

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

W. S. MOWLE,
Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 19 November, 1918.

New South Wales.



ANNO NONO

GEORGI V REGIS.

Act No. , 1918.

An Act to authorise judges to make rules regulating the practice and procedure of proceedings to which poor persons are parties, and the costs and fees payable in such proceedings; to amend certain Acts; and for purposes consequent thereon or incidental thereto.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Poor Persons Legal Remedies Act, 1918."

*Poor Persons Legal Remedies.***2.** For the purposes of this Act—

Definition.

5 The expression "Poor person" means any person who satisfies a judge of the Supreme Court (in the case of legal proceedings in that court) or a District Court judge (in the case of legal proceedings in that court) that he is not worth fifty pounds (excluding his wearing apparel, tools of trade, and the subject-matter of the legal proceedings to which he is a party), or

10 such larger sum as the judge, under special circumstances, may direct.

"Prescribed" means prescribed by rules of court made under this Act.

3. (1) Rules of Court for the following purposes Rules.
15 may be made:—

For the purpose of—

- (i) enabling persons to take, or defend, or be a party to, proceedings in the court as poor persons; and
- 20 (ii) regulating the practice and procedure, and all matters relating to fees and costs, in connection with such proceedings.

(2) In the case of such proceedings in the Supreme Supreme Court.
25 Court, such rules may be made by the judges thereof or any three of them.

In the case of such proceedings in the District Court, District Court.
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(3) All such rules shall, immediately after the Rules to be laid before Parliament, who may disallow any of them.
30 making thereof, be laid before both Houses of Parliament, if then sitting, or if not, within ten days of the next sitting thereof; and if either of the said Houses, by any resolution passed within thirty days after such rules have been so laid before it, resolves that any such rule, or any part thereof, ought not to continue in force, then

35 such rule or part shall immediately cease to be binding.

4. (1) A cause to which a poor person is a party shall not be set down for hearing in the Supreme Court except by permission of a judge of such court obtained Cause to which a poor person is a party not to be set down for hearing unless by leave of a judge.
40 in the manner prescribed.

(2)

Poor Persons Legal Remedies.

(2) A poor person shall not institute proceedings in the District Court against any person except by permission of a judge of such court obtained in the manner prescribed. District Court actions.

5 (3) Any judge to whom application for such permission is made, may send for either or both party or parties to such cause or action, and interview them separately or together, and act as a conciliator. Judge may act as conciliator.

(4) The judge to whom such application is made
10 shall not try any such cause or action. Conciliator not to try cause or action.

ASTOR LENOX AND TILDEN FOUNDATIONS
155 WEST 43RD STREET, NEW YORK 36, N.Y.

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Approved by the Board of Trustees on this 15th day of June, 1915.

[Signature]

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[MR. D. R. HALL;—9 *October*, 1918.]

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1. This Act may be cited as the "Poor Persons Legal Remedies Act, 1918." Short title.

Rules.

2. (1) Rules of Court for the following purposes may be made:—

For the purpose of—

- (i) enabling persons to take, or defend, or be a party to, proceedings in the court as poor persons; 5
- (ii) prescribing the persons who shall be deemed to be poor persons for the purpose of such proceedings; and
- (iii) regulating the practice and procedure, and all matters relating to fees and costs, in connection with such proceedings. 10

Supreme Court.

(2) In the case of such proceedings in the Supreme Court, such rules may be made by the judges thereof or any three of them. 15

District Court.

In the case of such proceedings in the District Court, such rules may be made by the District Court judges or any four of them.

Rules to be laid before Parliament, who may disallow any of them.

(3) All such rules shall, immediately after the making thereof, be laid before both Houses of Parliament, if then sitting, or if not, within ten days of the next sitting thereof; and if either of the said Houses, by any resolution passed within thirty days after such rules have been so laid before it, resolves that any such rule, or any part thereof, ought not to continue in force, then such rule or part shall immediately cease to be binding. 20 25

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Act No. 36, 1918.

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1. This Act may be cited as the "Poor Persons Legal Remedies Act, 1918." **2.** Legal Short title.

Poor Persons Legal Remedies.

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Cause to which a poor person is a party not to be set down for hearing unless by leave of a judge.

