

Justices (Fees).

Act No. 14, 1904.

An Act to amend the law relating to fees in respect of proceedings before justices; to enable the Governor to fix such fees; and for other purposes in connection therewith. JUSTICES (FEES).
 [25th November, 1904.]

BE it enacted by the King'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:—

1. This Act shall commence and have effect on a day to be appointed by the Governor by proclamation in the Gazette, and may be cited as the "Justices (Fees) Act, 1904." Short title.

2. The enactments and Schedules mentioned in the Schedule hereto shall, to the extent thereby indicated, be repealed. Repeal.

3. (1) It shall be lawful for the Governor to make regulations— Governor may make regulations.
- (a) fixing the fees to be demanded and taken in respect of proceedings before any justice or justices of the peace, and prescribing what fees may be taken and what fees may be retained for their own use by bailiffs of courts of petty sessions;
 - (b) prescribing in what manner lists of such fees shall be published for general information;
 - (c) prescribing the persons by whom such fees may be demanded and taken;
 - (d) prescribing under what circumstances, and by whom such fees may be remitted;
 - (e) prescribing the practice and procedure to be observed in collecting such fees.

And such fees and no other may be so demanded, taken, and retained.

(2) Such regulations shall be published in the Gazette, and shall be laid before Parliament within fourteen days after such publication, if Parliament is then in session, and if not, within fourteen days after the commencement of the next ensuing session. Regulations to be laid before Parliament.

- (3) Provided that no fee shall be demanded— Cases in which fees not to be demanded.
- (a) from any naval or military pensioner for administering any oath necessary to be made for the receipt of his pension; or
 - (b) in respect of proceedings before any justice or justices of the peace from any prosecutor, or accused person, in any prosecution for an offence which cannot by law be disposed of summarily.

SCHEDULE.

Act No. 15, 1904.

Library and Art Gallery Amendment.

SCHEDULE.

Act.	Title of Act.	Extent of repeal.
4 Wm. IV, No. 5..	An Act for appointing the fees to be taken in the several courts of police and petty sessions, and by the clerks of justices acting singly in the Colony of New South Wales.	The whole.
Act No. 27, 1902..	The Justices Act, 1902 ...	The following words contained in section 102, "such fees where not otherwise provided for by law, shall be according to the fourth Schedule to this Act;" and also the said Schedule.
Act No. 13, 1899..	The Small Debts Recovery Act, 1899.	Section 64. So much of section 65 as empowers courts of petty sessions to fix the court fees payable under sections 44 to 52 inclusive of the said Act; and also the Third Schedule to the said Act.
Act No. 40, 1900..	The Crimes Act, 1900... ..	So much of section 564 as relates to proceedings before any justice.