



**NOTICE TO THE PROFESSION**  
**and other Court users**

The Chief Justice has authorised the issue of the following notice.

**Re: Practice Note No. 4 of 2009: Judicial Review and Appeals List**

**1. Introduction**

1.1 Modified procedures in the new Judicial Review and Appeals List have developed over the first 9 months of its operation and certain personnel changes have occurred. It is desirable now to update the original Practice Note (No. 4 of 2008) to reflect and consolidate these developments. For ease of use, a substitute Practice Note (No. 4 of 2009) has been prepared. It will apply from 2 November 2009.

**2. Main changes**

- (a) References to Masters have been changed to references to Associate Judges.
- (b) Associate Justice Lansdowne has replaced Associate Justice Kings as one of the Associate Judges-in-Charge of the List.
- (c) New provisions in the *Coroners Act 2008* and the *Criminal Procedure Act 2009* for appeals on questions of law have been noted.
- (d) Parties are now encouraged to liaise with the Associate to the relevant Associate Judge-in-Charge to ensure that sufficient time is allocated for the first hearing in a proceeding.

- (e) The standard interlocutory directions have been modified. The main difference is that timetables will usually run forward from the first hearing rather than backward from the trial date. A template for the making of interlocutory directions at the first hearing has been included as an Annexure to the Practice Note.
- (f) Generally, the proceeding will be referred immediately after the first hearing to the Associate Justice responsible for listing in Court 4 for the fixing of a trial date.
- (g) Appeals from interlocutory orders of the Associate Judges in matters in the List should continue to be made returnable in the Practice Court. If the hearing is expected to occupy 2 hours or less, the appeal will generally remain in the Practice Court. The parties should liaise with the Practice Court Co-ordinator. They will need to attend in the Practice Court for the hearing of the appeal unless other arrangements are made and the parties are so advised.
- (h) Copies of written submissions filed in relation to the final hearing should be included in the court book.
- (i) Generally, a single, joint book of authorities should be prepared for the final hearing.

### **3. Further information**

Practitioners and other users of the Court are referred to Practice Note No. 4 of 2009 for further information.

Vivienne Macgillivray  
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27 October 2009