

[As amended in the House of Representatives, 15th July, 1869.]

Petty Sessions Act Amendment.

ANALYSIS.

Title.	3. Justices may appoint Petty Sessions to be held
Preamble.	offener than monthly.
1. Short Title.	4. Jurisdiction may be extended.
2. Date of coming into operation of "The Petty Sessions Act 1865"	5. Extended jurisdiction may be abolished.
	Proviso.

A BILL INTITULED

AN ACT to amend "The Petty Sessions Act 1865." Title.

WHEREAS by "The Petty Sessions Act 1865" it is enacted that Preamble.
the said Act shall come into operation in each of the Provinces of New Zealand respectively on and from a day or days to be fixed in respect of each of such Provinces by the Governor in Council whereof notice shall be published in the *New Zealand Gazette* and in the *Gazette* of the Province to which the same shall relate

And whereas by an Order in Council dated the sixth day of May one thousand eight hundred and sixty-six the first day of June one thousand eight hundred and sixty-six was appointed and fixed as the day on which the said Act should come into operation in the Province of Auckland

And whereas by an Order in Council dated the twenty-second day of July one thousand eight hundred and sixty-eight the first day of August one thousand eight hundred and sixty-eight was appointed and fixed as the day on which the said Act should come into operation in the Provinces of Hawke's Bay Marlborough Otago and Southland respectively

And whereas by an Order in Council dated the thirtieth day of September one thousand eight hundred and sixty-eight the fifteenth day of October one thousand eight hundred and sixty-eight was appointed and fixed as the day on which the said Act should come into operation in the Province of Canterbury

And whereas by an Order in Council dated the fourth day of November one thousand eight hundred and sixty-eight the fifteenth

day of November one thousand eight hundred and sixty-eight was appointed and fixed as the day on which the said Act should come into operation in the Province of Wellington

And whereas it is doubted whether it was necessary to publish the said Orders in Council in the Provincial *Gazettes* of the respective Provinces to which the same respectively related in order to bring the said Act into operation therein 5

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled and by the authority of the same as follows— 10

Short Title.

1. The Short Title of this Act shall be "The Petty Sessions Act Amendment Act 1869."

Date of coming into operation of "The Petty Sessions Act 1865."

2. The said Act shall be deemed to have come into operation in the said Provinces respectively on the respective days fixed in the said Orders in Council notwithstanding that the said Orders in Council may not have been published in the Provincial *Gazettes*. 15

Justices may appoint Petty Sessions to be held oftener than monthly.

3. Notwithstanding anything in the said Act contained the Justices of any district may at the yearly meeting in the said Act mentioned determine that the Petty Sessions Court for such district shall be held oftener than once a month but in any case every such Court shall be held once at least in every month in each district. 20

Jurisdiction may be extended.

4. Notwithstanding anything in "The Petty Sessions Act 1865" and "The Resident Magistrates Act 1867" to the contrary it shall be lawful for the Governor from time to time by Proclamation in the *New Zealand Gazette* to declare on application to that effect from a majority of the Magistrates of any Petty Sessions District that the limit of the jurisdiction of the Petty Sessions Court of such district shall be extended to fifty pounds or to one hundred pounds as he may think proper and thereupon such Court shall have power to hear and determine any case in which the amount of the debt or damage claimed shall not exceed the limit fixed by such Proclamation and which might have been lawfully tried in such Court in case the amount of debt or damage claimed therein had not exceeded twenty pounds. 25 30

Extended jurisdiction may be abolished.

5. It shall be lawful for the Governor by Proclamation in the *New Zealand Gazette* at any time to abolish the extended jurisdiction which he is hereby authorized to confer upon any Petty Sessions Court Provided that such abolition shall not be held to prevent the issue of warrants of distress or commitment or otherwise enforcing satisfaction of any judgment obtained in such Petty Sessions Court previously to such abolition. 35 40

Proviso.