

TASMANIA.



1936.

ANNO PRIMO

EDWARDI VIII. REGIS ET
PRIMO GEORGII VI. REGIS.

No. 54.

ANALYSIS.

1. Short title.
2. Amendment of 17 Geo. V. No. 47, s. 20.

AN ACT to amend the Estate Agents Act 1926.
[23 December, 1936.]

A.D.
1936.
—

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 *Estate Agents Act 1936*. Short title.

6d.]

Estate Agents.

A.D. 1936.

Amendment
of 17 Geo.
V. No. 47, s. 20.

2 The Principal Act is hereby amended by inserting at the end of section twenty thereof the following new subsections (3) to (6) :—

“(3) Where the Treasurer is satisfied that there are, or probably will be, several claims against the obligor under such bond, the Treasurer, in order to avoid a multiplicity of actions and to ensure, if necessary, a rateable distribution of the moneys secured by such bond amongst the several claimants, may require the obligor to pay such moneys to the Registrar of the Supreme Court for the determination by that Court of the claims in respect thereof, and thereupon all actions against the obligor in respect thereof shall be stayed.

(4) A judge shall have jurisdiction in a summary way to hear and determine all claims on the bond against the obligor and to direct the payment and distribution of the amount paid into Court after the payment thereof of any costs and expenses to and amongst the claimants according to the amounts of their respective claims, as the same shall be determined by the judge, and rateably in case the total amount of such claims exceed the amount available for payment and distribution.

(5) The judge may, by order, appoint a time within which claims shall be lodged with the Registrar of the Court, and after the expiration of which no claim shall be maintainable against the obligor unless the judge otherwise directs.

(6) Except as otherwise prescribed, the judge may give such directions for the conduct of the proceedings and make such orders, including orders for the payment of the costs of the proceedings, and of any action against the obligor which has been stayed or discontinued, and of any party thereto, as he may think fit.”