

No. XXV.

An Act to amend an Act intituled "An Act for COURTS OF REQUESTS. " better regulating Courts of Requests in New " South Wales." [20th October, 1840.]

WHEREAS an Act or Ordinance of the Governor and Legislative Council of the Colony of New South Wales was passed in the third year of the reign of His late Majesty King William the Fourth intituled "An Act for better regulating Courts of Requests in New South Wales" and whereas by an Act of Parliament passed in the second and third year of the reign of Her present Majesty intituled "An Act to amend an Act of the ninth year of King George the Fourth to provide for the Administration of Justice in New South Wales and Van Diemen's Land and for the more effectual Government thereof and for other purposes relating thereto and to continue the same until the thirty-first day of December one thousand eight hundred and forty and thenceforward to the end of the then next Session of Parliament" it is among other things enacted that it shall and may be lawful for the local Legislatures of the said respective Colonies by any Laws or Ordinances to be by them or either of them from time to time for that purpose made in the manner prescribed by the said Act of Parliament passed in the ninth year of King George the Fourth and subject to the conditions and provisos therein contained to make such provision as to them may seem meet for the better Administration of Justice and for defining the constitution of the Courts of Law and Equity and of Juries within the said Colonies respectively or within any present or future Dependency thereof respectively And whereas it is expedient that Courts of Requests should be holden at and in other places in addition to the towns specified in said first recited Act and that such places should be appointed from time to time as the increase in population may require by the Governor of New South Wales with the advice of the Executive Council thereof Be it therefore enacted by His Excellency the Governor of New South Wales with the advice of the Legislative Council thereof That the said Governor shall and may with the advice of the said Executive Council determine and appoint from time to time by Proclamation to be published in the *New South Wales Government Gazette* such and so many towns or places in the said Colony at which Courts of Requests shall be holden in addition to the towns specified in the said first recited Act as to the said Governor shall seem proper.

Governor with advice of Executive Council may appoint places at which Courts of Requests shall be holden.

Census (1841).

And appoint Commissioner or Commissioners for such Courts.

2. And whereas it is expedient to remove doubts which have been entertained as to the power of the said Governor to nominate and appoint a Commissioner or Commissioners before whom the Courts of Requests in the said Colony may respectively be holden Be it therefore enacted That it shall and may be lawful for the Governor for the time being of the said Colony to nominate and appoint such and so many fit and proper person or persons to act as Commissioner or Commissioners of the several Courts of Requests in the said Colony as to him may appear necessary subject to the approval of Her Majesty Her Heirs and Successors.
