

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.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 25 February, 1969.*

New South Wales



ANNO OCTAVO DECIMO

ELIZABETHÆ II REGINÆ

Act No. , 1969.

An Act to make further provision with respect to the constitution of the Court of Appeal and the powers of a Court or of a Judge to hear proceedings for contempt of court, or on demurrer; for these purposes to amend the Supreme Court and Circuit Courts Act, 1900–1968; to validate certain matters; and for purposes connected therewith.

BE

Supreme Court and Circuit Courts (Amendment).

BE it enacted by the Queen'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. (1) This Act may be cited as the "Supreme Court and Circuit Courts (Amendment) Act, 1969". Short title and citation.

(2) The Supreme Court and Circuit Courts Act, 1900, as subsequently amended and as amended by this Act, may be cited as the Supreme Court and Circuit Courts Act, 1900-1969.

2. (1) The Supreme Court and Circuit Courts Act, 1900-1968, is amended— Amendment of Act No. 35, 1900.

(a) by omitting from paragraph (c) of subsection two of section 21B the word "six" and by inserting in lieu thereof the word "seven"; Sec. 21B. (Court of Appeal.)

(b) (i) by omitting paragraph (c) of subsection three of section 21F and by inserting in lieu thereof the following new paragraph :— Sec. 21F. (Jurisdiction of Court of Appeal.)

(c) proceedings for attachment for contempt of court whether of the Supreme Court or an inferior court except where the contempt—

(i) is committed in the face of the court; or

(ii) consists of disobedience to an order of, or breach of an undertaking given to, the Supreme Court or a District Court.

(ii)

Supreme Court and Circuit Courts (Amendment).

(ii) by inserting in paragraph (d) of the same subsection after the word "demurrer" the words "under the Common Law Procedure Act, 1899, as subsequently amended";

5 (iii) by inserting at the end of the same subsection the following new subsection :—

10 (4) A reference in paragraph (c) of subsection three of this section to the Supreme Court, the District Court or an inferior court includes a judge thereof.

(2) The amendments made by paragraph (b) of subsection one of this section shall be deemed to have commenced on the first day of January, one thousand nine hundred and sixty-six.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1969

[5c]

1891

...

...

...

...

...

...

...

...

...

No. , 1969.

A BILL

To make further provision with respect to the constitution of the Court of Appeal and the powers of a Court or of a Judge to hear proceedings for contempt of court, or on demurrer; for these purposes to amend the Supreme Court and Circuit Courts Act, 1900-1968; to validate certain matters; and for purposes connected therewith.

[MR McCaw—19 *February*, 1969.]

BE

Supreme Court and Circuit Courts (Amendment).

BE it enacted by the Queen'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. (1) This Act may be cited as the "Supreme Court and Circuit Courts (Amendment) Act, 1969". Short title and citation.

(2) The Supreme Court and Circuit Courts Act, 1900, as subsequently amended and as amended by this Act, may be cited as the Supreme Court and Circuit Courts Act, 1900–1969.

2. (1) The Supreme Court and Circuit Courts Act, 1900–1968, is amended— Amendment of Act No. 35, 1900.

(a) by omitting from paragraph (c) of subsection two of section 21B the word "six" and by inserting in lieu thereof the word "seven"; Sec. 21B. (Court of Appeal.)

(b) (i) by omitting paragraph (c) of subsection three of section 21F and by inserting in lieu thereof the following new paragraph:— Sec. 21F. (Jurisdiction of Court of Appeal.)

(c) proceedings for attachment for contempt of court whether of the Supreme Court or an inferior court except where the contempt—

(i) is committed in the face of the court; or

(ii) consists of disobedience to an order of, or breach of an undertaking given to, the Supreme Court or a District Court.

(ii)

Supreme Court and Circuit Courts (Amendment).

