

FAMILY COURT.

No. 16 of 1976.

AN ACT to amend the Family Court Act, 1975.

[Assented to 31st May, 1976.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Family Court Act Amendment Act, 1976*. Short title and citation.

(2) In this Act the Family Court Act, 1975 is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Family Court Act, 1975-1976.

Commence-
ment.

2. This Act shall come into operation on the date on which the principal Act comes into operation.

Section 33
amended.

3. Section 33 of the principal Act is amended—

(a) as to subsection (1), by adding after the word “order” in the last line, the passage “, and, in relation to a decree of the Family Court of Western Australia, includes an order dismissing an appeal from a court of summary jurisdiction”; and

(b) by adding a subsection as follows—

(5) Upon an appeal under this section, the Family Court of Western Australia or the Full Court of the Supreme Court, as the case may be, may affirm, reverse, or vary the decree the subject of the appeal and may make such decree as, in the opinion of the Court, ought to have been made in the first instance, or may, if it thinks fit, order a re-hearing, on such terms and conditions, if any, as it thinks fit. .
