

HOUSE No. 5691

By Mr. Saggese of Winthrop, petition of Alfred L. Podolski and Alfred E. Saggese, Jr., for legislation to eliminate the right to remove equity cases from jurisdiction of the Probate and Family Court Department to the Superior Court Department. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Two.

AN ACT ELIMINATING THE RIGHT TO REMOVE EQUITY CASES FROM THE JURISDICTION OF THE PROBATE AND FAMILY COURT DEPARTMENT TO THE SUPERIOR COURT DEPARTMENT.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 215 of the General Laws is hereby amended by striking
2 the entire first paragraph of section 6 and inserting in place thereof
3 the following paragraph:—

4 The probate and family court department shall have original and
5 concurrent jurisdiction with the supreme judicial court and the
6 superior court department of all cases and matters of equity cog-
7 nizable under the general principles of equity jurisprudence and,
8 with reference thereto, shall be courts of general equity jurisdic-
9 tion, except that the superior court department shall have exclusive
10 original jurisdiction of all actions in which injunctive relief is
11 sought in any matter growing out of a labor dispute as defined in
12 section twenty C of chapter one hundred and forty-nine.

