

TASMANIA

---

**JUSTICE MISCELLANEOUS (INCREASING  
JUDICIAL RETIREMENT AGE) BILL 2021**

---

**CONTENTS**

**PART 1 – PRELIMINARY**

1. Short title
2. Commencement

**PART 2 – MAGISTRATES COURT ACT 1987 AMENDED**

3. Principal Act
4. Section 8 amended (Qualification for appointment)
5. Section 9 amended (Tenure of office)

**PART 3 – SUPREME COURT ACT 1887 AMENDED**

6. Principal Act
7. Section 6A amended (Retirement of judges)

**PART 4 – SUPREME COURT ACT 1959 AMENDED**

8. Principal Act
9. Section 5 amended (Tenure of office and terms of appointment of Associate Judge)

**PART 5 – REPEAL OF ACT**

10. Repeal of Act

*Consultation Draft*

**JUSTICE MISCELLANEOUS (INCREASING  
JUDICIAL RETIREMENT AGE) BILL 2021**

*(Brought in by the Minister for Justice, the Honourable Elise  
Nicole Archer)*

**A BILL FOR**

**An Act to amend the *Magistrates Court Act 1987*, the  
*Supreme Court Act 1887* and the *Supreme Court Act 1959*.**

Be it enacted by Her Excellency the Governor of Tasmania, by  
and with the advice and consent of the Legislative Council and  
House of Assembly, in Parliament assembled, as follows:

**PART 1 – PRELIMINARY**

**1. Short title**

This Act may be cited as the *Justice  
Miscellaneous (Increasing Judicial Retirement  
Age) Act 2021*.

**2. Commencement**

This Act commences on the day on which this  
Act receives the Royal Assent.

*Justice Miscellaneous (Increasing Judicial Retirement Age) Act  
2021  
Act No. of 2021*

s. 3

Part 2 – Magistrates Court Act 1987 Amended

---

**PART 2 – MAGISTRATES COURT ACT 1987  
AMENDED**

**3. Principal Act**

In this Part, the *Magistrates Court Act 1987\** is referred to as the Principal Act.

**4. Section 8 amended (Qualification for appointment)**

Section 8(2) of the Principal Act is amended by omitting “72 years” and substituting “75 years”.

**5. Section 9 amended (Tenure of office)**

Section 9(4)(a) of the Principal Act is amended by omitting “72 years” and substituting “75 years”.

---

\*No. 45 of 1987

*Justice Miscellaneous (Increasing Judicial Retirement Age) Act  
2021  
Act No. of 2021*

Part 3 – Supreme Court Act 1887 Amended

s. 6

---

**PART 3 – SUPREME COURT ACT 1887 AMENDED**

**6. Principal Act**

In this Part, the *Supreme Court Act 1887\** is referred to as the Principal Act.

**7. Section 6A amended (Retirement of judges)**

Section 6A(1) of the Principal Act is amended by omitting “72 years” and substituting “75 years”.

---

\*No. 36 of 1887

*Justice Miscellaneous (Increasing Judicial Retirement Age) Act  
2021  
Act No. of 2021*

s. 8

Part 4 – Supreme Court Act 1959 Amended

---

**PART 4 – SUPREME COURT ACT 1959 AMENDED**

**8. Principal Act**

In this Part, the *Supreme Court Act 1959\** is referred to as the Principal Act.

**9. Section 5 amended (Tenure of office and terms of appointment of Associate Judge)**

Section 5(2) of the Principal Act is amended by omitting “72 years” and substituting “75 years”.

---

\*No. 41 of 1959

*Justice Miscellaneous (Increasing Judicial Retirement Age) Act  
2021  
Act No. of 2021*

Part 5 – Repeal of Act

**s. 10**

---

**PART 5 – REPEAL OF ACT**

**10. Repeal of Act**

This Act is repealed on the first anniversary of the day on which it commenced.