

No. XVI.

QUARTER SESSIONS.

An Act to amend an Act of the Governor and Council intituled "*An Act for instituting Courts of General and Quarter Sessions in New South Wales.*" [13th June, 1834.]

Preamble.

WHEREAS by an Act of the Governor and Council passed in the tenth year of the reign of His late Majesty King George the Fourth intituled "*An Act for instituting and regulating Courts of General and Quarter Sessions in New South Wales*" provision is made for the nomination and appointment of a Chairman of the Quarter Sessions for the Districts of Sydney Parramatta Windsor Campbelltown and Maitland as therein is more particularly mentioned And whereas by another Act of the Governor and Council passed in the third year of the reign of His present Majesty King William the Fourth intituled "*An Act to consolidate and amend the Laws for the transportation and punishment of Offenders in New South Wales and for defining the respective powers and authorities of General Quarter Sessions and Petty Sessions and for determining the places at which the same shall be holden and for better regulating the summary jurisdiction of Justices of the Peace and for repealing certain Laws and Ordinances relating thereto*" provision is made for holding Courts of Quarter Sessions at Bathurst and such other places as the Governor should by Proclamation appoint and it is expedient to make further provision for appointing a Chairman to preside in the said respective Courts of Quarter Sessions at such places as last aforesaid Be it therefore enacted by His Excellency the Governor of the said Colony with the advice of the Legislative Council thereof That the Justices for the district of Bathurst shall appoint and nominate a person qualified to act as Chairman and transmit a minute thereof to the Colonial Secretary for the purpose of being laid before the Governor within the like time and in like manner as in and by the said first recited Act is directed and in like manner as if the district of Bathurst had been mentioned and included in the said first recited act and the person in whose favour the majority of the minutes of nomination shall appear shall be declared to be the Chairman of the Quarter Sessions of the said district of Bathurst.

Justices of the district of Bathurst empowered to nominate a Chairman of the Quarter Sessions for that district.

Governor may appoint a Chairman at distant places as often as expedient.

2. And be it further enacted That when and so often as it shall appear expedient to the Governor of the said Colony for the time-being to appoint Courts of General Quarter Sessions to be holden at such distant places in the said Colony at which the Chairman appointed as aforesaid cannot conveniently attend it shall and may be lawful for the said Governor and he is hereby authorized and empowered to nominate and appoint some fit and proper person being a Justice of the Peace to act as the Chairman of such Courts of General Quarter Sessions respectively and that the person or persons so respectively nominated and appointed by the said Governor to act as Chairman of such Courts of General Quarter Sessions respectively shall have and exercise the same jurisdiction and authority as the Chairman appointed pursuant to the provisions of the said recited Act or Ordinance passed in the tenth year of the reign of his late Majesty King George the Fourth.

Provision made for supplying the place of Chairman in case of death resignation illness &c.

3. And whereas no provision hath been made to supply the place of the said Chairman so to be appointed under the provisions of the said recited Act passed in the tenth year of the reign of His late Majesty

Imperial Act Adoption.

Majesty King George the Fourth in case of the death resignation removal or illness of the said Chairman during the year for which he shall be so appointed and declared as aforesaid and whereas it is expedient to provide for the same Be it therefore further enacted by the authority aforesaid That in case of the death resignation or removal of the Chairman so to be appointed and declared pursuant to the provisions of the said recited Act or Ordinance passed in the tenth year of His said late Majesty or of any other Chairman to be appointed for any other district of the said Colony under the provisions of this Act during the year for which he shall be so appointed and declared as aforesaid by reason whereof the place or situation of such Chairman shall become void or if from illness he shall be unable to attend to the duties of his said office that then and in every such case it shall and may be lawful to and for the Governor of the said Colony for the time-being and he is hereby empowered and authorized by any Notice in the *Government Gazette* duly issued for such purpose to nominate and appoint some other fit and proper person to act as Chairman of such General Quarter Sessions as aforesaid for the residue of the year for which such Chairman had been nominated and declared as aforesaid or during the illness of such Chairman and that the person so to be nominated and appointed by the Governor as aforesaid shall during the period for which he shall be so nominated and appointed to act as Chairman have such and the same power authority and jurisdiction as the said Chairman so to be appointed pursuant to the provisions of the said recited Act or Ordinance passed in the tenth year of the reign of His said late Majesty or of any other Chairman of any other district of the said Colony to be appointed pursuant to the provisions of this Act or Ordinance.