- (ii) by inserting in paragraph (d) of the same subsection after the word “demurrer” the words “under the Common Law Procedure Act, 1899, as subsequently amended”;
- 5 (iii) by inserting at the end of the same subsection the following new subsection :—
- (4) A reference in paragraph (c) of subsection three of this section to the Supreme Court, the District Court or an inferior court
- 10 includes a judge thereof.

(2) The amendments made by paragraph (b) of subsection one of this section shall be deemed to have commenced on the first day of January, one thousand nine hundred and sixty-six.

BY AUTHORITY:

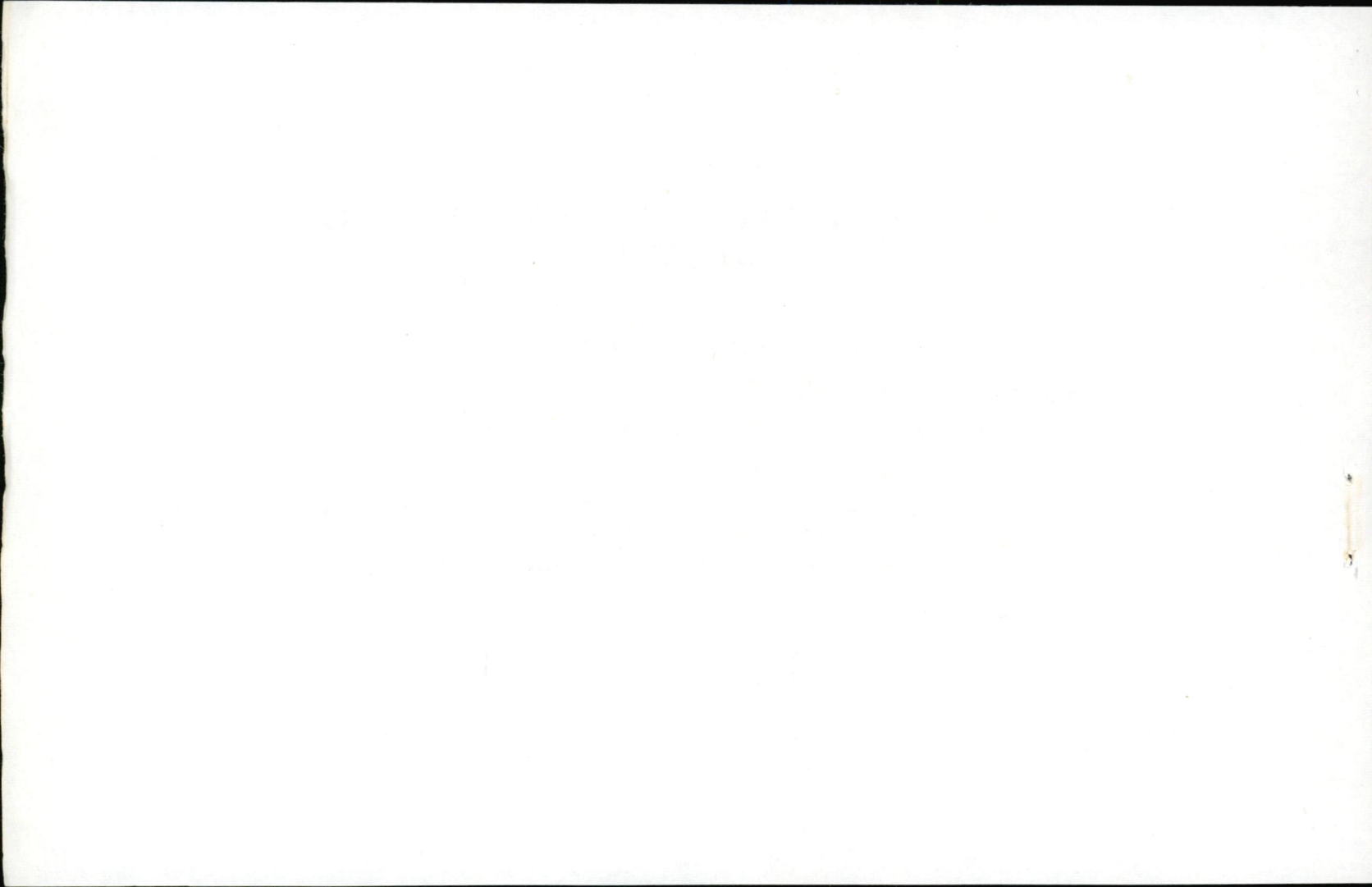
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1969
[5c]

