



1943.

ANNO SEPTIMO

GEORGII VI. REGIS.

No. 37.

ANALYSIS.

1. Short title.
2. Repeal of s. 53, 60 Vict. No. 48.
3. Amendment of 60 Vict. No. 48.
Section 54.
Section 123.

AN ACT to amend the *Local Courts Act 1896.* [19 October, 1943.]

A.D.
1943.

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 This Act may be cited as the *Local Courts Act 1943.*

Short title.

6d.]

Local Courts.

A.D. 1943.

2 Section fifty-three of the Principal Act is hereby repealed.Repeal of
section 53
of 60 Vict.
No. 48.Amendment
of 60 Vict.
No. 48,
Section 54.
Section 123.**3** The Principal Act is hereby amended—

I. By deleting the word “such” in the second line of section fifty-four thereof:

II. As to section one hundred and twenty-three thereof—

(a) By deleting the words “in point of law” to “evidence” in subsections (1) and (2) respectively: and

(b) By adding after subsection (2) the following new subsections (3) and (4)—

“ (3) Where the amount claimed in action, or the value of the goods or property taken in execution, does not exceed fifty pounds an appeal under this section shall be allowed only on the ground that—

I. The determination or direction of the court was erroneous in point of law: or

II. Evidence was wrongly admitted or rejected.

(4) Upon any such appeal the decision of the judge hearing the same shall be final and conclusive unless the Full Court or a judge on application by either party grants leave for an appeal to the Full Court.”.