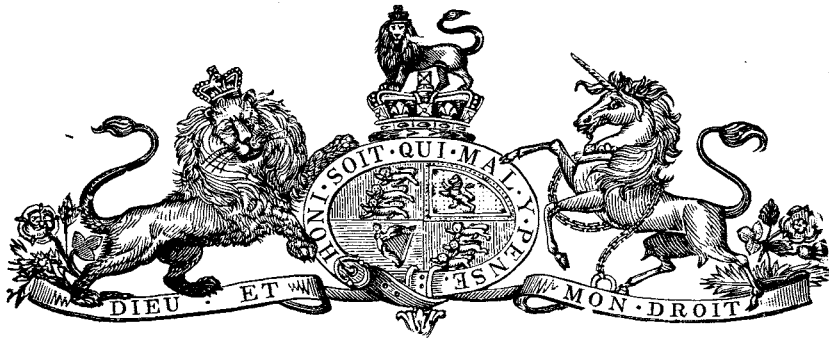


T A S M A N I A.



1902.

ANNO SECUNDO

EDWARDI VII. REGIS,

No. 10.

AN ACT to amend "The Legal Practitioners Act, 1896." A.D. 1902.
[1 November, 1902.] —

WHEREAS it is desirable that the law of each of the States of the Commonwealth of *Australia* be so amended that any person who is a barrister, or a solicitor, or a barrister and solicitor of the Supreme Court of any such State, may, subject to certain conditions, be admitted to practise in the Supreme Court of any other State :

Be it therefore 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 Legal Practitioners Amendment Act, 1902." Short title.

2 In this Act the words "the said Act" shall mean "The Legal Practitioners Act, 1896." Interpretation.
60 Vict. No. 43.
4d.]

Legal Practitioners Amendment.

A.D. 1902.

Admission of
practitioners of
other States.

3 Any person who is a barrister, or a solicitor, or a barrister and solicitor of the Supreme Court of any State in the Commonwealth of *Australia* to which this Act applies, may be admitted as a practitioner of *Tasmania*, subject to the following conditions:—

i. Any solicitor or barrister and solicitor seeking admission to practise as a practitioner in *Tasmania*, shall—

(a) Have served Five years under articles to a solicitor or barrister and solicitor; or

(b) Be a graduate of the University of *Tasmania*, or of any University recognized by the University of *Tasmania*, and have served at least Three years under articles to a solicitor or barrister and solicitor; or

(c) Have become qualified to practise as a barrister and solicitor in *Victoria*, under the Legal Profession Practice Acts, 1891, and any Act amending the same, of the State of *Victoria*, and have served there for Three years under articles to a solicitor or a barrister and solicitor; or

(d) Have practised on his own account in any State as a solicitor or barrister and solicitor for at least Three years immediately preceding his application for admission.

ii. Any barrister seeking admission to practise as a practitioner in *Tasmania*, shall have practised in a State of the Commonwealth for at least Three years immediately preceding his application for admission.

iii. The applicant shall give the notices and pay the fees mentioned in the said Act, and shall produce evidence of his admission in the Supreme Court in his State, together with—

(a) A certificate from the proper authority of his State stating that his name is still on the roll of the Supreme Court, and has never been removed therefrom, and that no order has ever been made directing him to be suspended from practising; and

(b) One or more certificates of fitness and character signed by one of the Judges of the Supreme Court of his State, and by the Attorney-General or other principal law officer of such State; and

(c) An affidavit from the applicant that he has never been bankrupt or insolvent, or made a composition or arrangement with his creditors, or if he has been bankrupt or insolvent, or made such a composition or arrangement, an affidavit stating the facts, with dates, and showing that a complete discharge from his debts has been granted to him.

Legal Practitioners Amendment.

- iv. Except as hereinafter provided, any person applying to be admitted hereunder shall, before being admitted as a practitioner in *Tasmania*, have ceased to practise in any other State. A.D. 1902.

4 If a barrister or solicitor or barrister and solicitor, admitted as a practitioner in *Tasmania*, is for misconduct struck off the rolls or suspended from practice in any State, he shall, upon proof thereof to the satisfaction of a Judge, be struck off or suspended for a similar period in *Tasmania*. Barrister, &c., struck off roll in his State, to be struck off in *Tasmania*.

5 The provisions of this Act shall not deprive any person who is entitled to apply to be admitted as a practitioner and to be admitted as such in this State under the provisions of the said Act from so applying and being admitted. Saving as to existing rights.

6 Where the Governor is satisfied, on the report of the Attorney-General of *Tasmania*, that a similar Act to this Act has been passed by the legislature of any State in the Commonwealth of *Australia*, providing for the admission of practitioners of *Tasmania* as barristers, or as solicitors, or as barristers and solicitors to practise in such State, the Governor may, by Proclamation to be published in the *Gazette*, order that this Act shall, so long as such a Law remains in force in such State, apply to all persons from such State who seek admission to practise by virtue of this Act in *Tasmania*, and this Act shall apply accordingly. Application of Act to other States.

7 This Act and the said Act shall be read and construed together as one and the same Act. Acts to be read together.

