



## WESTERN AUSTRALIA.

ANNO TRICESIMO QUINTO

## VICTORIÆ REGINÆ.

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No. III.

AN ACT to empower the Chief Justice to grant commissions for taking affidavits to be made use of in the Supreme Court, and for taking the acknowledgments of Deeds executed by married women.

[Assented to, 4th August, 1871.]

**W**HEREAS it has been found inconvenient that no persons are empowered to grant commissions for the taking and swearing of affidavits to be made use of in the Supreme Court, and for taking the acknowledgments of Deeds executed by married women: Be it therefore enacted, by His Excellency The Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, as follows; that is to say—

Preamble.

**1** IT shall be lawful for the Chief Justice for the time being, by commission or commissions under the seal of the Supreme Court of the Colony, from time to time, as need shall require, to appoint and empower as many persons as he shall think fit and necessary

The Chief Justice may appoint Commissioner to take affidavits, &c., and acknowledgments of married women.

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# 35° VICTORIÆ, No. 3.

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## *Commissions for taking Affidavits.*

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in places either within or beyond the jurisdiction of the said Court, to administer oaths, and take and receive all and every such affidavit and affidavits, declarations, or affirmations as any person or persons shall be willing and desirous to make before any of the persons so empowered in or concerning any cause, matter, or thing depending or hereafter to be depending, or anywise concerning any of the proceedings in the said Court; and to take the acknowledgments of Deeds executed by married women.

Affidavits, &c., taken before Commissioner shall be read and made use of in the Supreme Court as affidavits &c., now are.

2 ALL affidavits, declarations, or affirmations taken or made before any Commissioner appointed or empowered as aforesaid shall be read and made use of in the said Court, to all intents and purposes as other affidavits, declarations, or affirmations taken or made in the said Court now are, or by the practice of the Court at any time hereafter may be.

Commissioners may receive acknowledgments of married women under provisions of Ordinances 2nd Wm. 4th No. 7, s. 4, and 19th Vict. No. 3, s. 4.

3 ANY acknowledgment to be made by any married woman, whether within or out of the said Colony, of any Deed, under the provisions of the Ordinances 2nd Wm. 4th No. 7, s. 4, and 19th Vict. No. 3, s. 4, may be received by any Commissioner appointed and empowered as aforesaid, in the same manner as such acknowledgment may now be received by the Judge of the Court of the said Colony.

In the name and on behalf of the Queen I hereby assent to this Act.

FRED. A. WELD, Governor.