4. (1) A cause to which a poor person is a party shall not be set down for hearing in the Supreme Court except by permission of a judge of such court obtained in the manner prescribed.

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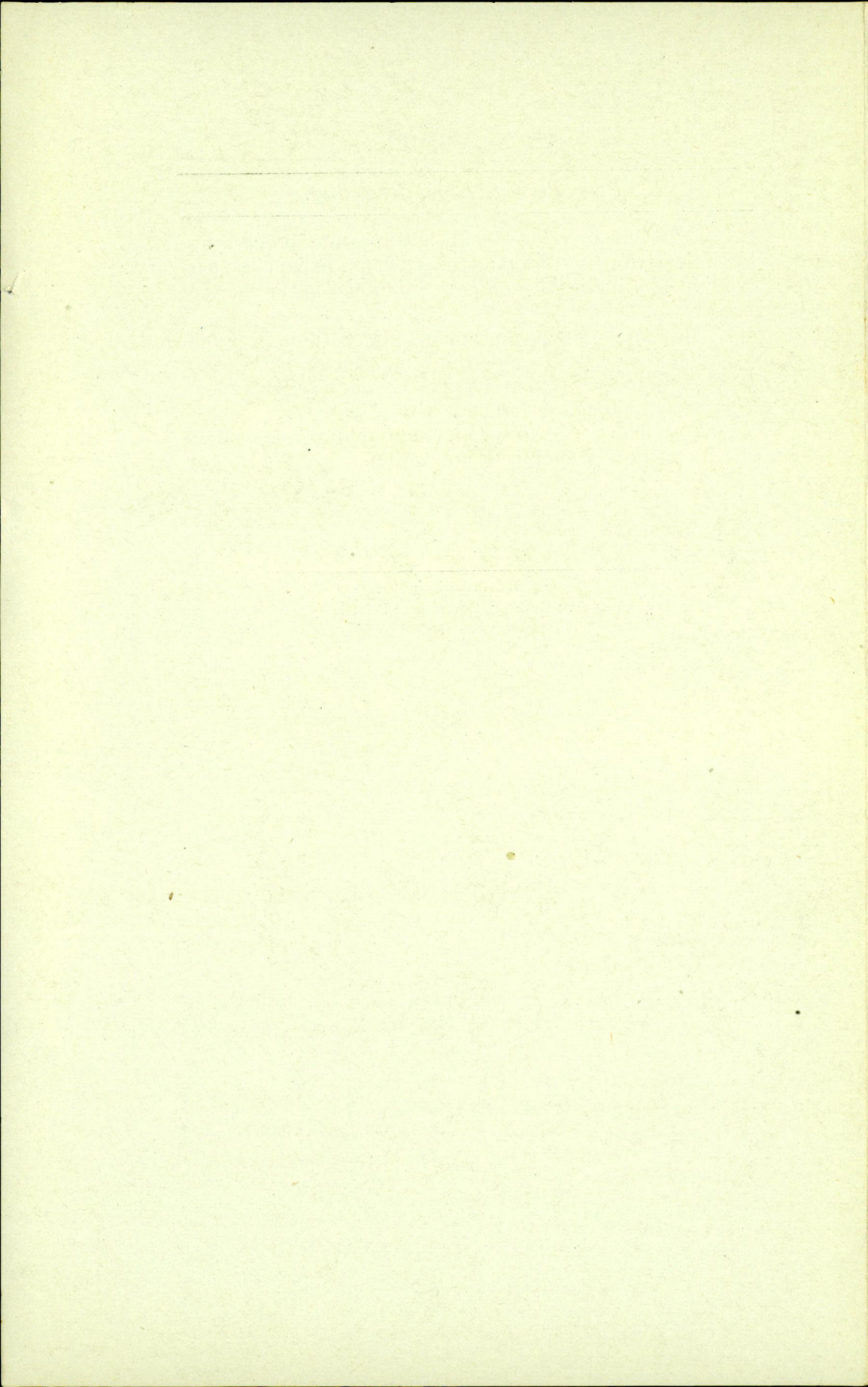
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By Authority :

WILLIAM APPEGATE GULLICK, Government Printer, Sydney, 1918.

[4d.]



