

Civil Dispute Resolution 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 23 July 2021

David Hurley

Governor‑General

By His Excellency’s Command

Michaelia Cash

Attorney‑General

Contents

1 Name 1

2 Commencement 1

3 Authority 1

4 Schedules 1

5 Definitions 1

6 Excluded proceedings 1

Schedule 1—Repeals 2

Civil Dispute Resolution Regulations 2011 2

1 Name

This instrument is the *Civil Dispute Resolution 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Note: This table relates only to the provisions of this instrument as originally made.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 in made under the *Civil Dispute Resolution Act 2011*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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 *Civil Dispute Resolution Act 2011*.

6 Excluded proceedings

For the purposes of subsection 17(1) of the Act, the following proceedings are prescribed:

(a) proceedings for a sequestration order under section 43 of the *Bankruptcy Act 1966*, if the act of bankruptcy relied on arose under paragraph 40(1)(g) of that Act;

(b) proceedings for an order under section 459A of the *Corporations Act 2001* to wind up a company in insolvency, if the application for the order relies on a failure by the company to comply with a statutory demand (within the meaning of that Act);

(c) proceedings for review of a decision of a Registrar of an eligible court.

Schedule 1—Repeals

Civil Dispute Resolution Regulations 2011

1 The whole of the instrument

Repeal the instrument.