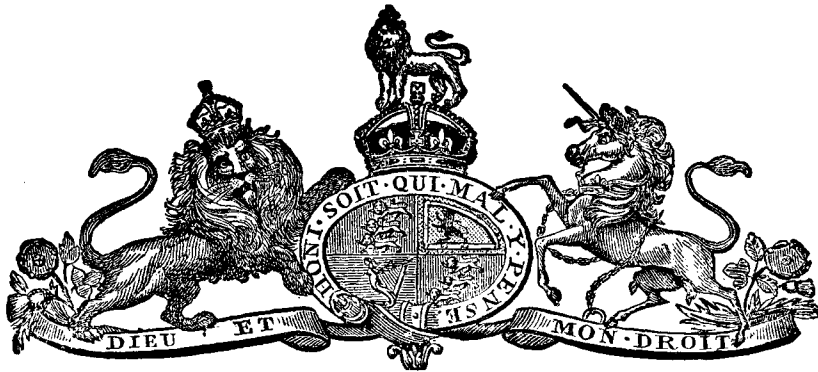


T A S M A N I A.



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A N N O T E R T I O  
G E O R G I I V . R E G I S .

No. 27.

A N A L Y S I S .

1. Short title and incorporation with 19 Vict. No. 8
2. Amendment of Section 1 of Principal Act.
3. Alleged defect or variance in information, &c. Amendment. Adjournment.
4. Amendment of Section 3 of Principal Act.

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A N A C T to further amend "The Magistrates' Summary Procedure Act." A.D. 1912.  
[17 December, 1912.]

**B**E 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 Magistrates' Summary Procedure Amendment Act, 1912," and shall be construed as one with "The Magistrates' Summary Procedure Act" (hereinafter called "the Principal Act") and every amendment thereof.

Short title and incorporation with 19 Vict. No. 8.

**2** Section One of the Principal Act is hereby amended by omitting the last proviso thereof.

Amendment of Section 1 of Principal Act.

*Magistrates' Summary Procedure Amendment*

A.D. 1912.

**3** After Section One of the Principal Act the following section is inserted:—

Alleged defect or  
variance in  
information, &c.

“**1a**—(1) No objection shall be taken or allowed to any information, complaint, or summons for any alleged defect therein in substance or in form, or for any variance between it and the evidence adduced at the hearing in support thereof; and the justice or justices present and acting at the hearing shall at all times make any amendment necessary to determine the real question in dispute, or which may appear desirable.

Amendment.

Adjournment.

“(2) If any such defect or variance shall appear to such justice or justices to be such that the defendant has been thereby deceived or misled, it shall be lawful for such justice or justices, upon such terms as he or they think fit, to adjourn the hearing of the case to some future day.”

Amendment of  
Section 3 of  
Principal Act.

**4** Section Three of the Principal Act is hereby amended by omitting from lines Twenty-two and Twenty-three the words “but if any such variance shall appear to the justice or justices present and acting at such hearing,” and substituting therefor the words “and the justice or justices present, and acting at the hearing, shall at all times make any amendment necessary to determine the real question in dispute, or which may appear desirable; and if any such defect or variance shall appear to such justice or justices.”