

No. 45

AN ACT

To amend subsection (6) of section 315 of the act, approved the third day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by changing the procedure of reviewing cases where licenses have been revoked of resident *licensees.

"The Game Law."

Subsection (6) of section 315, act of June 3, 1937, P. L. 1225, amended.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Subsection (6) of section 315 of the act, approved the third day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," is hereby amended to read as follows:

Section 315. Revocation of Licenses; Right to Hunt or Trap Denied.—

* * * * *

(6) Any person whose license has been revoked by the commission for any of the aforesaid offenses [pursuant to a hearing before a referee of the commission] shall have the right to file a petition within thirty (30) days after being notified of such revocation for a review of the matter in the court of common pleas of [Dauphin County, which court is] *the county of legal residence of the licensee in the case of resident, and in the court of common pleas of Dauphin County in the case of a non-resident, which courts are hereby vested with jurisdiction, and whose duty it shall be to set the matter down for hearing upon thirty (30) days written notice to the director, and to determine whether the petitioner is subject to revocation of license. The commission, when such appeal is taken, shall file with the prothonotary a certified record of the complete proceedings in the matter, including a certified excerpt of the resolution of the commission. The matter shall be heard de novo by a judge or judges of the court without a jury [and the proceedings before the commission and its referee conducting the investigation shall be given similar weight, force, and effect as are accorded to the findings and reports of a referee selected or appointed under the provisions of the act, approved the fourteenth day of May, one thousand eight hundred and seventy-four, entitled "An act to provide for the submission of civil cases by agreement of the parties to a referee learned in the law," and its supplements].*

APPROVED—The 3rd day of June, A. D. 1953.

JOHN S. FINE

* "licenses" in original.