

TASMANIA

**MAGISTRATES COURT AMENDMENT BILL
2003**

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MAGISTRATES COURT AMENDMENT BILL 2003

*(Brought in by the Minister for Justice and Industrial
Relations, the Honourable Judith Louise Jackson)*

A BILL FOR

An Act to amend the *Magistrates Court Act 1987*

Be it enacted by His Excellency the Governor of Tasmania,
by and with the advice and consent of the Legislative
Council and House of Assembly, in Parliament assembled,
as follows:

Short title

1. This Act may be cited as the *Magistrates Court
Amendment Act 2003*.

Commencement

2. This Act commences on the day on which this Act
receives the Royal Assent.

Principal Act

3. In this Act, the *Magistrates Court Act 1987** is referred
to as the Principal Act.

*No. 45 of 1987

Section 4 amended (Appointment of magistrates)

4. Section 4 of the Principal Act is amended as follows:

- (a) by inserting in subsection (4) “qualified” after “number of”;
- (b) by inserting the following subsection after subsection (4):

(4A) In subsection (4), “**qualified person**” means a person who –

- (a) is eligible for appointment as a magistrate under section 8(1); or
- (b) is or has been a judge of the Federal Court of Australia; or
- (c) is or has been a magistrate of the Federal Magistrates Court; or
- (d) is or has been a magistrate or a judge of a court of another State or a Territory.

Section 8 amended (Qualification for appointment)

5. Section 8 of the Principal Act is amended by inserting after subsection (2) the following subsection:

(3) Subsection (2) does not apply to a person who is otherwise eligible for appointment as a temporary magistrate.