

No. XXXIII.

An Act to declare and amend the Law respecting Appeals from Summary Con- victions. [26th May, 1876.]

APPEALS FROM
SUMMARY
CONVICTIONS.

BE it 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 :—

1. In all cases in which any person now is or shall hereafter be by virtue of any Act entitled to appeal from the conviction or order of any Justice or Justices and no mode of proceeding shall have been or shall be specially provided in that behalf by such or some other Act the proceedings in respect of the appeal shall be deemed to be provided for by the third section of the Act passed in the fifth year of King William the Fourth numbered twenty-two and shall be prosecuted in the manner prescribed by that section all the provisions of which shall apply to such appeal and to the parties thereto accordingly.

Appeals regulated by
the 5th W. IV
No. 22 s. 3.

2. Such right of appeal shall for the purposes of this Act and of the said third section be taken to have been given where in respect of any such conviction or order as aforesaid it is or shall be in general terms provided that the defendant therein may appeal from the same or it is or shall be provided that in case the penalty or forfeiture or the sum ordered to be paid exceeds a specified amount or value he may so appeal although no reference be made to this Act or to the said third section in or by any such enactment.

Terms in which an
appeal may be given.