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Hon. Mr. Tole.

JUSTICES OF THE PEACE ACT 1882 AMENDMENT.

ANALYSIS.

<p>Title.</p> <p>1. Short Title.</p> <p>2. Justices <i>ex officio</i>. Proviso.</p> <p>3. Rota of Justices.</p> <p>4. Summons for attendance of Justices. Substitutes.</p> <p>5. Justices exempt from service.</p>	<p>6. Governor may grant leave of absence or exemptions.</p> <p>7. Justices on leave or exempt not to be summoned.</p> <p>8. Forfeiture of office for non-attendance.</p> <p>9. Repeals.</p>
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A BILL INTITULED

AN ACT further to amend "The Justices of the Peace Act, 1882." Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

5. 1. The Short Title of this Act is "The Justices of the Peace Act 1882 Amendment Act, 1886." Short Title.

2. Subject to the provisions of "The Justices of the Peace Act, 1882," every Mayor of a borough, Chairman of a county, Chairman of a Road Board, and Chairman of a Town Board, shall respectively during his tenure of office be a Justice of the Peace in virtue of such office. Justices *ex officio*.

15 But nevertheless, any such Mayor or Chairman as aforesaid may at any time be removed from being a Justice by the Governor in Council, and from the date of the notification in the *Gazette* of such removal the powers of such Mayor or Chairman to act as a Justice of the Peace shall cease and determine. Proviso.

20 3. The Clerk of every Resident Magistrate's Court situated in a borough or town district shall keep, and correct from time to time as occasion may require, an alphabetical list of Justices residing within a radius of five miles from the Courthouse where a Resident Magistrate's Court is held. Rota of Justices.

Where two or more such Courthouses are situated within five miles of each other, the name of every such Justice shall be placed on the list for attendance at the Courthouse nearest to his place of residence, and on no other list.

4. When the attendance of a Justice or of Justices is required at any such Court, the Clerk of such Court shall summon in rotation, Summons for attendance of Justices.

from the aforesaid list, as many Justices as he may think necessary for the occasion to attend, giving him or them as long notice as possible.

substitutes.

Any Justice may attend as a substitute for any other Justice who shall be summoned as aforesaid, in which case the Justice so summoned shall be considered to have himself attended in obedience to the summons. 5

Justices exempt from service.

5. All members of the Executive Council of the Colony, members of the General Assembly during any session of Parliament and during not more than five days immediately preceding and following such sessions respectively, barristers and solicitors in the actual practice of their profession, Resident Magistrates, and Inspectors of Police, shall be exempt from attendance. 10

Governor may grant leave of absence or exemptions.

6. The Governor may grant leave of absence for such period as he may think fit to any Justice, or exempt any Justice from attendance at the Court either permanently or otherwise. 15

Justices on leave or exempt not to be summoned.

7. No Justice to whom leave shall be granted or who shall be exempt as aforesaid shall, during the period of such leave or exemption, be summoned to attend at any Court.

Forfeiture of office for non-attendance.

8. If any Justice shall fail to attend personally or by substitute on two successive occasions when summoned to attend as aforesaid, the Clerk of the Court shall notify the same to the Minister of Justice; and the said Justice shall cease to be a Justice of the Peace, unless he shall, within one month from the date of the second absence, satisfy the Governor that such second absence resulted from some reasonable cause. Every Justice of the Peace whose office shall become vacated as aforesaid shall be disqualified from being reappointed for the space of one year from the date on which notification shall be gazetted that he has ceased, by virtue of this Act, to be a Justice of the Peace. 20 25

Repeals.

9. Sections twenty and twenty-one of "The Justices of the Peace Act 1882 Amendment Act, 1885," are hereby repealed. 30