

## SUITORS' FUND (AMENDMENT) ACT.

### Act No. 8, 1960.

**Elizabeth II, No. 8, 1960.** An Act to make further provision in respect of liability for costs of certain litigation; for this purpose to amend the Suitors' Fund Act, 1951-1959, and the Suitors' Fund (Amendment) Act, 1959, in certain respects; and for purposes connected therewith. [Assented to, 24th March, 1960.]

**B**E 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:—

Short title,  
citation and  
commence-  
ment.

**1.** (1) This Act may be cited as the "Suitors' Fund (Amendment) Act, 1960".

(2) The Suitors' Fund Act, 1951, as amended by the Suitors' Fund (Amendment) Act, 1959, and by this Act, may be cited as the Suitors' Fund Act, 1951-1960.

(3) This Act shall be deemed to have commenced upon the first day of November, one thousand nine hundred and fifty-one.

Amendment  
of Act No.  
3, 1951.

**2.** The Suitors' Fund Act, 1951, as amended by the Suitors' Fund (Amendment) Act, 1959, is amended—

Sec. 2.  
(Defini-  
tions.)

(a) (i) by omitting from paragraph (a) of the definition of "Costs" in section two the words "to a judge in chambers";

(ii) by inserting in the definition of "Indemnity certificate" in the same section after the words "subsection one" the words and symbols "or subsection (1A)";

(b)

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(b) (i) by omitting from subsection one of section six No. 8, 1960. the words "in civil proceedings";

(ii) by inserting next after the same subsection the following new subsection :—

Sec. 6,  
(Costs of  
certain  
appeals.)

(1A) Where an appeal against the decision of a court to the Industrial Commission of New South Wales or to a District Court or to a judge of a District Court on a question of law succeeds, that Commission, Court or judge, as the case may be, may, upon application made in that behalf, grant to the respondent to the appeal or to any one or more of several respondents to the appeal an indemnity certificate in respect of the appeal.

(c) by inserting at the end of subsection two of section seven the words "and with respect to the taxation, for the purposes of this Act, of the costs of an appeal incurred by a respondent and with respect to all matters relating thereto, including but without limiting the generality of the foregoing provisions of this subsection—

Sec. 7.  
(Regula-  
tions.)

- (a) the specification of the principles to be followed in the preparation of a bill of those costs and in the taxation of such a bill;
- (b) the specification of who shall be the taxing officer of such a bill and in relation thereto that different persons or officers shall be the taxing officers in respect of bills that relate to different courts or different jurisdictions of a court;
- (c) the persons to be served with a copy of such a bill".

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SCAFFOLDING