





## **Bankruptcy Amendment (Rules of Court) Regulation 2016**

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I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation.

Dated 24 March 2016

Peter Cosgrove  
Governor-General

By His Excellency's Command

George Brandis QC  
Attorney-General

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# Contents

1	Name.....	1
2	Commencement .....	1
3	Authority.....	1
4	Schedules.....	1
	<b>Schedule 1—Amendments</b>	<b>2</b>
	<i>Bankruptcy Regulations 1996</i>	<i>2</i>



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## 1 Name

This is the *Bankruptcy Amendment (Rules of Court) Regulation 2016*.

## 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. Sections 1 to 4 and anything in this instrument not elsewhere covered by this table	The day after this instrument is registered.	
2. Schedule 1	The later of: (a) the day after this instrument is registered; and (b) 1 April 2016.	

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

## 3 Authority

This instrument is made under the *Bankruptcy Act 1966*.

## 4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## Schedule 1—Amendments

### *Bankruptcy Regulations 1996*

**1 Subregulation 1.03(1) (definition of *FC (Bankruptcy) Rules*)**

Omit “*Federal Court (Bankruptcy) Rules 2005*”, substitute “*Federal Court (Bankruptcy) Rules 2016*”.

**2 Subregulation 1.03(1) (definition of *FCC (Bankruptcy) Rules*)**

Omit “*Federal Circuit Court (Bankruptcy) Rules 2006*”, substitute “*Federal Circuit Court (Bankruptcy) Rules 2016*”.

**3 Schedule 8 (table item 15, column headed “Person who must give the document to the Official Receiver”)**

Omit “7.05”, substitute “7.04”.

**4 Schedule 8 (table item 15, column headed “Period within which the document must be provided to the Official Receiver”)**

Omit “2 days (Rule 7.05)”, substitute “2 days after the order is entered (Rule 7.04)”.

**5 Schedule 8 (table item 22C, column headed “Period within which the document must be provided to the Official Receiver”)**

Omit “2 days after order made”, substitute “2 days after the order is entered”.

**6 Schedule 8 (table item 23, column headed “Period within which the document must be provided to the Official Receiver”)**

Omit “2 days”, substitute “2 days after the order is entered”.

**7 Schedule 8 (table item 26, column headed “Period within which the document must be provided to the Official Receiver”)**

Omit “2 days”, substitute “2 days after the order is made”.

**8 Schedule 8 (table item 27, column headed “Period within which the document must be provided to the Official Receiver”)**

Omit “2 days”, substitute “2 days after the order is made”.

**9 Schedule 8 (table item 28A, column headed “Period within which the document must be provided to the Official Receiver”)**

Omit “2 days”, substitute “2 days after the order is made”.

**10 Schedule 8 (table item 28C, column headed “Period within which the document must be provided to the Official Receiver”)**

Omit “2 days (Rule 10.05 of *FC (Bankruptcy) Rules* and of *FCC (Bankruptcy) Rules*)”, substitute “2 days after the order is made (regulation 10.11)”.

**11 Schedule 8 (table item 30, column headed “Period within which the document must be provided to the Official Receiver”)**

Omit “2 days (Rule 11.04 of FC (Bankruptcy) Rules and of FCC (Bankruptcy) Rules)”, substitute “2 days beginning on the day the order is made (subsection 244(14))”.

**12 Schedule 8 (table item 32, column headed “Person who must give the document to the Official Receiver”)**

Omit “(Rule 11.04 of FC (Bankruptcy) Rules and of FCC (Bankruptcy) Rules)”, substitute “(subsection 247(3))”.

**13 Schedule 8 (table item 32, column headed “Period within which the document must be provided to the Official Receiver”)**

Omit “2 days (Rule 11.04 of FC (Bankruptcy) Rules and of FCC (Bankruptcy) Rules)”, substitute “2 days beginning on the day the order is made (subsection 247(3))”.