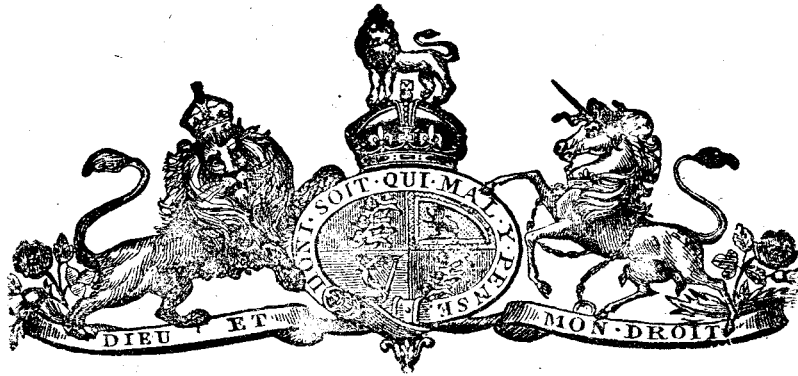


T A S M A N I A.



1921.

ANNO DUODECIMO

GEORGII V. REGIS.

No. 3.

ANALYSIS.

1. Short title and incorporation with 1 Geo. V. No. 20.
2. Repeal and re-enactment of Section 62 of the Principal Act.
Probate and letters of administration.
3. Amendment of Section 64 of the Principal Act.
Adoption.

AN ACT to further amend "The Evidence Act, 1910." A.D. 1921.
[21 September, 1921.]

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 Evidence Act, 1921," and shall be construed as one with "The Evidence Act, 1910" (in this Act referred to as the Principal Act). Short title and incorporation with 1 Geo. V. No. 20.

2 Section Sixty-two of the Principal Act is hereby repealed, and the following section substituted therefor :—

"**62**—(1) The probate of a will, or codicil, or letters of administration with the will or codicil annexed, obtained or having operation within Tasmania, shall be *prima facie* evidence of the original will or codicil upon all questions concerning real and personal estate, in like manner as if such original were produced and proved in due course of law. Repeal and re-enactment of Section 62 of the Principal Act.
Probate and letters of administration.
Cf. No. 2647 of 1915 (Vic.), s. 67.

Evidence Amendment.

A.D. 1921.

“(2) Every probate, letters of administration, or letters of administration with the will or codicil annexed, shall in all cases be *prima facie* evidence of the death and the date of the death of the testator or intestate.

“(3) In this section the expressions ‘probate,’ ‘letters of administration,’ or ‘letters of administration with the will or codicil annexed,’ include—

57 Vict. No. 4.

- i. An exemplification of probate, or of letters of administration, or of letters of administration with the will or codicil annexed, as the case may be, sealed by the Supreme Court of Tasmania in its ecclesiastical jurisdiction, or under ‘The Probate (Foreign) Act, 1893’:
- ii. Any document accepted as sufficient in lieu of such exemplification by the Supreme Court of Tasmania, and sealed by such court under the last mentioned Act.”

Amendment of
Section 64 of the
Principal Act
Adoption.

3 Section Sixty-four of the Principal Act is hereby amended by inserting at the end thereof the following subsection:—

- “(4)— i. A copy of a register or of any entry in a register, certified under the hand of the Registrar-General or his deputy: or
- ii. A certificate under the hand of such Registrar-General or his deputy, and sealed or stamped with the seal of his office—

11 Geo. V. No. 5.

relating to the adoption of any child under ‘The Adoption of Children Act, 1920,’ shall be evidence of the fact of the adoption of such child by the person or persons stated in such copy or certificate as having adopted such child, and of the date of such adoption as appearing in such copy or certificate.”