



Magistrates Court of Western Australia

WARDEN'S COURT

Practice Direction Number 7 of 2022

1. This Practice Direction applies only to matters listed in the Warden's Court and to matters where the Warden is sitting administratively, as it sits in Perth, Western Australia. It does not apply to other fields.
2. The purpose of this Practice Direction is to assist in the efficient, expeditious and fair determination of disputes in the jurisdiction.

Covid-19

- 1 The Warden's Court will continue to sit during the expected increase in Coronavirus cases which are likely to occur after 5 February 2022.
- 2 Appropriate steps will be taken, however, to ensure, where possible, that any transmission of Coronavirus occurs in as limited a manner as possible.
- 3 To this effect, parties attending mention lists, are to act in a manner consistent with all WA State government mandates. In this respect persons attending the Wardens list on Fridays or, alternatively on Mondays, in a trial allocation list or at trials, are to attend and be masked.
- 4 Counsel appearing and addressing the Warden, or witnesses giving evidence, may remove their masks in the event it is necessary to ensure clear communication.
- 5 The sitting Warden reserves the power to exclude any person who fails to comply with the direction by the sitting Warden in respect of any Covid-19 consideration, or otherwise acts in a disruptive manner.
- 6 In the event it becomes necessary to conduct hearings by audio link, that will be attended to, and in such circumstances advance notice given where possible to the parties that that is going to occur.
- 7 In this respect, the parties ought have regard to the recent determination in ***Bullseye Mining Limited v West Australian Prospectors Pty Ltd*** [2022] WAMW 4.

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- 9 In respect of mention lists, where it becomes necessary to conduct the administrative business of the Warden's by way of electronic means or remote means, parties are strongly encouraged to confer and ensure that they are able to provide appropriate Minutes, in electronic form, well in advance of the mention dates.



Steven Heath
Chief Magistrate

Dated: 4/4/22