SUPREME COURT AND CIRCUIT COURTS (AMENDMENT) BILL, 1969

EXPLANATORY NOTE

THE objects of this Bill are—

- (a) to increase the number of Judges of Appeal by one ;
- (b) to remove doubts as to the powers of—
 - (i) the Supreme Court and a District Court in relation to proceedings for contempt consisting of a breach of an undertaking ;
 - (ii) the Supreme Court to deal with demurrers ore tenus.



PROOF

No. , 1969.

A BILL

To make further provision with respect to the constitution of the Court of Appeal and the powers of a Court or of a Judge to hear proceedings for contempt of court, or on demurrer; for these purposes to amend the Supreme Court and Circuit Courts Act, 1900-1968; to validate certain matters; and for purposes connected therewith.

[MR McCaw—19 February, 1969.]

BE

Supreme Court and Circuit Courts (Amendment).

BE it enacted by the Queen'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
5 follows :—

1. (1) This Act may be cited as the "Supreme Court and Circuit Courts (Amendment) Act, 1969". Short title and citation.

(2) The Supreme Court and Circuit Courts Act, 1900,
as subsequently amended and as amended by this Act, may
10 be cited as the Supreme Court and Circuit Courts Act,
1900–1969.

2. (1) The Supreme Court and Circuit Courts Act, 1900–1968, is amended— Amendment of Act No. 35, 1900.

15 (a) by omitting from paragraph (c) of subsection two of section 21B the word "six" and by inserting in lieu thereof the word "seven"; Sec. 21B. (Court of Appeal.)

(b) (i) by omitting paragraph (c) of subsection three of section 21F and by inserting in lieu thereof the following new paragraph :— Sec. 21F. (Jurisdiction of Court of Appeal.)

20 (c) proceedings for attachment for contempt of court whether of the Supreme Court or an inferior court except where the contempt—

25 (i) is committed in the face of the court; or

(ii) consists of disobedience to an order of, or breach of an undertaking given to, the Supreme Court or a District Court.

30

(ii)

