

No. VII.

ADDITIONAL JUDGE. An Act to authorize the Appointment of an
 Additional Judge of the Supreme Court.
 [12th May, 1865.]

Preamble.

WHEREAS the business of the Supreme Court of New South Wales has of late years so largely increased that the present number of Judges is insufficient for its disposal and for want of a fourth Judge the Court business is liable to be impeded during the temporary absence of either of the present Judges by reason of sickness or otherwise to the great injury and delay of persons seeking to enforce their lawful claims and it is expedient to provide a remedy for this inconvenience and to facilitate the increase of the number of the Circuit Courts Be it therefore enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows:—

Additional Judge of the Supreme Court may be appointed.

1. It shall be lawful for the Governor with the advice of the Executive Council by Commission under the Great Seal of the Colony in the name and on the behalf of Her Majesty to appoint in addition to the present Judges one other Judge of the Supreme Court who shall from the time of his appointment be a Judge of the said Court to all intents and purposes whatsoever.

Shall be a barrister of five years standing.

2. Provided always that such person so to be appointed shall be a barrister of England or Ireland or of this Colony of not less than five years standing.

How removed.

3. The Judge so appointed shall be liable to removal only as the present Judges of the Court are severally liable to removal.

His salary.

4. The Judge so appointed shall be entitled to a yearly salary of two thousand pounds secured and payable as the salaries of the present Judges of the Supreme Court are secured and made payable and such Judge shall be entitled to the same retiring pension or allowance as the other Puisne Judges of the said Court.

Power to appoint Judges under 4 Vic. No. 22 and 19 Vic. No. 31 repealed.

5. The power to appoint additional Judges of the Supreme Court conferred by the Acts of Council fourth Victoria number twenty-two and nineteenth Victoria number thirty-one shall be and the same is hereby repealed.