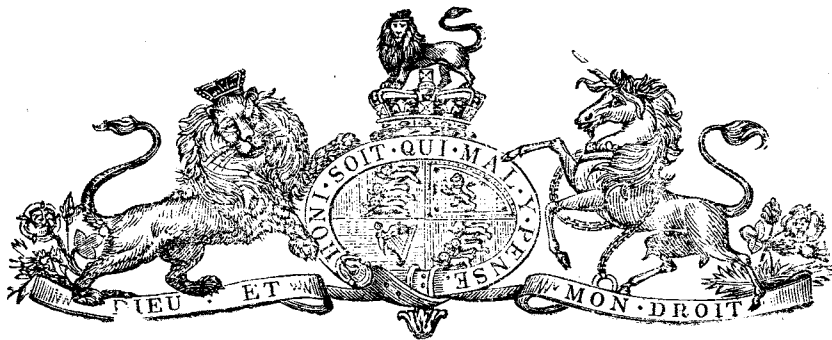


T A S M A N I A.



1900.

ANNO SEXAGESIMO-QUARTO

VICTORIÆ REGINÆ,

No. 31.

Amended by Act No. 31 of 1900

AN ACT to further amend "The Local Courts Act, 1896." [6 December, 1900.] A.D. 1900.

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 Amendment Act, 1900." Short title.

2 This Act shall come into operation on the First day of *January*, One thousand nine hundred and one. Commencement of Act.

3 In this Act, the expression "the said Act" shall mean "The Local Courts Act, 1896." Interpretation. 60 Vict. No. 48.

4 Section Seventeen of the said Act is hereby repealed, and in lieu thereof the following shall be and shall be deemed to be and may be cited as Section Seventeen of the said Act :— Substitution for Section Seventeen of the said Act.

"**17**—(1.) Sittings of the Supreme Court shall be held, at such times and places as the Governor may from time to time appoint, before a Judge of such Court for hearing and determining actions and proceedings in accordance with the provisions of this Act for the recovery of *4d.*" Jurisdiction of Supreme Court and Sittings thereof under this Act.

Local Courts Amendment.

A.D. 1900.

of debts and demands to an amount not exceeding Three hundred Pounds, and for hearing and determining actions of ejectment in accordance with the provisions of this Act.

(2.) If in any such place there shall be established a Court of Requests or a Court of General Sessions no action or proceeding shall be brought before a Judge of the Supreme Court for an amount equal to or less than the amount to which the jurisdiction of such Court of Requests or Court of General Sessions may have been limited and which might be brought in such Court of Requests or Court of General Sessions.

(3.) Whenever Sittings of the Supreme Court under this Act shall be discontinued at any place, any case or proceeding depending or any judgment recovered in that Court at such place under this Act may be continued and enforced in and by the Court having competent jurisdiction held under this Act nearest to such place as aforesaid."

Amendment of
Section 32 of
60 Vict. No. 48.

5 The word "Three" is hereby substituted for the word "One" in the last line of Section Thirty-two of the said Act.

Judges may
make rules.

6 The Judges of the Supreme Court may, in accordance with the provisions of the said Act, from time to time make, alter, or annul General Rules of Practice fixing the Court fees and the fees and charges as between party and party to be paid to practitioners for appearing and acting in any Court in all actions and proceedings for the recovery of debts and demands to an amount exceeding One hundred Pounds and not exceeding Three hundred Pounds.

Number of the
Jury.

7 Whenever there are any Jury trials where the debt or demand exceeds One hundred Pounds, or the value of any land or hereditaments, possession whereof is sought, exceeds One hundred Pounds, Five Jurymen shall be empanelled and sworn in each action to give their verdict; and either of the parties to such action shall be entitled to his lawful challenge for cause against all or any of the said Jurors in like manner as he would be entitled in the Supreme Court in any other Jurisdiction, and to a peremptory challenge against Three Jurors; and the verdict of such Five Jurymen, if they agree, shall be the judgment of the Court; and if after being One hour in deliberation they cannot agree, then the verdict of Four of them shall be the judgment of the Court; and if after deliberation for Three hours Four cannot agree, the Jury shall be discharged, and the action may be tried again at such time as the Court may think fit to order.

Acts to be read
together.

8 This Act and the said Act and every Act amending the said Act shall be read and construed together as one Act.