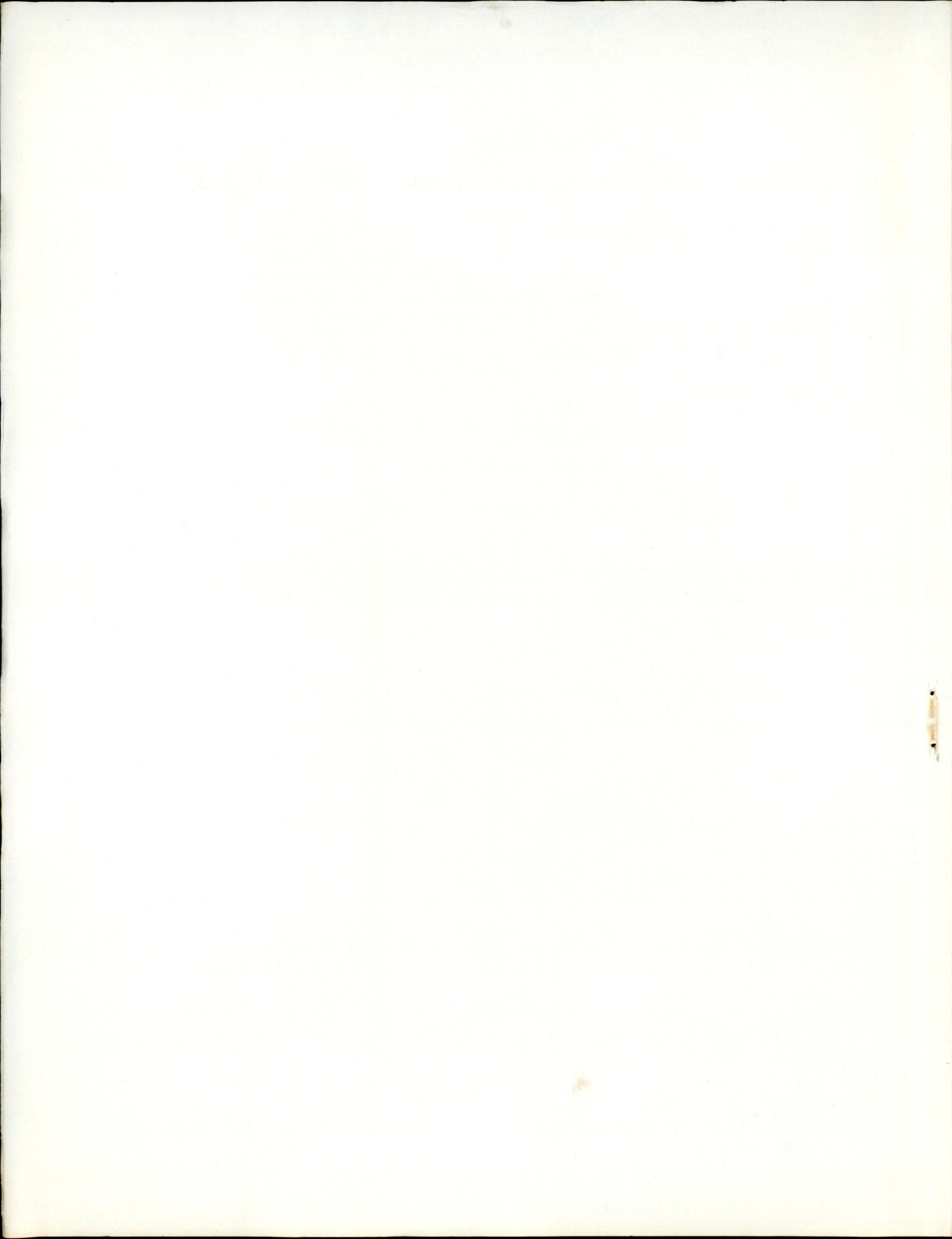
Supreme Court and Circuit Courts (Amendment).

- (ii) by inserting in paragraph (d) of the same subsection after the word "demurrer" the words "under the Common Law Procedure Act, 1899, as subsequently amended";
- 5 (iii) by inserting at the end of the same subsection the following new subsection :—
- (4) A reference in paragraph (c) of subsection three of this section to the Supreme Court, the District Court or an inferior court
- 10 includes a judge thereof.

(2) The amendments made by paragraph (b) of subsection one of this section shall be deemed to have commenced on the first day of January, one thousand nine hundred and sixty-six.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1969



New South Wales



ANNO OCTAVO DECIMO

ELIZABETHÆ II REGINÆ

Act No. 5, 1969.

An Act to make further provision with respect to the constitution of the Court of Appeal and the powers of a Court or of a Judge to hear proceedings for contempt of court, or on demurrer; for these purposes to amend the Supreme Court and Circuit Courts Act, 1900-1968; to validate certain matters; and for purposes connected therewith. [Assented to, 14th March, 1969.]

BE

Supreme Court and Circuit Courts (Amendment).

BE it enacted by the Queen'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 :—

Short title and citation. **1.** (1) This Act may be cited as the "Supreme Court and Circuit Courts (Amendment) Act, 1969".

(2) The Supreme Court and Circuit Courts Act, 1900, as subsequently amended and as amended by this Act, may be cited as the Supreme Court and Circuit Courts Act, 1900–1969.

