

District Court Rules referencing District Courts Act 1947

The following Rules reference the District Courts Act 1947, which has now been repealed. Use the table below to cross-reference the 1947 sections with the corresponding sections in the new District Court Act 2016.

Rule	Name	District Courts Act 1947	District Court Act 2016
1.4	Interpretation - Definition of enforce	Part 6 of "the Act"	Part 10
4.57	Interpretation - Definition of applicant	Section 94 or 111 of "the Act"	Section 179 or 211
4.57	Interpretation - Definition of claimant	Section 94 or 111 of "the Act"	Section 179 or 211
4.58	Right to interplead	Section 111 of "the Act"	Section 211
5.2(1)	Transfer under section 43 of the Act	Section 43(1) of "the Act"	Section 86
5.2(2)	Transfer under section 43 of the Act	Section 43(2) of "the Act"	Section 87
5.4	Transfer under section 46 of the Act	Section 46 of "the Act"	Section 94
5.5(4)	Non-complying documents	Part 6 of "the Act"	Part 10
7.45(3)	Application for injunction	Section 42(2) of "the Act"	Section 21
7.71 (6)	Arbitration by consent	Section 61 of "the Act"	Section 111
13.1(a)	Interpretation - Definition of unlawful occupier	Section 31(1) of "the Act"	Section 79
14.18(1)	Proceeding transferred from High Court	Section 47 of "the Act"	Section 95
16.34	Report under section 62 or 62A of Act	Section 62 or 62A of "the Act"	Section 113 , 114 or 115
16.35	Abandonment of excess if more than \$200,000 found due on taking of accounts	\$200,000 limit	Raised to \$350,000
16.35(2)	Abandonment of excess if more than \$200,000 due on taking of accounts	Section 37 of "the Act"	Section 81
19.2(4)	Sale of personal property	Section 79(1)(a) of "the Act"	Section 133
19.10(1)	Discharge of a person under section 98 of Act	Section 98 or 79(2) or 79(4) of "the Act"	Section 193 or 134 or 137
19.14(1)	Application for civil enforcement process	Part 6 of "the Act"	Part 10
19.15(1)(a)	Hearing in different place	Section 84D of "the Act"	Section 148
19.15(1)(b)(i)	Hearing in different place	Section 84C of "the Act"	Section 147
19.15(1)(b)(ii)	Hearing in different place	Section 84E of "the Act"	Section 149
19.15(3)	Hearing in different place	Section 108A of "the Act"	Section 208
19.16(1)	Non-appearance of judgment creditor or witness at	Sections 84EB and 84EC of "the Act"	Section 151 and Section 153

	assessment		
19.17(1)(a)	Record of assessment hearing	Sections 84D and 84EB of "the Act"	Section 148 and Section 151
19.17(1)(b)	Record of assessment hearing	Section 84EC of "the Act"	Section 153
19.18	Warrant of arrest	Section 84EA of "the Act"	Section 150
19.19	Review of Registrar's decision	Section 84N of "the Act"	Section 162
19.20(1)	Contempt of enforcement proceedings	Section 84O(3) of "the Act"	Section 163
19.20(4)	Contempt of enforcement proceedings	Section 84O(3) of "the Act"	Section 163
19.20(5)	Contempt of enforcement proceedings	Section 84OB(1) of "the Act"	Section 165
19.23	Interpretation - Definition of charging order	Section 96A of "the Act"	Section 184
19.24(3)	Application for charging order	Section 96A(1A) of "the Act"	Section 184
19.26	Value of property exceeding \$200,000	\$200,000 limit	\$350,000
19.39	Property other than land that may be charged	Section 96A(1A) of "the Act"	Section 184
19.56 (2)(a)	Bailiff to make inventory	Section 108A(1)(a) to (c) of "the Act"	Section 208
19.60(1)	Application for private sale	Section 89 of "the Act"	Section 172
19.72	Where debt exceeds \$200,000	\$200,000 limit	Raised to \$350,000
19.79	Order in other cases	\$200,000 limit	Raised to \$350,000
19.89(1)	Notice of claim	Section 93 of "the Act"	Section 178
19.107(1)	How documents may be sent	Part 6 of "the Act"	Part 10
19.107(1)(a)	How documents may be sent	Section 108A(1)(a) to (c) of "the Act"	Section 208
20.57(3)	Procedure on transfer of proceeding	Section 43 District Courts Act 1947	Section 86 and Section 87
21.1(4)	Proceedings on complaint of assault or rescue	Section 18 or 87 of "the Act"	Section 170 (assault clause s18 not carried over)
21.2(1)	Misconduct or neglect of officers	Section 19 or 105 of "the Act"	Section 70 and 204
21.2(2)	Misconduct or neglect of officers	Section 19 of "the Act"	Section 70
21.2(3)	Misconduct or neglect of officers	Section 105 of "the Act"	Section 204
21.3	Witnesses and costs	Sections 18 , 19 , 87 and 105 of "the Act"	Sections 70 , 170 , 204 (assault clause s18 not carried over)
21.4	Non-attendance, etc, of witness	Section 54 of "the Act"	Section 102
21.5(1)	Notice before imposing or enforcing fine	Section 54 of "the Act"	Section 102
21.5(2)	Notice before imposing or enforcing fine	Section 54 of "the Act"	Section 102
21.6(1)	Contempt of court	Section 112 of "the Act"	Section 212

21.7(2)	Enforcement of fine	Section 114 of "the Act"	Section 220
	Schedule 1		
2	Proceeding not started by notice of claim or where statement of claim or originating application filed under rule 2.7 of 2009 rules	Section 46 of "the Act"	Section 94
7	Proceeding transferred from High Court	Section 46 of "the Act"	Section 94