

TASMANIA

**JUSTICE MISCELLANEOUS (INCREASING
JUDICIAL RETIREMENT AGE) BILL 2021**

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JUSTICE MISCELLANEOUS (INCREASING JUDICIAL RETIREMENT AGE) BILL 2021

This Public Bill originated in the House of Assembly, and, having this day passed, is now ready for presentation to the Legislative Council for its concurrence.

SHANE DONNELLY, *Clerk of the House*
1 July 2021

*(Brought in by the Minister for Justice, the Honourable Elise
Nicole Archer)*

A BILL FOR

**An Act to amend the *Magistrates Court Act 1987*, the
Supreme Court Act 1887 and the *Supreme Court Act 1959*.**

Be it enacted by Her 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:

PART 1 – PRELIMINARY

1. Short title

This Act may be cited as the *Justice Miscellaneous (Increasing Judicial Retirement Age) Act 2021*.

2. Commencement

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

*Justice Miscellaneous (Increasing Judicial Retirement Age) Act
2021
Act No. of 2021*

s. 3

Part 2 – Magistrates Court Act 1987 Amended

**PART 2 – MAGISTRATES COURT ACT 1987
AMENDED**

3. Principal Act

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

4. Section 8 amended (Qualification for appointment)

Section 8(2) of the Principal Act is amended by omitting “72 years” and substituting “75 years”.

5. Section 9 amended (Tenure of office)

Section 9(4)(a) of the Principal Act is amended by omitting “72 years” and substituting “75 years”.

*No. 45 of 1987

*Justice Miscellaneous (Increasing Judicial Retirement Age) Act
2021
Act No. of 2021*

Part 3 – Supreme Court Act 1887 Amended

s. 6

PART 3 – SUPREME COURT ACT 1887 AMENDED

6. Principal Act

In this Part, the *Supreme Court Act 1887** is referred to as the Principal Act.

7. Section 6A amended (Retirement of judges)

Section 6A(1) of the Principal Act is amended by omitting “72 years” and substituting “75 years”.

*No. 36 of 1887

*Justice Miscellaneous (Increasing Judicial Retirement Age) Act
2021
Act No. of 2021*

s. 8

Part 4 – Supreme Court Act 1959 Amended

PART 4 – SUPREME COURT ACT 1959 AMENDED

8. Principal Act

In this Part, the *Supreme Court Act 1959** is referred to as the Principal Act.

9. Section 5 amended (Tenure of office and terms of appointment of Associate Judge)

Section 5(2) of the Principal Act is amended by omitting “72 years” and substituting “75 years”.

*No. 41 of 1959

*Justice Miscellaneous (Increasing Judicial Retirement Age) Act
2021
Act No. of 2021*

Part 5 – Repeal of Act

s. 10

PART 5 – REPEAL OF ACT

10. Repeal of Act

This Act is repealed on the first anniversary of the day on which it commenced.