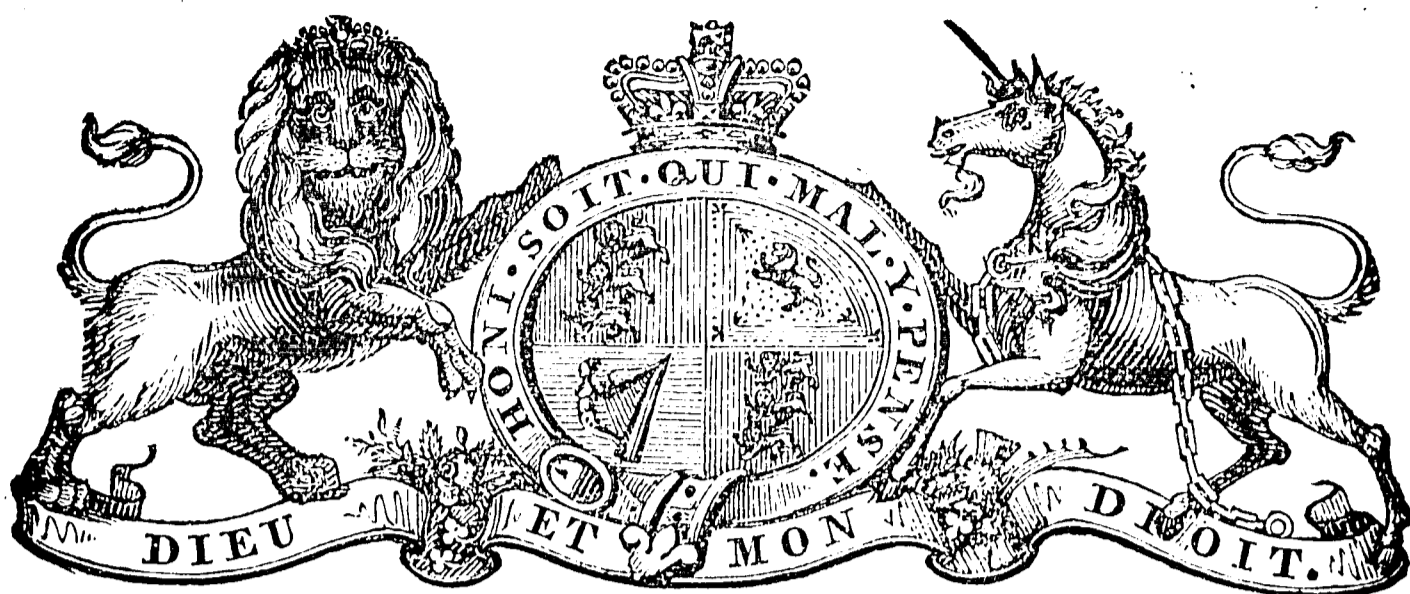


VICTORIA.



ANNO QUADRAGESIMO OCTAVO  
VICTORIÆ REGINÆ.

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No. DCCCXXVII.

An Act to settle the Tenure of Office of the Judges  
of the County Courts, and for other purposes.  
[12th December 1884.]

**B**E it enacted by the Queen's Most Excellent Majesty by and with the Preamble.  
advice and consent of the Legislative Council and the Legislative  
Assembly of Victoria in this present Parliament assembled and by the  
authority of the same as follows (that is to say) :—

1. This Act may for all purposes be cited as "*The County Court  
Judges Tenure of Office Act 1884*" and shall be read with and Short title and  
construction.  
No. 345.  
construed as part of the "*County Court Statute 1869*."

2. The several enactments mentioned in the schedule hereto to the Repeal.  
extent to which such enactments are in and by the said schedule  
expressed to be repealed shall be and the same are hereby repealed.

3. All persons now being judges of any county court and all Judges to hold office  
during good beha-  
viour.  
persons who may hereafter be appointed judges under the "*County  
Court Statute 1869*" and the present and every future Judge of the  
Court of Insolvency at Melbourne shall hold their offices during good  
behaviour. Provided always that it may be lawful for the Governor  
to remove any such judge or judges who shall be wilfully absent from  
Victoria without a reasonable cause to be allowed by the Governor in  
Council or who shall become incapable or who shall neglect to perform  
the duties of his office or offices or upon the address of both Houses of  
the Legislature.

4. All

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12th December 1884.*

Authority of judges and deputies.

4. All judges and deputy judges of county courts in Victoria shall without any further or other appointment than this Act be judges of all courts of mines in Victoria anything contained in the "*Mining Statute 1865*" to the contrary notwithstanding.

Judges empowered to act throughout the colony.

5. Each of the persons who at the time of the passing of this Act holds the office of judge or deputy judge of a county court shall without any fresh commission be empowered to act as judge of any county court or court of mines throughout the whole of Victoria as though such county court or court of mines had been named in his commission, and every person hereafter appointed a judge or deputy judge of county courts shall be appointed by one commission judge or deputy judge of county courts and judge or deputy judge of courts of mines for the whole colony, and shall under such commission be empowered to act in any county court or court of mines throughout the whole colony.

Districts to be assigned by the Governor.

6. The Governor in Council may from time to time by notice in the *Government Gazette* assign such county courts and courts of mines as he thinks fit to each judge of county courts and courts of mines, but the jurisdiction of any such judge or deputy judge shall not be deemed thereby to be limited exclusively to the courts so assigned to him.

One judge may sit for another in case of illness &c.

7. Any judge or deputy judge of county courts may at the request of any other judge or deputy judge or of a law officer or of the Minister of Justice for the time being sit either in court or in chambers for such other judge or deputy judge in case of the illness of such other judge or deputy judge or on any emergency, and may exercise all the powers and perform all the duties which such other judge or deputy judge might have exercised or performed.

Governor in Council may issue commission to chairman of sessions to preside at Supreme Court sittings.

8. The Governor in Council may from time to time issue to any chairman of general sessions a commission empowering such chairman to preside at the Supreme Court sittings for the hearing of criminal trials save and except cases of felonies now punishable with death in and throughout any bailiwick named therein or any particular place or places named therein and any such chairman whilst so acting by virtue of any such commission shall have all the powers of and with respect to all proceedings before him shall be deemed to be a judge of the Supreme Court. Provided that this section shall continue in operation until the thirty-first day of December One thousand eight hundred and eighty-six and no longer.

SCHEDULE.

## SCHEDULE.

Section 2.

Date of Act.	Title of Act.	Extent of repeal.
33 Vict. No. 345 ...	"County Court Statute 1869" ...	<p>In section 9 the words "and every such person may be appointed by one commission for several courts or by several commissions for each or any number of such courts."</p> <p>Section 13, the whole.</p> <p>In section 15, the following words (occurring in two places) "who shall be a judge appointed under this Act or."</p>
29 Vict. No. 291 ...	"Mining Statute 1865" ...	<p>In section 83 the words "and every such person may be appointed by one commission for several courts or by a separate commission for each of any number of such courts."</p>
34 Vict. No. 379 ...	"Insolvency Statute 1871" ...	<p>In section 8 the following words "and from time to time the Governor, with the advice aforesaid, may remove the said or any judge appointed by or under this section."</p>

MELBOURNE:

By Authority: JOHN FERRES, Government Printer.