

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 08 July 2021

David Hurley
Governor-General

By His Excellency's Command

Michaelia Cash
Attorney-General

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Part 1—Introduction

1 Name

This instrument is the *Foreign Evidence (Application of Amendments) Regulations 2021*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information | | |
|---------------------------------|-----------------|----------------|
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. The whole of this instrument | 1 October 2021. | 1 October 2021 |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under subitem 19(3) of Schedule 1 to the *Foreign Evidence Amendment Act 2010*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

5 Definitions

In this instrument:

Act means the *Foreign Evidence Amendment Act 2010*.

Section 6

Part 2—Application of amendments to State and Territory court proceedings

6 Application of amendments to State and Territory court proceedings

- (1) For the purposes of subitem 19(2) of Schedule 1 to the Act, the amendments made by that Schedule apply to a proceeding mentioned in subsection 20(2) of the *Foreign Evidence Act 1994* in a court of any of the following States and Territories:
 - (a) Western Australia;
 - (b) South Australia;
 - (c) Tasmania;
 - (d) the Australian Capital Territory;
 - (e) the Northern Territory.
- (2) This section applies in relation to a proceeding that commences on or after 1 October 2021.

Schedule 1—Repeals

Foreign Evidence (Application of Amendments) Regulations 2011

1 The whole of the instrument

Repeal the instrument.