

SUPPLEMENTARY ORDER PAPER.

HOUSE OF REPRESENTATIVES.

Thursday, the 3rd day of August, 1882.

NOTICES RELATING TO ORDERS OF THE DAY.

LAW PRACTITIONERS BILL.

Sir G. GREY, on the report of the Law Practitioners Bill, to move, That the Bill be recommitted for the purpose of adding the following further proviso to clause *two*, viz. :—

Provided further that every person of good fame and reputation who shall, at the time of the passing of this Act, have undergone and passed the examination in law heretofore prescribed under "The Law Practitioners Act, 1861," and the amendments thereto, shall be and entitled to be admitted a barrister and solicitor of the said Court as effectually as under section *two* of this Act.

CORONERS ACT AMENDMENT BILL.

Hon. Mr. DICK, in Committee, to move the following new clause :—

The jury sworn to make inquiry in or upon any inquest which may be held by or under any law for the time being in force, shall consist of six persons; and, except as herein provided, any Act or law in force respecting inquests before a coroner shall remain and continue applicable, notwithstanding such alteration in the number of the jury.

LEASEHOLDERS' QUALIFICATION BILL.

Mr. FISH, in Committee, to move the following proviso to clause 2, viz. :—

Provided that no elector shall vote more than once within the limits of any borough.

SUPREME COURT BILL.

Amendments proposed by the Supreme Court and other Bills Committee.

Clause 3, line 31. After "Part IV.—Practice and Procedure of the Court," insert "Part V.—Solicitors."

Clause 12. In line 1, strike out the word "also."

Clause 31. In last line, strike out "Third," and insert "Second."

Clause 32. At end of clause, add "and in the event of a Judge not being present at the time appointed for a sitting of the Court, the Registrar or Deputy-Registrar may adjourn the sitting to such day as may be convenient."

Clause 40. Insert in first blank "first," and in second blank "January, 1883."

First Schedule. After "Acts repealed" insert "1844. Session IV., No. 1. An Ordinance to confirm certain rules, forms, and table of fees touching the practice of the Supreme Court."

Line 9. For "1866, No. 2," read "1866, No. 4."

Line 10. After the words "The Supreme Court Practice and Procedure Amendment Act, 1866," add "excepting sections twelve to eighteen inclusive."

Line 16. For "The Supreme Court Judges Act Amendment Act, 1870," read "1874."

Second Schedule. Contents—Part I. In third line, after "generally," insert "proceeding without service."

Contents—Part VII. In third and fourth lines, strike out "matrimonial causes."

Contents—Part IX. In second line, strike out "repeal."

Before the words "Part I.—Commencement of Action," strike out the words "the following rules shall regulate the proceedings in actions in the Supreme Court of New Zealand."

Rule 2. In line 1, insert the word "First," before the word "Schedule."

Rule 10. In line 4, insert in blank "5."

Rule 11. In line 2, after the words "Table B," insert "in the Third Schedule."

Rule 48. In line 1, strike out the word "service," and insert "summons."

Rule 49. In lines 1 and 2, strike out the word "subsection," and insert "subrule" in each case.

After Rule 52, insert new heading "Proceeding without Service."

Rule 53. In line 6, strike out the words "proceed forthwith," and insert "issue a writ and proceed thereon without service."

Rule 56. In line 1, after word "rule," insert "53."

Rule 96. In line 5, strike out "first."

Rule 150. In line 4, before the word "Schedule," insert "First."

Rule 153. In line 2, strike out word "on," and insert "in."

Rule 169. In line 4, after "rule," insert "129."

Rule 173. In lines 2 and 3, strike out words "after the time of filing the statement of defence has elapsed, or if the defendant be not required by these rules to file a statement of defence, at any time."

Rule 251. In line 4, insert in blank "eight." In line 7, insert in blank "four."

Rule 253. In line 4, strike out words "as provided by Rule 250," and insert "as it would be tried irrespective of such counter claim."

Rule 300. In line 3, fill in blank with words "22 to 25 inclusive."

Rule 303. In line 2, strike out "No. 20," and insert "No. 21."

Rule 303A. to stand as No. 304, and subsequent numbers to be corrected throughout.

Rule 308 as printed. In line 2, strike out "20E," and insert "26"; and insert "First" before "Schedule."

Rule 311. In line 5, strike out "thereof."

Rule 314. In line 2, strike out "No. 20F," and insert "No. 27."

Rule 319. In line 3, strike out "No. 20G," and insert "No. 28."

Rule 323. In line 9, strike out "he," and insert "they." In line 10, strike out the words "join in executing such power of appointment on his," and insert "execute on their."

At foot of page 34, the rule beginning "In each office of the Court, &c.," to stand as Rule 327.

Rule 327 as printed. In line 1, strike out "person or." In line 2, strike out "either," and insert "such person or."

Rule 330. In line 2, strike out "No. 21," and insert "No. 29."

