



Magistrates Court of Western Australia

WARDEN'S COURT

Practice Direction Number 2 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.

Interlocutory Applications

1. In matters where interlocutory applications are filed, the following is to occur:
 - a) An application with accompanying affidavit is to be filed and served;
 - b) The matter will be listed for first mention on a Monday no earlier than 14 days following the filing of the interlocutory application;
 - c) Prior to the first return on the application, the parties are to confer and agree programming orders, addressing:
 - i) Responsive evidence;
 - ii) Evidence in reply;
 - iii) Submissions by both parties.
 - d) In circumstances where programming orders have been agreed the initial mention date of the interlocutory proceeding can be adjourned and a date fixed for the determination of the hearing.
 - e) The first mention dates for interlocutory proceedings and the hearing dates for interlocutory proceedings are, where possible, to coincide with the trial listing allocation date.

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- f) In the event there is a need for an urgent hearing of an interlocutory application, the party responsible for the filing of the urgent interlocutory application is to provide a certificate of urgency and an explanation as to the need for urgency, supported by way of Affidavit.



Steven Heath
Chief Magistrate

Dated: 4/4/22