



WARDEN'S COURT

MAGISTRATES COURT OF WESTERN AUSTRALIA

501 HAY STREET

PERTH WA 6000

CIRCULAR TO PRACTITIONERS

No. 5 of 2025

Dear Practitioners,

**RE: NOTIFICATION OF AN IMPORTANT QUESTION OF STATUTORY
CONSTRUCTION**

I refer to previous Circulars on this subject.

Noting the decision of her Honour Justice Seaward in *Richmond v Warden Thomas William McPhee* [2025] WASC 387, the practice is advised that matters previously impacted should now proceed.

Parties ought attend on the next listed mention date with a view to advancing matters by way of appropriate programming orders.

Delayed ballots will be conducted over the balance of this year.

A handwritten signature in blue ink, appearing to be 'TW McPhee'.

Warden TW McPhee

23 September 2025