



COMMON LAW PROCEDURE ACT (REPEAL) ACT 1985

No. 119 of 1985

TABLE OF PROVISIONS

1. Short title.
2. Repeal of *Common Law Procedure Act 1854*.
3. Amendment of section 11 of *Supreme Court Civil Procedure Act 1932* (Miscellaneous rules of law).

AN ACT to repeal the Common Law Procedure Act 1854 and to amend the Supreme Court Civil Procedure Act 1932.

[Royal Assent 28 November 1985]

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 *Common Law Procedure Act (Repeal) Act 1985*.

Short title.

2—The *Common Law Procedure Act 1854** is repealed.

Repeal of
*Common Law
Procedure
Act 1854*.

* 18 Vict. No. 9. For this Act, as amended to 1st November 1979, see the continuing Reprint of Statutes.

Amendment of
section 11
of *Supreme
Court Civil
Procedure
Act 1932*
(Miscellaneous
rules of law).

3—Section 11 of the *Supreme Court Civil Procedure Act 1932*[†] is amended by inserting the following subsection after subsection (14):—

(14A) Every tenant to whom there is delivered any writ in ejectment for the recovery of premises demised to or held by him, or to whose knowledge any such writ comes, shall forthwith give notice of that writ to his landlord, bailiff, or receiver, and, if he fails so to do, he shall be liable to forfeit to the person of whom he holds the premises an amount equivalent to the value of 3 years' improved or rack rent of the premises, to be recovered by action in the Court.

[†] 23 Geo. V No. 58. For this Act, as amended to 1st September 1977, see the continuing Reprint of Statutes. Subsequently amended by No. 52 of 1979, Nos. 9, 34, and 99 of 1982, Nos. 29 and 39 of 1984, and Nos. 2 and 73 of 1985.