

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 Parts IIIB and IIIC of the *Evidence Act 1905* are repealed.

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**(2)** A provision of the *Evidence Act 1905* that is repealed under section 3 of this Act continues to apply in relation to such proceedings.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