Amendment of Act No. 35, 1900. **2.** (1) The Supreme Court and Circuit Courts Act, 1900–1968, is amended—

Sec. 21B.
(Court of Appeal.) (a) by omitting from paragraph (c) of subsection two of section 21B the word "six" and by inserting in lieu thereof the word "seven";

Sec. 21F.
(Jurisdiction of Court of Appeal.) (b) (i) by omitting paragraph (c) of subsection three of section 21F and by inserting in lieu thereof the following new paragraph :—

(c) proceedings for attachment for contempt of court whether of the Supreme Court or an inferior court except where the contempt—

(i) is committed in the face of the court; or

(ii) consists of disobedience to an order of, or breach of an undertaking given to, the Supreme Court or a District Court.

(ii)

Supreme Court and Circuit Courts (Amendment).

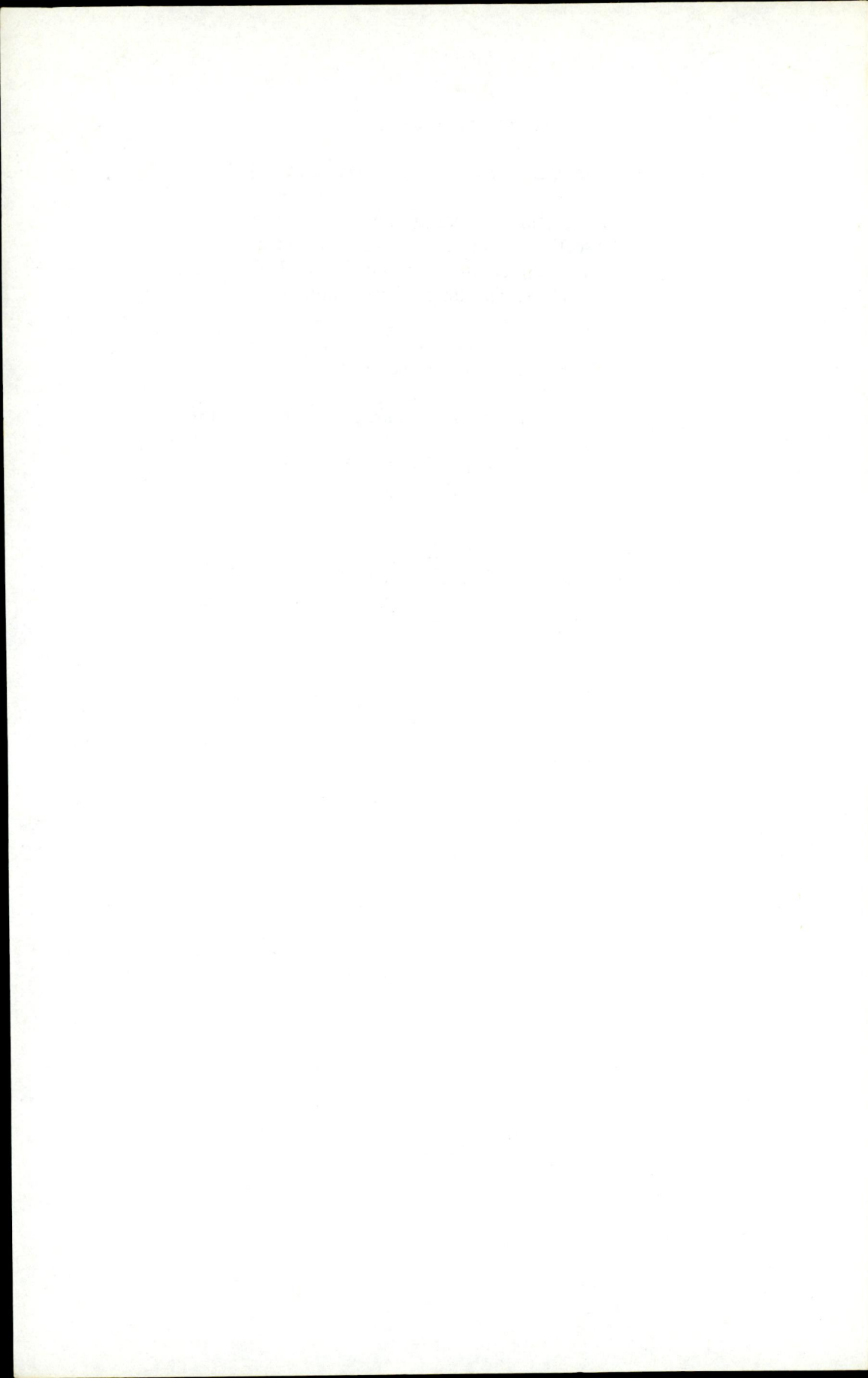
- (ii) by inserting in paragraph (d) of the same subsection after the word “demurrer” the words “under the Common Law Procedure Act, 1899, as subsequently amended”;
- (iii) by inserting at the end of the same subsection the following new subsection :—

