



**Law Council**  
OF AUSTRALIA

*Office of the President*

**19 April 2017**

Dr Albin Smrdel  
Assistant Secretary  
Courts, Tribunals and Administrative Law Branch  
Attorney-General's Department  
3-5 National Circuit  
Barton ACT 2600

By email: [statdec.review@ag.gov.au](mailto:statdec.review@ag.gov.au)

Dear Dr Smrdel,

**Review of the *Statutory Declarations Regulations 1993* (Cth)**

Thank you for the opportunity to provide input to the review of the *Statutory Declarations Regulations 1993* (Cth) (**the Regulations**).

The Law Council is grateful for the assistance of the NSW Bar Association in the preparation of these comments.

The Law Council considers that the category of 'legal practitioner' should remain in the list of persons in Schedule 2 before whom a statutory declaration can be made. However, the Law Council recommends that Item 103 in Part 1 of Schedule 2 be amended such that 'legal practitioner' is replaced with 'Australian legal practitioner'. This amendment would align the Regulations with the definitions used in the various state and territory legal profession legislation (apart from South Australia).

Further, Regulation 4(b) remains necessary, if only to accommodate *the Legal Practitioners Act 1981* (SA).

In the first instance, please contact Dr Natasha Molt, Senior Legal Advisor, at [natasha.molt@lawcouncil.asn.au](mailto:natasha.molt@lawcouncil.asn.au) or (02) 6246 3754, should you require further information.

Yours sincerely

**Fiona McLeod SC**  
**President**