Rule 342. In line 1, after "partners," insert "sued."

Rule 353. In lines 1 and 2, strike out "22, 24, 25, and 26," and insert instead "30 to 34 respectively."

Rule 355. In line 4, strike out "of" before "such writ," and insert "by."

Rule 381. In line 1, strike out "No. 13," and insert "No. 31."

Rule 403. In line 2, read "affidavits," instead of "affidavit."

After rule 405, insert the following additional rule: "406. All orders shall be dated the day of the week, month, and year on which the same are made."

Rule 461. In line 6, strike out "454," and insert "455."

Rule 496. In line 2, strike out "No. 37," and insert "No. 44;" and insert "First" before "Schedule."

Rule 501. In line 2, strike out "No. 28," and insert "No. 35." In line 3, before "Schedule," insert "First." In line 4, strike out "No. 29," and insert "No. 36." In line 5, strike out "No. 30," and insert "No. 37."

Rule 502. In line 6, strike out "No. 31," and insert "No. 35." In line 7, strike out "No. 32," and insert "No. 38." In line 9, strike out "No. 33," and insert "No. 40."

Rule 503. In line 4, strike out "No. 28," and insert "No. 35." In line 5, strike out "No. 31," and insert "No. 38." In same line, strike out "No. 32," and insert "No. 39." In line 8, strike out "No. 33," and insert "No. 40." In line 9, strike out "No. 34," and insert "No. 41."

Rule 504. In line 2, strike out "No. 35," and insert "No. 42."

Rule 507. In line 3, strike out "No. 36," and insert "No. 43."

After Rule 508, insert the following additional rule: "509. If any person deceased may have left behind him property of a perishable nature, and whereof the value may be greatly diminished in the interval before letters of administration can be duly granted, the Judge may, upon application to him for that purpose, make an order authorizing the sale of such property by some person therein named; and may direct the proceeds to be paid to the Registrar or Deputy-Registrar, as the case may be, on account of the estate of the deceased."

Rules 515 to 552 inclusive, relating to "Matrimonial Causes," struck out.

Rule 559. In line 3, strike out "a local," and insert "an inferior." In line 5, strike out "local," and insert "inferior."

Rule 580. In line 2, insert "Third" before "Schedule."

Strike out Rule 601.

Rule 602. In line 1, strike out "heretofore." In line 2, strike out "and hereby abolished," and insert "before this code is brought into operation."

Strike out Rules 603 and 607.

After words "First Schedule," top of page 59, add "to Code of Civil Procedure."

No. 2. Lines 30 and 31 to be struck out. [You may have the cause tried by a jury, &c.]

No. 3. Words "Writ of Summons under Rule 478" to be struck out; in line 3, the words "in an action at the suit of" to be struck out.

No. 4. Words "Writ of Summons under Rule 516" to be struck out.

No. 6. After words "Warrant to sue," insert words "or Defend;" in line 1, after "action," insert "brought."

No. 9. Word "Contribution," in line 3, to be struck out; after word "or," in line 4, bracket to "188," in line 6; word "Indemnity," in line 7, struck out; after word "Or," in line 7, bracket; after word "or," in line 11, bracket; word "eight," in line 15, struck out, and blank left.

No. 19. Word "Præcipe," instead of "Precept."

No. 26. Words "may obtain," in lines 3 and 4, instead of "have obtained."

No. 30. Words "to be paid into this Court," in lines 7 and 8, struck out.

No. 31. After words "expenses," in line 1, insert "of execution."

No. 33. In line 7, words "to be paid into this Court" to be struck out.

No. 43. In line 2, words "for the time being" to be struck out.

After words "Second Schedule," page 64, add "to Code of Civil Procedure."

No. 3. In line 2, words "and E.F., since deceased," struck out.

No. 52. In line 4, words "at" hour," struck out.

At top of page 73, before the word "Tables," the words "Third Schedule to Code of Civil Procedure" to be inserted.

Within head-line under "Table C.—Scale of Costs," words "Costs of action," to be inserted; at top of 1st money column, word "under" to be struck out, and "£200 and under" to be inserted; at top of 2nd money column, words "over £200 to £500" to be inserted; at top of 3rd money column, under word "above," insert "£500."

No. 11, Table C. In line 5, the word "but" to be struck out, and capital "N" to "not," in the next word. In line 6, after the word "allowed," insert "under the foregoing heads." In line 18, against "Argument of question," &c., insert in money columns respectively "£10 10s. Od.," "£15 15s. Od.," "£30 0s. Od." In line 19, against "Arguments on facts," &c., insert in money columns respectively "£10 10s. Od.," "£10 10s. Od.," "£30 0s. Od." In line 23, against "Taking Accounts per hour," strike out "£5 5s. Od." and insert "£1 1s. Od."

