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## FIJI ISLANDS GOVERNMENT GAZETTE SUPPLEMENT

No. 31

FRIDAY 11th November

2005

[LEGAL NOTICE NO. 59]

### HIGH COURT ACT (CHAPTER 13)

#### HIGH COURT (AMENDMENT) (NO. 2) RULES 2005

IN exercise of the powers conferred upon me by Section 25 of the High Court Act, I hereby make the following Rules:

*Citation*

1.—(1) These Rules may be cited as the High Court (Amendment) (No. 2) Rules 2005 and shall come into force upon publication in the *Gazette*.

(2) In these Rules “the principal Rules” means the High Court Rules 1988.

*Repeal*

2. Rule 2 of the High Court (Amendment) Rules 2005 is repealed.

*Replacement of Order 3, Rule 5*

3. Order 3 rule 5 of the principal Rules is replaced by the following rule:

**“Notice of intention to proceed after 6 months delay (O.3, r.5)**

5. Where six months or more have elapsed since the last proceeding in a cause or matter, a party intending to proceed must give not less than one month’s notice of that intention to every other party.

An application on which no order was made is not a proceeding for the purpose of this rule.”

Made at Suva this 21st day of October 2005.

D. V. FATIAKI  
Chief Justice

#### CORRIGENDUM

“The Family Law Rules published as Legal Notice No. .... of 2005 was signed by the Chief Justice on 27th September 2005, thus the date provision on page 345 should read “MADE at Suva this 27th day of September 2005.”

“The Family Law Regulations published as Legal Notice No. 49 of 2005 was signed by the Hon. Attorney General and Minister for Justice on 7th October 2005, thus the date provision on page 297 should read “Made at Suva this 7th day of October 2005.”

R. NAWAQAKUTA  
First Parliamentary Counsel