



Foreign Evidence (Transitional Provisions and Consequential Amendments) Act 1994

No. 43 of 1994

An Act to make transitional provisions and certain amendments relating to the *Foreign Evidence Act 1994*

[Assented to 15 March 1994]

The Parliament of Australia enacts:

Short title

1. This Act may be cited as the *Foreign Evidence (Transitional Provisions and Consequential Amendments) Act 1994*.

Commencement

2.(1) Sections 1, 2 and 5 commence on the day on which this Act receives the Royal Assent.

(2) Sections 3, 4 and 6 commence on the day on which Parts 2 and 6 of the *Foreign Evidence Act 1994* commence.

Repeal

3. Parts IIIB and IIIC of the *Evidence Act 1905* are repealed.

*Foreign Evidence (Transitional Provisions
and Consequential Amendments) No. 43, 1994*

Proceedings already begun

4.(1) Parts 2 and 6 of the *Foreign Evidence Act 1994* do not apply in relation to proceedings that began before the commencement of this section.

(2) A provision of the *Evidence Act 1905* that is repealed under section 3 of this Act continues to apply in relation to such proceedings.

Hearings already begun

5.(1) Part 3 of the *Foreign Evidence Act 1994* does not apply in relation to proceedings the hearing of which began before the commencement of that Part.

(2) Part 4 of the *Foreign Evidence Act 1994* does not apply in relation to proceedings the hearing of which began before the commencement of that Part.

(3) Part 5 of the *Foreign Evidence Act 1994* does not apply in relation to proceedings the hearing of which began before the commencement of that Part.

Proceedings in courts of the Australian Capital Territory

6. Subsection 3(2) of the *Foreign Evidence Act 1994* does not apply in relation to proceedings before a court of the Australian Capital Territory that began before the day fixed by Proclamation under that subsection.

[Minister's second reading speech made in—
Senate on 16 December 1993
House of Representatives on 2 March 1994]