



## Family Court of Western Australia

# MODIFIED RULES AND FORMS

## Practice Direction (No. 5 of 2025)

### NOTING THAT:

- A. Amendments to the Family Law Act 1975 (Cth) commence on 10 June 2025.
- B. The Family Law Regulations 2024 (Cth) came into force on 1 April 2025.
- C. This Practice Direction is published pending the formal amendment of the Family Court Rules 2021 (WA) and the Court's Case Management Guidelines.

1. This Practice Direction applies from 10 June 2025.
2. To the extent of any inconsistency, this Practice Direction prevails over the Family Court Rules 2021 (the Rules) and the Court's Case Management Guidelines.
3. The following changes to the Rules apply:
  - a. in Rule 4, the reference to the "Family Law Regulations 1984 (Commonwealth)" in the definition of *regulations* should be read as referring to the "Family Law Regulations 2024 (Commonwealth)";
  - b. in Rule 4, the reference to "section 69ZM" in the definition of *child-related proceedings* should be read as referring to "subsection

102ND(6)";

- c. in Rule 44, subparagraph (b) is of no effect;
- d. in Rule 65, the reference to the "Family Law Regulations 1984 (Commonwealth) Parts III and IV" should be read as referring to the "Family Law Regulations 2024 (Commonwealth) Part 10 Divisions 4 and 5";
- e. in Rule 267(1)(d), the reference to the "Family Law Regulations 1984 (Commonwealth) regulation 7" should be read as referring to the "Family Law Regulations 2024 (Commonwealth) regulation 40";
- f. in Rule 530(3)(d), the reference to the "Family Law Regulations 1984 (Commonwealth) regulation 67N(2)" should be read as referring to the "Family Law Regulations 2024 (Commonwealth) regulation 34(2)";
- g. in Rule 547(1), the reference to the "Family Law Regulations 1984 (Commonwealth) regulation 67H(3)(b), 67K(b) or 67L(1)(b)" should be read as referring to the "Family Law Regulations 2024 (Commonwealth) regulation 31(b) or 32(1)(b)";
- h. in Rule 547(2), the reference to the "Family Law Regulations 1984 (Commonwealth) regulation 67L(1)(b)" should be read as referring to the "Family Law Regulations 2024 (Commonwealth) regulation 32(1)(b)";
- i. in Rule 548, the reference to the "Family Law Regulations 1984 (Commonwealth) regulation 67P(4)(b)" should be read as referring to the "Family Law Regulations 2024 (Commonwealth) regulation 36(4)(b)";
- j. in Rule 549(1), the reference to the "Family Law Regulations 1984 (Commonwealth) regulation 67Q(2)" should be read as referring to the "Family Law Regulations 2024 (Commonwealth) regulation 37(3)";
- k. in Rule 550, the reference to the "Family Law Regulations 1984 (Commonwealth)" should be read as referring to the "Family Law

Regulations 2024 (Commonwealth)";

l. in Rule 304, the reference to "Part VII Division 12A" should be read as referring to "Part XI Division 4"; and

m. in Rule 321, the reference to "section 117" should be read as referring to "sections 114UB and 114UC".

4. The following changes to the Case Management Guidelines (CMG) apply:

a. in CMG 13.5(c), the reference to "section 79(9)" should be read as referring to "section 79AA(9)";

b. in CMG 21.2(a), the reference to "a Form NP4 "Consent to Conduct Proceedings as Child-related Proceedings" Form" should be read as referring to "a Form NP4 "Consent to Conduct Proceedings as Child-related Proceedings and Property or Other Proceedings" Form";

c. in CMG 28.2(e)2, the reference to "s 79(4)(e)" should be read as referring to "s 79(5)";

d. CMG 49.2, 50 and 51.2 are of no effect;

e. in CMG 59.3(b), the reference to "section 79(4)(a), (b) and (c)" should be read as referring to "section 79(4)(a), (b), (c) and (ca)";

f. in CMG 59.3(c), the reference to "section 79(4)(e)" should be read as referring to "section 79(5)";

g. in CMG 59.3(d), the reference to "section 79(4)(d), (e), (f) and (g)" is to be read should be read as referring to "section 79(4)(ca), (d), (f) and (g) and section 79(5)"; and

h. in Schedule A of the CMG at paragraph 5, the reference to the "Family Law Regulations 1984" should be read as referring to the "Family Law Regulations 2024".

5. Effective 10 June 2025 the following forms have been modified and are approved for use in Western Australia:

i. Form 3 Application for Divorce

ii. Form 11 Application for Consent Orders

iii. Form NP6 Conciliation Conference Particulars

- iv. Form NP4 Consent to Conduct Proceedings as Child-related Proceedings.
6. From 1 July 2025 the earlier versions of the forms will no longer be accepted for filing.
7. For further information and to obtain interactive and electronic copies of the form and kit, parties are referred to the Court's website at [www.familycourt.wa.gov.au](http://www.familycourt.wa.gov.au).

A handwritten signature in blue ink that reads "G Sutherland". The signature is written in a cursive, flowing style.

The Honourable Justice Sutherland, Chief Judge  
Family Court of Western Australia

Dated: 9 June 2025