

1990 - No. 91

**DUST DISEASES TRIBUNAL ACT 1989 - RULES**  
(Dust Diseases Tribunal Rules)

NEW SOUTH WALES



*[Published in Gazette No. 24 of 16 February 1990]*

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Dust Diseases Tribunal Act 1989, has been pleased to make the Rules set forth hereunder.

JOHN DOWD  
Attorney General.

---

**Citation**

1. These Rules may be cited as the Dust Diseases Tribunal Rules.

**Supreme Court rules to apply**

2. (1) Except as otherwise provided by these Rules, the rules of court of the Supreme Court apply to proceedings before the Tribunal and to matters in respect of which the Tribunal has Jurisdiction in the same way as they apply to proceedings before the Supreme Court and to matters in respect of which that Court has jurisdiction.

(2) The rules of court of the Supreme Court apply with necessary modifications and to the extent that they are not inconsistent with the Dust Diseases Tribunal Act 1989.

**Registrar may extend limitation period**

3. The registrar may exercise the functions of the Tribunal under sections 58–60 of the Limitation Act 1969.

**EXPLANATORY NOTE**

The rules of court of the Supreme Court currently apply to proceedings before the Dust Diseases Tribunal by virtue of section 33 of the Dust Diseases Tribunal Act 1989. The objects of these Rules are:

- (a) to continue the application of the Supreme Court Rules; and
- (b) to enable one of the Tribunal's functions to be exercised by the registrar of the Tribunal.

The function to be exercised by the registrar relates to the period within which claims for damages for dust diseases are required to be brought before the Tribunal. Those claims must be brought within a limitation period of 6 years unless the Tribunal orders in a particular case that the period be extended. The Rules authorise the registrar to order such an extension.

---