(4) A reference in paragraph (c) of subsection three of this section to the Supreme Court, the District Court or an inferior court includes a judge thereof.

(2) The amendments made by paragraph (b) of subsection one of this section shall be deemed to have commenced on the first day of January, one thousand nine hundred and sixty-six.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1969



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.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 5 March, 1969.*

New South Wales



ANNO OCTAVO DECIMO

ELIZABETHÆ II REGINÆ

Act No. 5, 1969.

An Act to make further provision with respect to the constitution of the Court of Appeal and the powers of a Court or of a Judge to hear proceedings for contempt of court, or on demurrer; for these purposes to amend the Supreme Court and Circuit Courts Act, 1900-1968; to validate certain matters; and for purposes connected therewith. [Assented to, 14th March, 1969.]

BE

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

L. A. PUNCH,
Chairman of Committees of the Legislative Assembly.

Supreme Court and Circuit Courts (Amendment).

BE it enacted by the Queen'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 : —

Short title and citation. **1.** (1) This Act may be cited as the "Supreme Court and Circuit Courts (Amendment) Act, 1969".

(2) The Supreme Court and Circuit Courts Act, 1900, as subsequently amended and as amended by this Act, may be cited as the Supreme Court and Circuit Courts Act, 1900-1969.

Amendment of Act No. 35, 1900. **2.** (1) The Supreme Court and Circuit Courts Act, 1900-1968, is amended—

Sec. 21B. (a) by omitting from paragraph (c) of subsection two (Court of Appeal.) of section 21B the word "six" and by inserting in lieu thereof the word "seven";

Sec. 21F. (b) (i) by omitting paragraph (c) of subsection three (Jurisdiction of Court of Appeal.) of section 21F and by inserting in lieu thereof the following new paragraph : —

(c) proceedings for attachment for contempt of court whether of the Supreme Court or an inferior court except where the contempt—

(i) is committed in the face of the court; or

(ii) consists of disobedience to an order of, or breach of an undertaking given to, the Supreme Court or a District Court.

(ii)

Supreme Court and Circuit Courts (Amendment).

(ii) by inserting in paragraph (d) of the same subsection after the word "demurrer" the words "under the Common Law Procedure Act, 1899, as subsequently amended";

(iii) by inserting at the end of the same subsection the following new subsection :—

(4) A reference in paragraph (c) of subsection three of this section to the Supreme Court, the District Court or an inferior court includes a judge thereof.

(2) The amendments made by paragraph (b) of subsection one of this section shall be deemed to have commenced on the first day of January, one thousand nine hundred and sixty-six.

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

K. W. STREET,
*By Deputation from
His Excellency the Governor.*

*Government House,
Sydney, 14th March, 1969.*

THE HISTORY OF THE

The history of the...
The first...
The second...
The third...
The fourth...
The fifth...
The sixth...
The seventh...
The eighth...
The ninth...
The tenth...

THE HISTORY OF THE

THE HISTORY OF THE