

Legislative Council.

60^o VICTORIÆ, 1897.

A BILL

To amend the law relating to the admission of attorneys, solicitors, and proctors in the Supreme Court of New South Wales, and to regulate the examination of persons applying under this Act to be admitted attorneys, solicitors, and proctors in the said Supreme Court.

[MR. D. O'CONNOR ;—16 *June*, 1897.]

WHEREAS it is expedient to amend the law relating to the admission of attorneys, solicitors, and proctors in the Supreme Court of New South Wales, and to regulate the examination of persons applying under this Act to be admitted attorneys, solicitors, and proctors of the said Supreme Court: Be it therefore 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:—

- 10 1. Any person who, either before or after the passing of this Act, shall for the term of ten years have been a bona fide clerk to an attorney, solicitor, or proctor of the Supreme Court of New South Wales, and during that term shall have been bona fide engaged in the transaction and performance under the direction and superintendence of such attorney, solicitor, or proctor, or attorneys, solicitors, or proctors, and who shall produce to a Judge of the Supreme Court satisfactory evidence that he has faithfully, honestly, and diligently
- Persons bona fide
clerks for ten years
to an attorney, &c.,
entitled to admission.
- c 42— served

served as such clerk, and who after the expiration of the said term of ten years has been bound by and has duly served to the like satisfaction of a Judge of the said Supreme Court under articles of a clerkship to a practising attorney, solicitor, or proctor for the term of one year, and who has passed the intermediate and final examinations prescribed by the examiners under the rules of the said Supreme Court for the time being, and who has given one month's notice in writing of his intention to apply for admission to practise as an attorney, solicitor, and proctor, shall be admitted and enrolled an attorney, solicitor, and proctor of the said Supreme Court of New South Wales : 10
 Provided nevertheless that it shall not be necessary for any such person as aforesaid, who, on the first day of June, one thousand eight hundred and ninety-six, is enrolled in the Supreme Court of New South Wales as a certificated conveyancer, to serve the year's articles above provided.

Person applying to be admitted to take and subscribe the oath or affirmation.

2. Every person who shall pursuant to this Act apply to be admitted an attorney, solicitor, and proctor shall, before he be admitted and enrolled as aforesaid, take and subscribe the oath or affirmation following :—

“ I, _____, do swear (or solemnly affirm) that I will duly and honestly demean myself in the practice of an attorney, solicitor, and proctor, according to the best of my knowledge and ability. So help me God.” 20

Examination fees to be paid to the Prothonotary of the Supreme Court.

3. Before any person shall be entitled to be examined under this Act, he shall pay to the Prothonotary of the said Supreme Court the sum of five guineas in respect of the intermediate examination and ten guineas in respect of the final examination. 25

Certificate to issue after passing examination.

4. If any person after having been examined as provided by this Act shall pass such examination to the satisfaction of the examiners or a majority thereof, such examiners or majority shall issue to such person a certificate under their hands stating that such person has successfully passed such examination, and such certificate shall be filed with the Prothonotary of the said Supreme Court not later than one month after its issue. 30

Rules of Supreme Court shall not affect any person applying under this Act.

5. The rules of the said Supreme Court nor any of them relating to articulated clerks, and their admission as attorneys, solicitors, and proctors of the said Court shall not, except so far as the same are expressly adopted by this Act, affect any person applying under this Act to be admitted an attorney, solicitor, and proctor of the said Court, but nothing in this Act shall otherwise be deemed to affect the said rules. 40

Supreme Court to exercise certain powers.

6. The said Supreme Court shall have and may exercise over a person admitted an attorney, solicitor, and proctor pursuant to this Act, all such powers as it now has and has heretofore exercised over an attorney, solicitor, and proctor admitted before the passing of this Act. 45

Short title.

7. This Act may be cited as the “ Attorney's Admission Act.”