



**SUPREME COURT OF WESTERN AUSTRALIA
NOTICE TO PRACTITIONERS:**

**ELECTRONIC FILING IN CIVIL APPEALS
IN THE COURT OF APPEAL**

From Monday 3 May 2021 e-filing and e-lodgment using the eCourts portal is mandatory for all documents filed in civil appeals in the Court of Appeal unless the *Supreme Court (Court of Appeal) Rules 2005* (the **Appeal Rules**), the *Rules of the Supreme Court 1971* (the **RSC**) or the Consolidated Practice Directions provide otherwise.

E-filing and e-lodgment has been mandated via the *Supreme Court Rules Amendment (Court of Appeal) Rules 2021* (the **Amendment Rules**) which were published in the general edition of the *Government Gazette* on 30 March 2021, with the substantive provisions coming into operation on 3 May 2021.

For further explanation of the amendments please see the 'Notice to Practitioners: *Supreme Court Rules Amendment (Court of Appeal) Rules 2021*' dated 30 March 2021, which is in the downloads section under 'Court of Appeal Procedure' on the Court's website.

The rules in relation to e-filing and e-lodgment apply only to civil appeals and not to criminal appeals.

As far as possible the Amendment Rules adopt the e-filing provisions of the RSC (which are primarily contained in Order 67A) so that there is a consistent approach between the Court of Appeal and the General Division.

The Consolidated Practice Directions will also be updated to facilitate e-filing and e-lodgment in civil appeals in the Court of Appeal. In particular, please refer to Practice Directions 1.1.4 (par 4A) and 1.2.2 (pars 62 to 86).

Registered users of the eCourts portal may e-file documents, and pay any associated fees, via the eCourts portal.

Service obligations under the Appeal Rules are not replaced by the ability of a registered user to access documents via the eCourts portal.

Dated 28 April 2021.

A handwritten signature in black ink, reading "Michael J. Buss." The signature is written in a cursive style with a large initial 'M'.

The Hon Justice Michael Buss
President of the Court of Appeal of Western Australia