



ANNO DECIMO QUINTO

VICTORIÆ REGINÆ.

No. 11.

An Act to alter the Fees payable to Witnesses in Criminal Cases.

[Assented to 26th December, 1851.]

WHEREAS, by a certain Ordinance passed on the seventeenth day of July, one thousand eight hundred and forty-six, No. 4. of 1846. "To provide for the payment of Allowances to Witnesses in Criminal Cases," provision was made for payments to Prosecutors and Witnesses according to a scale in the said Ordinance prescribed: And whereas it is expedient to alter such scale of payment,

Be it Enacted by the Governor of South Australia, with the advice and consent of the Legislative Council thereof, That from and after the passing of this Act, the Supreme Court shall be empowered to order payment to any Prosecutor or Witness in any of the cases in the said Ordinance mentioned of the compensation hereinafter provided in lieu of the compensation by such Ordinance provided; that is to say, for every such Prosecutor or Witness the sum of Three Shillings and Sixpence for every day such person shall duly attend the Court, until he shall be discharged, and the further sum of Sixpence per mile for every mile beyond five miles that any such person shall reside from the Court: Provided that if any such person shall be under the age of twelve years, the compensation to be paid to such person shall be Two Shillings for each day, and one half of the aforesaid allowance for mileage: And provided also, that such Court may allow to legally qualified Medical Practitioners

Scale of Fees to be altered.

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Supreme Court may
allow expenses to
Witnesses.

Practitioner attending as a Medical Witness a fee of One Guinea for every day any such last-mentioned Witness may attend under any subpoena or recognizance on behalf of the Crown, and may also allow for any duly qualified Interpreter attending as witness, such fee not exceeding Ten Shillings and Sixpence, for every day such Interpreter may attend under any subpoena on behalf of the Crown, as such Court may deem reasonable.

Allowance for passage
money from Port Lin-
coln and Guichen and
Rivoli Bays.

2. And be it Enacted, That it shall and may be lawful for the Supreme Court aforesaid to allow to any Prosecutor or Witness, residing at Port Lincoln, who may attend the said Court in any of the cases in the before-recited Ordinance mentioned, the sum of Four Pounds; and to any person residing at Guichen Bay or Rivoli Bay, the sum of Five Pounds, in the place of the sum of Sixpence per mile hereinbefore directed to be allowed for the passage of such person from any of the places aforesaid.

JOHN MORPHETT, Speaker.

*Passed the Legislative Council this Eleventh }
day of December, One Thousand }
Eight Hundred and Fifty-one.*

F. C. SINGLETON,
Clerk of Council.

In the name and on the behalf of Her Majesty I assent to this Act.

H. E. F. YOUNG,
Lieutenant-Governor.

Government House, Adelaide,
26th December, 1851.