
E Expert evidence reforms

This appendix contains a table setting out the sources for the expert evidence reforms summarised in table 11.3 of the report.

Table E.1 Expert evidence reforms

<i>Jurisdiction</i>	<i>Purpose clause</i>	<i>Requirement to seek directions of court</i>	<i>Express powers including limiting number of experts</i>	<i>Disclosure of contingency fee arrangements</i>	<i>Duties on experts — code of conduct</i>	<i>Provision for conferences and joint reports</i>	<i>Express power to direct parties to engage a single joint expert</i>	<i>Power for court to appoint own expert^b</i>	<i>Direct how expert evidence is to be given</i>
NSW	<i>r.31.17</i>	<i>r.31.19</i>	<i>r. 31.20</i>	<i>r. 31.22</i>	<i>r. 31.23 and Schedule 7</i>	<i>rr. 31.24 – 31.26 and Schedule 7</i>	<i>r. 31.37</i>	<i>r. 31.46</i>	<i>r. 31.35</i>
VIC	<i>s. 65F</i>	<i>s. 65G</i>	<i>s. 65H</i>	<i>s. 65P</i>	<i>ss. 16, 17, 20, 21, 23, 24, 25</i>	<i>ss. 65I and s65N</i>	<i>ss. 65H and s65L</i>	<i>ss. 65H and 65M.</i>	<i>s. 65K</i>
QLD	<i>r. 423</i>	<i>r. 427</i>	<i>r. 367(3)(e)</i>	..	<i>r. 426</i>	<i>r. 429B</i>	<i>r. 429G</i>	<i>r. 429G</i>	<i>PD 11 of 2012, para. 34</i>
SA	..	..	<i>r. 209(1)(d)</i>	<i>r. 160(5)</i>	<i>r. 160 and PD 5.4</i>	<i>r. 213</i>	..	..	<i>r. 213</i>
WA ^a	..	<i>O. 36A, r. 3</i>	<i>O. 36A, r. 5</i>	..	..	<i>O. 4A, r. 2(2)(k)</i>	..	<i>O. 40, r. 2^c</i>	<i>PD 4 of 2009, para. 28</i>
TAS ^a	..	..	<i>r. 460</i>	..	..	<i>r. 516</i>	..	..	<i>r. 516</i>
NT ^a	..	..	..	..	<i>PD 4 of 2009</i>	<i>r. 44.05 and PD 4 of 2009</i>	..	..	<i>r. 44.05</i>
ACT	<i>r. 1200</i>	<i>r. 1205</i>	<i>r. 1205</i>	..	<i>r. 1203</i>	<i>r. 1211</i>	<i>r. 1205</i>	<i>r. 1205</i>	<i>r. 1211</i>
Federal Court	..	..	<i>r. 5.04, item 16</i>	..	<i>PN CM 7</i>	<i>r. 5.04, item 16, r. 23.15</i>	<i>r. 5.04, item 17</i>	<i>r. 5.40, item 14, r. 23.01</i>	<i>r. 23.15</i>
Family Court	<i>r. 15.42</i>	<i>r. 15.51</i>	<i>r. 15.52</i>	..	<i>Division 15.5.5</i>	<i>r. 15.69</i>	<i>r. 15.44</i>	<i>r. 15.45</i>	<i>r. 15.70</i>

^a Refers to superior courts only. ^b Does not cover use of referees. ^c On the application of a party only.

Sources: Uniform Civil Procedure Rules 2005 (NSW); *Civil Procedure Act 2010* (Vic); Uniform Civil Procedure Rules 1999 (Qld); Practice Direction Number 11 of 2012 (Supreme Court of Queensland); Supreme Court Civil Rules 2006 (SA); Consolidated Practice Directions 2009 (Supreme Court of Western Australia); Rules of the Supreme Court 1971 (WA); Supreme Court Rules 2000 (Tas); Supreme Court Rules (NT); Practice Direction No 4 of 2009 (Supreme Court of the Northern Territory); Court Procedures Rules 2006 (ACT); Federal Court Rules 2011 (Cth); Practice Note CM 7 (Federal Court); Family Law Rules 2004 (Cth).

