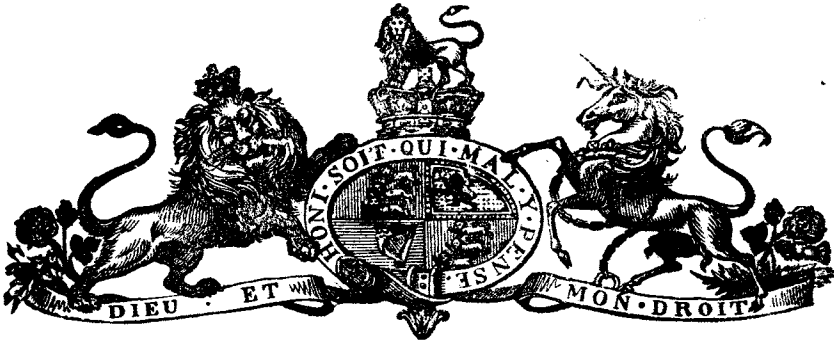


TASMANIA

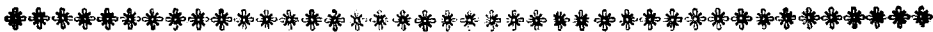


1878.

ANNO QUADRAGESIMO-SECUNDO

VICTORIÆ REGINÆ,

No. 10.



AN ACT to amend "The Bankers Law Amendment Act, 1874." A.D. 1878.
 [9 November, 1878.]

WHEREAS it is expedient to amend "The Bankers Law Amendment Act, 1874," in certain particulars:

PREAMBLE.
38 Vict. No. 9.

Be it therefore 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 An acceptance of a Bill of Exchange is not and shall not be deemed to be insufficient under the provisions of *The Mercantile Law Amendment Act, 1858*, by reason only that such acceptance consists merely of the signature of the drawee written on such Bill.

Acceptance of Bill of Exchange not insufficient where same consists merely of signature.
22 Vict. No. 3.

Nothing in this Section contained shall affect the validity or invalidity of any verdict or judgment recovered before the passing of this Act.

2 Sections Eight to Eleven, both inclusive, of "The Bankers Law Amendment Act, 1874," shall be and the same are hereby repealed.

Repeal of Sections 8 to 11 of 38 Vict. No. 9.

3 After the passing of this Act the several days mentioned in the Schedule (and which days are in this Act hereinafter referred to as bank holidays) shall be kept as close holidays; and all bills of exchange and promissory notes which are due and payable on any such bank holiday shall be payable, and in case of non-payment may be noted and protested on the next following day and not on such bank holiday, and any such noting or protest shall be as valid as if made on the day on which the bill or note was made due and payable; and for all the purposes of this Act the day next following a bank holiday shall mean the next following day on which a bill of exchange may be lawfully noted or protested.

Bills due on bank holidays to be payable on the following day.

4 When the day on which any notice of dishonour of an unpaid bill of exchange or promissory note should be given; or when the day on

Provision as to notice of dishonour

Bankers Law Amendment.

A.D. 1878.

and presentation
for honour.

which a bill of exchange or a promissory note should be presented or received for acceptance, or accepted or forwarded to any referee or referees, is a bank holiday, such notice of dishonour shall be given and such bill of exchange or promissory note shall be presented or forwarded on the day next following not being a bank holiday.

As to any pay-
ments on bank
holidays.

5 For the purposes of this Act no person shall be compellable to make any payment or to do any act upon any bank holiday which he would not be compellable to do or make upon the Lord's Day (commonly called *Sunday*), and the obligation to make such payment and do such act shall apply to the day following such bank holiday and not being a bank holiday, and the making of such payment and doing such act on such following day shall be equivalent to payment of the money or performance of the act on the holiday.

Appointment of
special bank
holidays by
notice in *Gazette*
of the Governor.

6 The Governor may from time to time, as he may think fit, by notice given in the *Gazette*, and in at least One newspaper published in *Hobart Town*, and in One newspaper published in *Launceston*, appoint a special day to be observed as a bank holiday, either throughout *Tasmania* or in any part thereof, or in any city, town, or district therein; and any day so appointed shall be kept as a close holiday in all banks within the locality mentioned in such notice, and shall, as regards bills of exchange and promissory notes payable in such locality, be deemed to be a bank holiday for all the purposes of this Act.

Day appointed
for bank holiday
may be altered by
Proclamation.

7 The Governor, when it is made to appear to the Governor in Council in any special case that in any year it is expedient that a day by this Act appointed for a bank holiday should not be a bank holiday, may declare, by Proclamation published in the *Gazette* not less than One week from the day appointed for such holiday, that such day shall not in such year be a bank holiday, and may appoint such other day as to the Governor in Council may seem fit to be a bank holiday, and thereupon the day so appointed shall in such year be substituted for the day appointed by this Act.

Courts to take
judicial notice of
the anniversary of
the Queen's
birthday.
Short title.

8 All Courts, Judges, and persons acting judicially shall take judicial notice of the anniversary of the birthday of Her Majesty and of every her successor.

9 This Act may be cited as "The Bankers Law Amendment Act, 1878."

SCHEDULE.

*Good Friday.*The day after *Good Friday*.*Easter Monday.*

And the following days when week days:—

The First day of *January*.

The birthday of Her Majesty or her successor for the time being.

The birthday of the Prince of Wales.

The Twenty-fifth day of *December*.The Twenty-sixth day of *December*.

When any of the days last above mentioned falls upon a *Sunday* the next following *Monday* shall be a bank holiday; and whenever the twenty-sixth day of *December* falls upon a *Monday* the day following shall be a bank holiday.