

## MARRIAGE AND DIVORCE.

8 GEO. VI.  
NO. 1.  
THE  
MATRIMONIAL  
CAUSES ACTS  
FURTHER  
AMENDMENT  
ACT OF 1944.

An Act to Amend "The Matrimonial Causes Acts, 1864 to 1931," in certain particulars.

[HIS MAJESTY'S ASSENT PROCLAIMED :  
3RD FEBRUARY, 1944.]

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows :—

Short title  
and  
construction.

1. (1.) This Act may be cited as "*The Matrimonial Causes Acts Further Amendment Act of 1944*," and shall be read as one with \*"*The Matrimonial Causes Acts, 1864 to 1931*," herein collectively referred to as the Principal Act.

Collective  
title.

(2.) The Principal Act and this Act may collectively be cited as "*The Matrimonial Causes Acts, 1864 to 1944*."

Amendment  
of 39 Vic.  
No. 13.  
New s. 7A.

2. †"*The Matrimonial Causes Act of 1875*" is amended by inserting therein a new section (7A) after section seven thereof, as follows :—

Where  
petitioner  
fails to  
apply to  
make decree  
absolute,  
respondent  
may apply.

"[7A.] (1.) (i.) Where a decree nisi has been pronounced by the Court for the dissolution of a marriage, and the petitioner fails to apply at the expiration of the time prescribed in the decree or in any special order to make the decree absolute, the respondent may, on giving notice to the petitioner or such substituted notice as the Court shall allow, apply to the Court to make the decree absolute.

Service of  
copy of  
decree nisi  
on the  
Attorney-  
General.

(ii.) The respondent may obtain from the Registrar of the Court and serve on the Attorney-General an office copy of such decree nisi if the petitioner has failed so to do.

\* 28 V. No. 29 and amending Acts. See v. 6, p. 40.

† 39 V. No. 13 See v. 6, p. 78.

1944.

*Matrimonial Causes Acts Further Amendment Act.*

(2.) (i.) The Court may make such order accordingly, and may make such order subject to such terms and conditions as it shall direct.

Court may make order subject to conditions.

(ii.) In such order, or any subsequent order the Court may direct that the person or persons named in such order shall make such settlement and/or payment by way of alimony, or maintenance to or for the benefit of any person or persons (including children) and/or may make or reform any settlement for his, her or their benefit as to the Court may seem just.

Court may make order as to alimony, maintenance, &c.

(iii.) Further, the Court shall make such order as to the payment of costs and by whom such costs shall be paid, as it shall think proper.

Costs.

(3.) A copy of the notice referred to in subsection one of this section shall be served upon the Attorney-General one week at least before any application shall be made under the lastmentioned subsection.

Notice to be given to the Attorney-General.

(4.) The provisions of \**“The Matrimonial Causes Acts, 1864 to 1931”* (and any Act amending the same), and the Rules of the Supreme Court shall extend and apply herein accordingly.”

Application of Principal Act.

\* 28 V. No. 29, 39 V. No. 13, 61 V. No. 6, 13 G. 5 No. 38, 22 G. 5 No. 21, 1 G. 6 No. 31 (s. 55), 7 G. 6 No. 20. See v. 6, pp. 40 *et seq.*, v. 3, p. 893. 1942-3 Sess. v., p. 352A.

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## MERCHANT SEAMEN AND VOTING.

See ELECTIONS.