

New Zealand.



ANALYSIS.

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1935, No. 18.

AN ACT to amend the Judicature Act, 1908.

Title.

[25th October, 1935.]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Judicature Amendment Act, 1935, and shall be read together with and deemed part of the Judicature Act, 1908 (hereinafter referred to as the principal Act).

Short Title.

2. (1) The Supreme Court shall consist of one Judge, who shall be called the Chief Justice of New Zealand, and nine other Judges.

Judges of the
Supreme Court.

(2) The last preceding subsection is in substitution for subsection one of section two of the Judicature Amendment Act, 1913, as enacted in section five of the Judicature Amendment Act, 1923, and the last-mentioned section is hereby accordingly repealed.

Consequential
repeal.

See Reprint
of Statutes,
Vol. II, p. 92

Variation of provisions as to constitution of Divisions of Court of Appeal.

See Reprint of Statutes, Vol. II, p. 93

Question of foreign law to be decided by Judge.

Cf. 10 and 11 Geo. V, c. 81, s. 15

3. Section five of the Judicature Amendment Act, 1913, is hereby amended by adding to subsection two the following proviso:—

“ Provided that whenever all the Judges of the Supreme Court are present in New Zealand and are available to act as members of the Court of Appeal one of the Divisions may consist of six Judges.”

4. Where for the purpose of disposing of any action or other matter which is being tried by a Judge of the Supreme Court with a jury it is necessary to ascertain the law of any other country which is applicable to the facts of the case, any question as to the effect of the evidence given with respect to that law shall, instead of being submitted to the jury, be decided by the Judge alone.