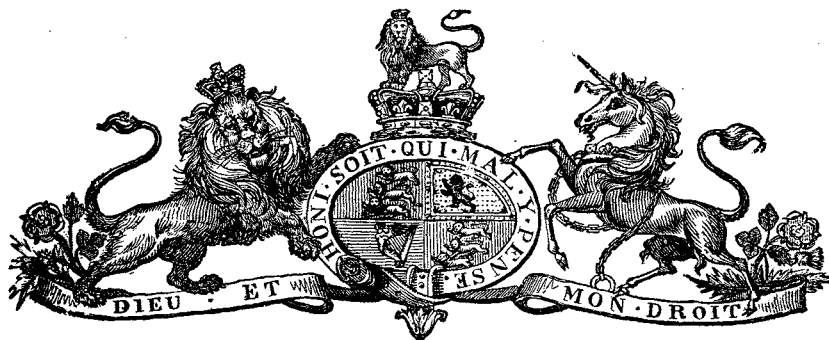


T A S M A N I A.



1856-7.

ANNO VICESIMO

VICTORIÆ REGINÆ,

*see 21 O. R. 148*

No. 27.

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AN ACT to provide for the Distribution of Penalties awarded by Magistrates upon Summary Convictions until 1st August, 1858.

[5 June, 1857.]

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1 Section 38 of *The Magistrates Summary Procedure Act* is hereby repealed, and in lieu thereof the following enactment shall be substituted; that is to say—

The Penalty awarded by a Justice or Justices of the Peace shall in all cases (except where otherwise provided by any Law) be applied to the use of Her Majesty, Her Heirs and Successors, in aid of the General Revenue, or, at the discretion of the Convicting Justice or Justices, any portion not exceeding one moiety thereof shall be applied to the use of the Informer or person prosecuting, and the remainder to the use of Her Majesty, Her Heirs and Successors, in aid of the General Revenue.

Appropriation Clause of 19 Vict., No. 8, repealed, and other Appropriation substituted.

*see 10. G. A. 106.*

And the foregoing enactment shall henceforth have the same force and effect as if the same were contained in "*The Magistrates Summary Procedure Act*," instead of the said 38th Section.

Payment of  
portion of Penalty  
to Informer to be  
discretionary.

**2** Where, by any Law now in force in this Colony, any Penalty recoverable before a Justice or Justices of the Peace in a summary way is directed to be applied or distributed, one moiety, or any other portion thereof, to the use of Her Majesty, Her Heirs and Successors, or in aid of the General Revenue, and the other moiety, or any other portion thereof, to the use of the Informer or person prosecuting, such Penalty shall henceforth be applied to the use of Her Majesty, Her Heirs and Successors, in aid of the General Revenue, or, at the discretion of the Convicting Justice or Justices, any portion, not exceeding one moiety thereof, shall be applied to the use of the Informer or person prosecuting, and the remainder to the use of Her Majesty, Her Heirs and Successors, in aid of the General Revenue.

Short Title.

**3** In referring to this Act it shall be sufficient to use the expression "*The Penalties Distribution Act*."

**4** This Act shall continue in force until the First day of *August*, One thousand eight hundred and fifty-eight.

*Made permanent by D. O. McH*