

NORFOLK



ISLAND

COURT OF PETTY SESSIONS AMENDMENT ACT 1988

Act No. 26 of 1988

An Act to amend the *Court of Petty Sessions Act 1960*

[Assented to 15 December 1988]

BE IT ENACTED by the Legislative Assembly of Norfolk Island as follows —

Short title

1. This Act may be cited as the *Court of Petty Sessions Amendment Act 1988*.

Commencement

2. This Act shall come into operation on the same date as the *Criminal Law Amendment Act 1988*.

Principal Act

3. The *Court of Petty Sessions Act 1960* is in this Act referred to as the Principal Act.

Civil jurisdiction of Court

4. Section 107 of the Principal Act is amended by omitting “\$2,500” and substituting “an amount equal to 1000 fee units”.

Plaint may be for one or more matters

5. Subsection 116(1) of the Principal Act is amended by omitting “\$2,500” and substituting “an amount equal to 1000 fee units”.

Plaintiff may abandon excess

6. Section 117 of the Principal Act is amended by omitting —
- (a) “\$2,500” (first occurring) and substituting “an amount equal to 1000 fee units”;

- (b) “\$2,500” (second occurring) and substituting “that amount”; and
- (c) “\$2,500” (third occurring) and substituting “an amount equal to 1000 fee units”.

Jurisdiction in case of stranger about to leave Territory

7. Section 140 of the Principal Act is amended by omitting —
- (a) “\$2,500” (first occurring) and substituting “an amount equal to 1000 fee units”; and
 - (b) “\$2,500” (second occurring) and substituting “that amount”.

Mitigation of payment by Court

8. Subsection 221(2) of the Principal Act is amended by omitting “\$50” and substituting “50 penalty units”.

Scale of imprisonment for non-payment of money

9. Subsection 222(1) of the Principal Act is amended by omitting “\$1 or part of \$1” and substituting “amount equal to 2 fee units”.

Transitional

10. A proceeding instituted under the Principal Act before the commencement of this Act shall be continued and determined as if this Act had not been passed.

Notified Gazette No. 59, 22 December 1988.

Commenced 24 December 1988 (Gazette No. 60, 24 December 1988).

This enactment amends Act No. 6 of 1960 as previously amended by Act No. 4 of 1966, Act No. 9 of 1976, Act No. 3 of 1980, Act No. 31 of 1980, Act No. 34 of 1980, Act No. 35 of 1980, Act No. 10 of 1982, Act No. 9 of 1985 and Act No. 16 of 1985.

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