

WESTERN AUSTRALIA.



ANNO NONO

EDWARDI SEPTIMI REGIS,

XV.

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No. 19 of 1909.

AN ACT to amend the Local Courts Act, 1904.

[Assented to 6th February, 1909.]

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 Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *Local Courts Act Amendment Act, 1909*, and shall be read as one with the Local Courts Act, 1904, hereinafter referred to as the principal Act. Short title.

2. Section forty-five of the principal Act is amended by inserting a subsection as follows:— Amendment of section 45 of No. 51, 1904.

(2a.) Any such judgment may be entered up by the magistrate or the clerk, and the clerk shall have the same power to hear and determine any question necessary to be heard and determined, and to make any order as to payment, and to enter up such judgment as the judgment of the Court, as the magistrate would have.

3. Section seventy-three of the principal Act is amended by adding a paragraph as follows:— Amendment of section 73.

Judgment under paragraph (a) of this section may be entered by the magistrate or the clerk; and the clerk shall have the same power to hear and determine any question necessary to be heard and determined, and to make any order as to payment, and to enter up the judgment as the judgment of the Court, as the magistrate would have.

Amendment of  
section 121.

4. Section one hundred and twenty-one of the principal Act is amended by striking out the words “given by a magistrate” and inserting in place thereof the words “entered up or given.”

Amendment of  
section 133.

5. Section one hundred and thirty-three of the principal Act is amended by striking out the words “to the prison nearest to the place where he was arrested,” and inserting in place thereof “to a prison in pursuance of the said warrant.”

Effect of amend-  
ments.

6. The principal Act shall, as from the commencement thereof, be deemed to have had effect as amended by this Act; and as from the commencement of the principal Act all judgments entered up under the provisions of section forty-five or paragraph (a) of section seventy-three thereof by a clerk are hereby declared to be as valid to all intents and purposes as if such judgments had been entered up by the magistrate.