

STIPENDIARY MAGISTRATES.

No. 41 of 1975.

AN ACT to amend the Stipendiary Magistrates Act, 1957-1965.

[Assented to 11th September, 1975.]

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 *Stipendiary Magistrates Act Amendment Act, 1975.*

Short title
and
citation.

(2) In this Act the Stipendiary Magistrates Act, 1957-1965 is referred to as the principal Act.

Act No. 17
of 1957 as
amended by
Act No. 5
of 1965.

(3) The principal Act as amended by this Act may be cited as the Stipendiary Magistrates Act, 1957-1975.

Section 4
amended.

2. Subsection (1) of section 4 of the principal Act is amended by adding after the word "magistrates" in the last line, the words "and may by Order in Council appoint one of them to be the Chief Stipendiary Magistrate".

Section 10
amended.

3. Section 10 of the principal Act is amended—

(a) by adding after the word "section", in line two of subsection (2) the words "and may delegate to the Chief Stipendiary Magistrate the power to do so"; and

(b) by adding subsections as follows:

(4) In addition to his duties and functions as a stipendiary magistrate, the Chief Stipendiary Magistrate, subject to the direction of the Minister,—

(a) shall arrange throughout the State the sittings of courts of petty sessions and, subject to the Local Courts Act, 1904, the sittings of local courts;

(b) shall assign duties or any class of duties among stipendiary magistrates who—

(i) have like assignments or appointments under this Act or any other Act; or

(ii) are exercising all or any of their jurisdiction and powers under this Act or any other Act at the same place; and

(c) shall arrange reliefs for stipendiary magistrates as and when required.

(5) It shall be the duty of stipendiary magistrates to act in accordance with the arrangements and assignments made by the Chief Stipendiary Magistrate under this section. .
