



LOCAL COURTS AMENDMENT ACT (No. 2) 1983

—
No. 79 of 1983
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AN ACT to amend the Local Courts Act 1896.

[Royal Assent 11 January 1984]

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 *Local Courts Amendment Act (No. 2) 1983*. Short title.

Commence-
ment.

2—(1) This section and section 1 shall commence on the day on which this Act receives the royal assent.

(2) Except as provided in subsection (1), this Act shall commence on a day to be fixed by proclamation.

Principal Act.

3—In this Act, the *Local Courts Act 1896** is referred to as the Principal Act.

Amendment of
long title to
Principal Act.

4—The long title to the Principal Act is amended by omitting “\$200” and substituting “\$5 000”.

Amendment of
section 13 of
Principal Act
(Alteration of
maximum
amount of
jurisdiction
of court).

5—(1) Section 13 (1) of the Principal Act is amended by omitting paragraph (a) and substituting the following paragraph:—

(a) in the case of a court that is held before a commissioner who is a practitioner, \$5 000; and

(2) Section 13 of the Principal Act is further amended by omitting subsections (2) and (3).

Amendment of
section 123 of
Principal Act
(Appeal to
Supreme
Court).

6—(1) Section 123 (3) of the Principal Act is amended by omitting “such sum as is specified in relation thereto under subsection (3A)” and substituting “the sum of \$1 000,”.

(2) Section 123 of the Principal Act is further amended by omitting subsection (3A).

Provision with
respect to trial
of actions
removed to the
Supreme Court
pursuant to
section 13 (2)
of the Principal
Act.

7—Where the Supreme Court has not, before the day fixed by proclamation under section 2 (2) of this Act, commenced or finished the trial of an action that, before that day, was removed to the Supreme Court pursuant to section 13 (2) of the Principal Act, the Supreme Court shall, as the case requires, commence or finish the trial of that action as if section 5 (2) of this Act had not commenced.

* 60 Vict. No. 48. For this Act, as amended as at 1st July 1977, see the continuing Reprint of Statutes. Subsequently amended by No. 99 of 1982 and No. 47 of 1983.