



NEW SOUTH WALES

7 August 2020

CHIEF MAGISTRATE'S MEMORANDUM NO. 15 COVID-19

ARRANGEMENTS FOR LOCAL COURT PROCEEDINGS - PARTIES FROM VICTORIA.

It is acknowledged that public health restrictions both in Victoria and New South Wales may have some impact on Victorian residents attending Local Court proceedings.

For the **period of the Victorian declared State of Emergency** the following arrangements are to apply to matters involving a party from Victoria:

For matters involving persons located/ residing in Victoria

1. The Court will not require people currently located/residing in Victoria to appear in person in any NSW Local Court proceedings, including parties, legal representatives, victims and witnesses. Alternative arrangements may be made for attendance wherever possible.
2. The Court appreciates there are exemptions under the relevant NSW Public Health Orders permitting persons to cross the NSW/ VIC border for the purposes of fulfilling a legal obligation or giving effect to a court order. It is a matter for those persons affected to determine whether they wish to rely on these exemptions in order to appear in NSW Local Court proceedings in person. However the court will not require that attendance.
3. A person currently located/residing in Victoria who does not wish to appear in person in NSW Local Court proceedings, must advise the court in writing as soon as possible to seek an adjournment or to make a request to appear via an alternative method. Where it is not possible to proceed without the physical attendance of the person, the matter will be adjourned beyond the period for the current Victorian State of Emergency.
4. Please see Chief Magistrate Memoranda 13 and 14 for advice of alternative methods of attendance.


Judge Graeme Henson AM
Chief Magistrate