Add new Table "D" as follows:—

TABLE D.—FEES PAYABLE TO THE REGISTRARS OR DEPUTY-REGISTRARS OF THE SUPREME COURT.

	£	s.	d.
Affixing the seal of the Court to any document, unless otherwise provided	...	0	5 0
Affixing the seal of the Registrar, unless otherwise provided	...	0	3 0
Filing any document, unless otherwise provided	...	0	3 0
Subpœna	...	0	5 0
Swearing witness in Court or to affidavit	...	0	2 0
Setting down special case, special verdict, case on appeal, or other matter for hearing or argument in Court	...	0	5 0
Judgment or decree pronounced in Court	...	1	0 0
Judgment by confession, default, or final order of Judge at Chambers	...	0	10 0

TABLE D.—FEES PAYABLE TO THE REGISTRARS, &c.—*continued.*

	£	s.	d.
Drawing any document not otherwise provided for, at request of party, per folio	1	6	0
Appointment for taxation	0	5	0
Taxation	0	5	0
In addition, for every hour or fraction of an hour	0	5	0
Entering judgment on verdict	0	10	0
Writ of sale or execution against the goods or person, in addition to sealing	0	5	0
Writ of possession of land, in addition to sealing	0	10	0
Entering satisfaction, certificates of judgment, including Registrar's seal	0	10	0
Rule or order, including seal	0	6	0
Hearing petition in Court when no order made, or petition dismissed	0	6	0
Hearing any other application in Court at which no judgment is given or no order made	0	5	0
Hearing petition in Chambers when no order made, or petition dismissed	0	5	0
Hearing any other application, motion, or summons in Chambers when no order made	0	2	0
Notice of motion, petition, or application in Chambers	0	2	0
Summons to attend before Judge or Registrar, including Registrar's seal	0	3	0
Attendance before Registrar on inquiry or account under decree, each party, the first hour or fraction of an hour	0	5	0
Each subsequent hour or fraction	0	5	0
Certificate or report of Registrar, not exceeding three folios	0	10	0
For each folio, in addition... ..	0	1	6
Examination of witnesses by Registrar under order of the Court, for the first hour or fraction	1	0	0
For each subsequent hour or fraction	0	10	0
Inspection of law-book or document	0	1	0
General search in books or document	0	3	0
Payment of money into Court	0	5	0
Commission or order to examine witnesses, exclusive of seal	1	0	0
Discontinuance	0	5	0
Office copies, exclusive of seal, per folio	0	0	4
Order or writ of reviver, arrest, assistance, attachment, mandamus, prohibition, <i>quo warranto</i>	1	0	0
Exemplification of will, including seal and parchment, not exceeding 5 folios	1	0	0
For each additional folio	0	2	0
Memorial of judgment	1	0	0
Appointment of commissioner to take affidavits	1	0	0
Appointment of commissioner to take acknowledgment of married women	2	2	0
Any writ not specially mentioned, inclusive of seal	0	5	0
Charging orders, <i>nisi</i>	0	6	0
" " absolute... ..	0	10	0
On probate or letters of administration,—			
When an estate is sworn under £20	0	5	0
" " " £100	1	10	0
" " " over £100	3	0	0

COURT OF APPEAL BILL.

Clause 13. Line 10, strike out the words "may have."

Clause 19. In lines 12, 13, and 14, strike out word "province," and insert "judicial district" in each case; in line 18, strike out words "Court of"; and after word "Bench," insert "Division of Her Majesty's High Court of Justice."

Clause 26. After word "if," at end of clause, insert "they had been inserted in the Schedule to this Act."

Clause 30. In line 5, all the words after "settled, the" struck out, and words "fees for proceedings in the Court of Appeal shall be the same as those in the Supreme Court in respect of similar proceedings" inserted.

Clause 31. In blank spaces, after the words "on the" and "day of," insert the words "first" and "January" respectively; after the word "eighty," in line 2, insert the word "three."

Clause 32. After figures "1862," words "is hereby repealed" struck out, and words "and 'The Court of Appeal Act Amendment Act, 1870,' are hereby repealed, but this repeal shall not affect proceedings pending or incomplete under the said Acts or either of them, and such proceedings may be carried on and completed as if this Act had not been passed" inserted.

After clause 32, word "Schedules" altered to "Schedule," and words "First Schedule" struck out.

Schedule, Rule 5. After word "appeal," in last line, insert the words "or of any other proceedings in the Court."

Schedule, Rule 18. After the word "within," in line 2, insert the word "six;" the word "granted," in line 3, struck out, and the word "given" inserted.

Schedule, Rule 22. In line 3, "read £2 2s.," instead of "£22s.;" in line 8, after word "case," insert word "is;" in line 9, "affidavits," instead of "affidavit."

Words "Second Schedule," at end of Bill, struck out.

LAW AMENDMENT BILL.

Clauses 12 to 17 inclusive struck out.

CRIMINAL LAW BILL.

[Not amended.]