

Bankruptcy Amendment (Service of Documents) Regulations 2022

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 31 March 2022

David Hurley

Governor‑General

By His Excellency’s Command

Amanda Stoker

Assistant Minister to the Attorney‑General  
Parliamentary Secretary to the Attorney‑General

Contents

1 Name 1

2 Commencement 1

3 Authority 1

4 Schedules 1

Schedule 1—Amendments 2

Bankruptcy Regulations 2021 2

1 Name

This instrument is the *Bankruptcy Amendment (Service of Documents) Regulations 2022*.

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 | The day after this instrument is registered. | 6 April 2022 |

Note: This table relates only to the provisions of this instrument as originally made.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 the *Bankruptcy Act 1966*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Bankruptcy Regulations 2021

1 Subsection 102(1) (note)

Omit “Note”, substitute “Note 1”.

2 At the end of subsection 102(1)

Add:

Note 2: The *Electronic Transactions Act 1999* deals with giving information in writing by means of an electronic communication.

3 At the end of section 102

Add:

(3) Paragraphs 9(1)(d) and (2)(d) of the *Electronic Transactions Act 1999* do not apply to documents that are required or permitted by the Act or this instrument to be given or sent to, or served on, a person.

Note: Paragraphs 9(1)(d) and (2)(d) of the *Electronic Transactions Act 1999* deal with the consent of the recipient of information to the information being given by way of electronic communication.