

No. 5 of 1974

AN ORDINANCE

To amend the *Legal Practitioners Ordinance 1970-1973*.

I, THE GOVERNOR-GENERAL of Australia, acting with the advice of the Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910-1973*.

Dated this nineteenth day of March, 1974.

PAUL HASLUCK
Governor-General.

By His Excellency's Command,

LIONEL MURPHY
Attorney-General.

LEGAL PRACTITIONERS ORDINANCE 1974

1. (1) This Ordinance may be cited as the *Legal Practitioners Ordinance 1974*.*

Short title
and
citation.

(2) The *Legal Practitioners Ordinance 1970-1973*,[†] as amended by this Ordinance, may be cited as the *Legal Practitioners Ordinance 1970-1974*.

2. Section 15E of the *Legal Practitioners Ordinance 1970-1973* is amended by omitting sub-section (3) and substituting the following sub-sections:—

Limitations
on issue of
unrestricted
practising
certificates.

“ (3) Notwithstanding sub-section (1), the Law Society may issue an unrestricted practising certificate to a barrister and solicitor who has previously held a practising certificate in the Territory if the Society is satisfied that he has gained such experience that an unrestricted practising certificate should be issued to him.

“ (4) Notwithstanding sub-section (1), the Law Society may issue an unrestricted practising certificate to a barrister and solicitor if it is satisfied —

(a) that he has, during the period of ten years immediately preceding the date of his application for a practising certificate, for a period of not less than three years or for periods which, in the aggregate, are not less than three years—

(i) practised or been employed as a solicitor in a State or the Northern Territory of Australia; or

* Notified in the *Australian Government Gazette* on 26 March 1974.

† Ordinance No. 43, 1970, as amended by No. 51, 1970; No. 9, 1971; No. 4, 1972; and No. 2, 1973.

- (ii) practised or been employed as a legal practitioner (however described) in a prescribed country;
- (b) that he has, during the period of three years immediately preceding the date of his application for a practising certificate, been employed by a barrister and solicitor in the Territory for a continuous period of not less than six months; and
- (c) that he has gained such experience that an unrestricted practising certificate should be issued to him.

“(5) For the purposes of sub-section (4), ‘prescribed country’ means—

- (a) England;
- (b) Scotland;
- (c) Northern Ireland;
- (d) New Zealand;
- (e) a province or territory of Canada; or
- (f) Papua New Guinea.”.

Practising certificates not to be issued unless certain examinations taken.

3. Section 15F of the *Legal Practitioners Ordinance 1970-1973* is amended by omitting the words “not being a person referred to in sub-section (3) of the last preceding section” and substituting the words “not being a person who was, immediately before the commencement of this Part, practising in the Territory as a solicitor on his own account or in partnership with another barrister and solicitor”.