

No. XIX.

SUPREME COURT
FEES.
—

An Act to repeal section 14 of the Act 10th Victoria No. 10; to enable the Judges of the Supreme Court to fix the fees to be demanded and paid in that Court and in the Circuit Courts; to provide for the collection of those fees by means of stamps; and for other purposes. [10th October, 1896.]

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

Repeal of section 14
of 10 Vic. No. 10.

1. Section fourteen of the Act of Council, tenth Victoria number ten, is hereby repealed: Provided that the said repeal shall not apply in respect of any action commenced before the day on which this Act takes effect.

Judges may prescribe
scale of fees.

2. Notwithstanding anything contained in the Act of Council, fifteenth Victoria number seventeen, or any other Act, it shall be lawful for the Judges of the Supreme Court to amend and alter the rules and orders now in force, and to make, amend, and alter new rules and orders fixing the fees to be demanded and paid in the Supreme Court and in the Circuit Courts.

Governor may direct
fees to be collected
by means of stamps.

3. The Governor with the advice of the Executive Council may, by notice in the *Gazette*, direct that after the day specified in the notice all or any of the fees to be demanded and paid in the Supreme Court or in any Circuit Court shall be collected by means of stamps.

After the day specified as aforesaid, the fees mentioned in the notice shall be received by stamps denoting the sums payable, and not in money.

All or any of the stamps shall be impressed or adhesive as may be directed in the notice.

Document, book, or
record to be stamped.

4. (1) Where any fee mentioned in the notice is payable in respect of a document, the stamps denoting the fee shall be affixed to

or

Water Rights.

or impressed upon the document, or such other document, book, or record as may be prescribed by regulations made under the authority of this Act.

(II) Where any fee mentioned in the notice is payable otherwise than in respect of a document, the stamps denoting the fee shall be affixed to or impressed on such document, book, or record as may be prescribed as aforesaid.

(III) The Governor with the advice of the Executive Council may make regulations prescribing the document, book, or record to be stamped as aforesaid.

5. No judge, justice, or officer of any Court shall allow any such document as aforesaid to be filed, received, or used, although no exception be taken thereto, until the document has been first duly stamped. And if the document is through mistake or inadvertence filed, received, or used in any Court without having been first duly stamped, the said Court may order that it be duly stamped.

Document to be stamped before being filed.

6. Every officer whose duty it is to receive any fees, which under the authority of this Act are required to be collected by means of stamps, shall see that the proper stamps have been affixed to or impressed on the document, book, or record required to be stamped, and that when adhesive stamps are used the same are duly cancelled.

Officers to see that stamps are affixed or impressed and duly cancelled.

The provisions of the Stamp Duties Act of 1880 and of any Act amending the same shall, so far as applicable, extend and apply to and in respect of all stamps required under this Act to be used.

Provisions of Stamp Acts to apply.

7. This Act may be cited as the "Supreme Court Fees Act, 1896."

Short title.