

# Magistrates Courts

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## Practice Direction No. 16 of 2013

Amendment of Practice Direction No. 4 of 2009 – Recording Devices in Courtroom: Magistrates Court

Amendment of Practice Direction No.4 of 2004 – Recording Devices in Court Rooms

Repeal of Practice Direction No.5 of 2001 – Recording of Applications for Domestic Violence Orders

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1. Practice Direction 4 of 2004 is amended as follows:
  - a. Paragraph 1 by omitting the words “by officers of the Court”.
2. Practice Direction 4 of 2009 is amended as follows:
  - a. Paragraph 3 by omitting the paragraph and replacing it with the following:

“Queensland Courts encourage the profession to use available technology within courtrooms provided it does not interfere with recording of proceedings and does not interrupt court proceedings. The following provisions are subject to any contrary direction by the presiding Magistrate.”
  - b. Paragraph 9 by omitting the paragraph and replacing it with the following:

“The recording of court proceedings in accordance with, and subject to, the *Recording of Evidence Act 1962* is and will remain the authoritative record of proceedings.”
  - c. Paragraph 13 by omitting the paragraph and replacing it with the following:

“Except with the permission of the presiding magistrate (and save, obviously, for recording under the *Recording of Evidence Act 1962*, the recording referred to in paragraphs 10 and 11 above), any device capable of capturing or transmitting the proceedings of the court, aurally and/or visually, is not to be used for that purpose in a court room where proceedings are being conducted.”
3. Practice Direction No.5 of 2001 is repealed.

Judge Brendan Butler AM SC  
Chief Magistrate  
14 June 2013

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