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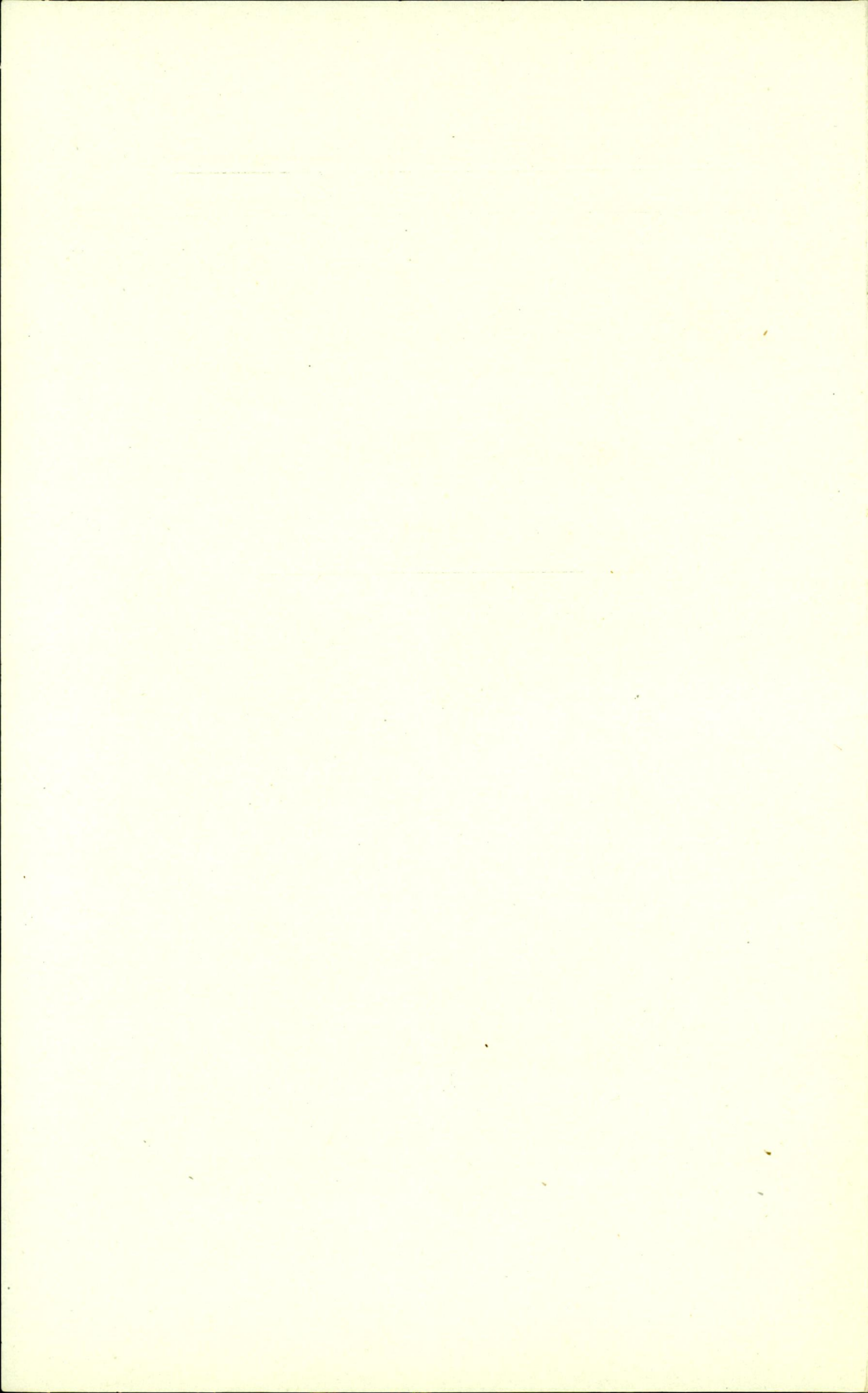
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I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

W. S. MOWLE,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 27 November, 1918.*

New South Wales.



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1. This Act may be cited as the "Poor Persons Legal Remedies Act, 1918." **2.**

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

DANIEL LEVY,
Chairman of Committees of the Legislative Assembly.

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In the name and on behalf of His Majesty I assent to this Act.

Government House,
Sydney, 5th December, 1918.

W. E. DAVIDSON,
Governor.

