

LAW REFORM (MISCELLANEOUS PROVISIONS).

No. 80 of 1982.

AN ACT to amend the Law Reform (Miscellaneous Provisions) Act 1941.

[Assented to 22 November 1982.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Law Reform (Miscellaneous Provisions) Amendment Act 1982*.

Short title
and citation.

(2) In this Act the Law Reform (Miscellaneous Provisions) Act 1941 is referred to as the principal Act.

Reprinted
as approved
5 August
1982.

(3) The principal Act as amended by this Act may be cited as the Law Reform (Miscellaneous Provisions) Act 1941-1982.

Section 4
amended.

2. Section 4 of the principal Act is amended in subsection (2) by deleting the full stop at the end of paragraph (d), substituting a semi-colon and inserting the following paragraph—

“ (e) shall not include any damages for the loss of the capacity of that person to earn, or for the loss of future probable earnings of that person, during such time after his death as he would have survived but for the act or omission which gives rise to the cause of action. ” .

Transitional
and saving.

3. Section 4 of the Law Reform (Miscellaneous Provisions) Act 1941, as amended by this Act, applies to and in respect of causes of action arising before the commencement of this Act in the same way as it applies to and in respect of causes of action arising after the commencement of this Act, but section 4 (2) (e) of that Act as amended by this Act has no operation in relation to causes of action in respect of which a court has given judgment, whether or not that judgment is subject to appeal.
