



New South Wales

Local Court Amendment (Jurisdiction) Bill 2025

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Local Court Act 2007* in relation to the Local Court's jurisdiction regarding subject matter. In particular, the amendments exclude from the jurisdiction of the Local Court proceedings for invasion of privacy or other privacy contravention, including proceedings for administrative review under the *Privacy and Personal Information Protection Act 1998*, section 55.

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 Amendment of Local Court Act 2007 No 93

Schedule 1[1] excludes proceedings for invasion of privacy or other privacy contravention, including proceedings for administrative review under the *Privacy and Personal Information Protection Act 1998*, section 55, from the jurisdiction of the Local Court.

Schedule 1[2] makes consequential amendments, including by providing that the regulations may prescribe certain proceedings for invasion of privacy or other privacy contravention not to be excluded from the Local Court's jurisdiction.

Schedule 1[3] inserts a transitional provision.

Schedule 2 Amendment of Civil and Administrative Tribunal Act 2013 No 2

Schedule 2 makes a consequential amendment.



New South Wales

Local Court Amendment (Jurisdiction) Bill 2025

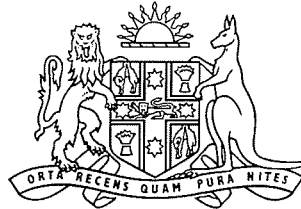
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This PUBLIC BILL, originated in the LEGISLATIVE COUNCIL and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

Legislative Council

Clerk of the Parliaments



New South Wales

Local Court Amendment (Jurisdiction) Bill 2025

No. , 2025

A Bill for

An Act to amend the *Local Court Act 2007* in relation to the Local Court's jurisdiction regarding subject matter; and for related purposes.

The LEGISLATIVE ASSEMBLY has this day agreed to this Bill with/without amendment.

Legislative Assembly

Clerk of the Legislative Assembly

Tabling copy

The Legislature of New South Wales enacts—	1
1 Name of Act	2
This Act is the <i>Local Court Amendment (Jurisdiction) Act 2025</i> .	3
2 Commencement	4
This Act commences on the date of assent to this Act.	5

Schedule 1 Amendment of Local Court Act 2007 No 93

[1] Section 33 Certain jurisdiction excluded

Insert after section 33(1)(c)—

- (d) proceedings for invasion of privacy or other privacy contravention, including proceedings for administrative review under the *Privacy and Personal Information Protection Act 1998*, section 55,

[2] Section 33(1A)

Insert after section 33(1)—

- (1A) Subsection (1)(d) does not apply to proceedings for invasion of privacy or other privacy contravention if the proceedings are of a class prescribed by the regulations for this subsection.
- (1B) Despite the *Civil and Administrative Tribunal Act 2013*, section 34D(1), subsection (1)(d) prevails to the extent of any inconsistency between that paragraph and the *Civil and Administrative Tribunal Act 2013*, Part 3A.

[3] Schedule 4 Savings, transitional and other provisions

Insert at the end of the schedule, with appropriate part and clause numbering—

Part Provision consequent on enactment of Local Court Amendment (Jurisdiction) Act 2025

Existing proceedings

- (1) If, immediately before the commencement, pending proceedings had been heard or partly heard, the pending proceedings may continue to be dealt with and determined by the Local Court as if the amendment Act had not commenced.
- (2) If, immediately before the commencement, pending proceedings had not commenced to be heard, from the commencement the pending proceedings are—
- (a) taken to have been commenced in the District Court, and
- (b) to be heard and determined in the District Court.
- (3) In this clause—

amendment Act means the *Local Court Amendment (Jurisdiction) Act 2025*.

commencement means the commencement of the amendment Act.

pending proceedings means proceedings for invasion of privacy or other privacy contravention, including proceedings for administrative review under the *Privacy and Personal Information Protection Act 1998*, section 55, commenced in the Local Court but not finalised.

Schedule 2 Amendment of Civil and Administrative Tribunal Act 2013 No 2

Section 34D Relationship of Part to this Act and other laws

Insert at the end of section 34D(1)—

Note— See the *Local Court Act 2007*, section 33(1B), which provides that, despite section 34D(1) of this Act, to the extent of any inconsistency between section 33(1)(d) of the *Local Court Act 2007* and section 34D(1) of this Act, section 33(1)(d) of the *Local Court Act 2007* prevails.

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