



ANNO DECIMO-SEXTO

VICTORIÆ REGINÆ,

No. 13.

*By His Excellency SIR WILLIAM THOMAS DENISON, Knight,
Lieutenant-Governor of the Island of Van Diemen's Land
and its Dependencies, with the Advice and Consent of the
Legislative Council.*

*AN ACT to declare the Law in the case of the Chief
Justice of the Supreme Court of the Island of Van
Diemen's Land accepting the Office of Commissary in
the Vice-Admiralty Court in the said Island and the
Territories thereto belonging. [6th October, 1852.]*

WHEREAS by the Charter or Letters Patent under the Great Seal PREAMBLE.
of the United Kingdom of Great Britain and Ireland bearing date at
Westminster the fourth day of March in the first year of the reign of
His late Majesty King William the Fourth whereby the Supreme Court
of Van Diemen's Land was erected and established His said Majesty
did grant appoint and declare that no Judge of the said Court should
be capable of accepting taking or performing any other office or place
of profit or emolument on pain that the acceptance of any such office
or place as aforesaid should be and be deemed in law to be an avoidance
of his office of Judge and that the salary of such Judge should cease and
be deemed to have ceased accordingly from the time of the acceptance of
any such other office or place—AND WHEREAS the office of a
Commissary in or Judge of a Vice-Admiralty Court is incident
to the office of a Chief Justice of a British Colony and it is
expedient to prevent any doubt whether by reason of so much
of the said Charter or Letters Patent as is hereinbefore recited the
acceptance by the Chief Justice of the Supreme Court of Van Diemen's
Land of the office of Commissary in or Judge of the Vice-Admiralty
Court in Van Diemen's Land and the Territories thereto belonging
would be an avoidance of his said office of Chief Justice—BE IT
THEREFORE DECLARED AND ENACTED by His Excellency
16 Vict. No. 13.

Acceptance by
Chief Justice of
office of Judge of
Vice-Admiralty
Court not to avoid
office of Chief
Justice.

SIR WILLIAM THOMAS DENISON Knight Lieutenant-Governor of the Island of Van Diemen's Land and its Dependencies with the advice of the Legislative Council of the said Island that so much of the said Charter or Letters Patent as is hereinbefore recited shall not be deemed or taken to extend or apply nor shall extend or apply to any case in which the Chief Justice or Acting Chief Justice for the time being of the Supreme Court of Van Diemen's Land shall accept take or perform the office of Commissary in or Judge of the Vice-Admiralty Court in Van Diemen's Land and the Territories thereto belonging.

RICHARD DRY, *Speaker.*

Passed the Legislative Council this fifth day
of October, one thousand eight hundred
and fifty-two.

FR. HARTWELL HENSLOWE,
Clerk of the Council.

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

W. DENISON,
Lieut.-Governor.

Government House, Hobart Town,
6th October, 1852.