

South Australia

Summary Procedure (Service) Regulations 2017

under the *Summary Procedure Act 1921*

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1—Short title

These regulations may be cited as the *Summary Procedure (Service) Regulations 2017*.

2—Commencement

These regulations will come into operation on the day on which the *Summary Procedure (Service) Amendment Act 2017* comes into operation.

3—Interpretation

In these regulations—
Act means the *Summary Procedure Act 1921*.

4—Exceptions to certain electronic forms of service and to electronic service of certain material

- (1) For the purposes of section 27 of the Act—
 - (a) a summons, notice or other document cannot be issued, given or sent to, or served on, a person by means of transmitting a text message or multimedia message between 2 or more mobile phones, or between fixed or portable devices over a phone network; and
 - (b) a summons, notice or other document cannot be issued, given or sent to, or served on, a person by email or some other electronic means if it includes any sensitive material within the meaning of section 67H of the *Evidence Act 1929*.
- (2) Subregulation (1)(b) does not apply if the sensitive material is issued, given or sent to, or served on, a person by a prosecuting authority in the exercise of its powers under Part 7 Division 10 of the *Evidence Act 1929*.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 19 December 2017

No 342 of 2017

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