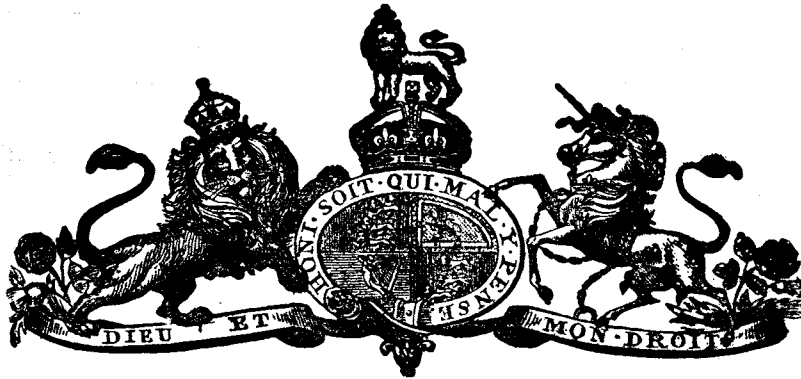


T A S M A N I A.



1917.

ANNO OCTAVO

GEORGII V. REGIS.

No. 18.

ANALYSIS.

- | | |
|---|--|
| <ul style="list-style-type: none"> 1. Short title. 2. Jurisdiction of Supreme Court to be exercisable by the Court or a judge. 3. If exercised by a single judge, appeal to lie. 4. Saving. | <ul style="list-style-type: none"> 5. Place of trial, &c., in discretion of Court or judge. 6. Amendment of Section 13 of 18 Vic. No. 9. 7. Amendment of Section 1 of 19 Vic. No. 23. |
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AN ACT to facilitate the Administration of ^{A.D.} 1917.
 Justice in the Supreme-Court, and for other
 purposes. [23 November, 1917.]

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 Supreme Court Act, 1917."

Short title

2 Notwithstanding any law to the contrary, the jurisdiction of the Supreme Court and all the powers and authorities of such Court in every jurisdiction thereof shall be exercisable by the Supreme Court or by a single judge thereof.

Jurisdiction of Supreme Court to be exercisable by the Court or a judge.

39 CLR 595

4d.]

Administration of Justice (Supreme Court).

A.D. 1917.

—
 If exercised by a
 single judge
 appeal to lie.

39clh. 595-

3—(1) In the case of a single judge exercising the jurisdiction of the Supreme Court, either with or without a jury, an appeal shall lie to the Supreme Court from any judgment, decree, order or decision of such judge.

(2) Where the judgment, decree, order or decision appealed from is one which, before this Act, could not have been made by a single judge, the practice on appeal shall be as nearly as practicable that existing in England immediately prior to the enactment of "The Judicature Act, 1873;" otherwise the practice on appeal shall remain as it now is.

Saving.

4 Nothing in this Act contained shall affect the law relating to jurors and juries, or any law whereby the parties to any cause may leave the decision of any issue of fact to the Court.

Place of trial,
 &c., in dis-
 cretion of Court
 or judge.

5 The place of trial or hearing of any suit, action, cause or proceeding in any jurisdiction of the Supreme Court shall be in the discretion of that Court or a judge thereof, and may at any time be changed by order of the Court or judge.

Amendment of
 Section 13 of 18
 Vic. No. 9.

6 Section Thirteen of "The Common Law Procedure Act" is hereby amended by omitting therefrom the proviso thereto, and substituting therefor the following words:—

"Declarations and pleadings may be filed or delivered, and actions may be set down for trial, in vacation: Provided that no declaration or pleading after declaration shall be filed or delivered between the Eighteenth day of December in any year and the following Eighteenth day of January in the succeeding year, and between such dates time shall not run."

Amendment of
 Section 1 of
 19 Vic. No. 23.

7 Section One of the Act 19 Victoriae No. 23, intituled "An Act to facilitate the Administration of Justice in the Supreme Court," is hereby amended by omitting therefrom the proviso thereto.