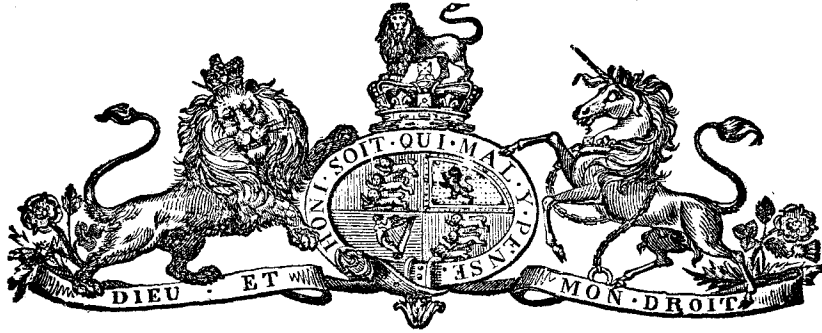


T A S M A N I A



1867.

ANNO TRICESIMO-PRIMO

VICTORIÆ REGINÆ,

No. 11.



AN ACT to amend *The Magistrates Summary Procedure Act.* [11 October, 1867.]

**W**HEREAS it is expedient to amend *The Magistrates Summary Procedure Act*: 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:—

PREAMBLE.  
19 Vict. No. 8.

**1** Proof of the service of any Summons issued under *The Magistrates Summary Procedure Act* may be made either by affidavit on oath sworn before any Justice of the Peace, or by *vivâ voce* testimony.

Proof of the service of Summons.

**2** In every case where by any Act proceedings are directed to be taken in accordance with the provisions of *The Magistrates Summary Procedure Act* any recognizance is authorised to be taken under such first-mentioned Act, such recognizance may, in case the condition thereof is broken or not complied with, be certified as forfeited, and be proceeded on as a forfeited recognizance under the provisions of the Act of Council of the 12th *Victoria*, No. 13, in like manner as any forfeited recognizance to be of good behaviour is thereby directed to be proceeded upon, and the Certificate endorsed on any such forfeited recognizance shall be deemed sufficient *primâ facie* evidence of such condition having been broken or not complied with.

Recognizances taken under Acts directing proceedings to be taken under 19 Vict. No. 8, if forfeited, to be proceeded upon under 12 Vict. No. 13.

**3** This Act and *The Magistrates Summary Procedure Act* shall be read and construed together as one and the same Act.

Acts to be read together.

**4** This Act may be cited as "The Magistrates Summary Procedure Act, No. 2."

Short Title.

