ACTS OF THE PARLIAMENT OF SOUTH AUSTRALIA

1980

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With Tables and Indexes

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THE LAW BOOK COMPANY LIMITED

MELBOURNE	- -	389 LONSDALE STREET
SYDNEY	- -	31 MARKET STREET
BRISBANE	- -	239 GEORGE STREET

Printed and published, by authority, by
D. J. WOOLMAN, Government Printer, South Australia

1982

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ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 1 of 1980

An Act to provide for temporary rationing, and control over the distribution, of motor fuel; and for other purposes.

[*Assented to* 13*th March,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I

PART I

PRELIMINARY

1. This Act may be cited as the "Motor Fuel Rationing Act, 1980". Short title.

2. This Act shall come into operation on a day to be fixed by proclamation. Commencement.

3. This Act is arranged as follows:— Arrangement of Act.

PART I—PRELIMINARY

PART II—RESTRICTIONS UPON SALE AND USE OF RATIONED MOTOR FUEL

PART III—SUPPLY AND DISTRIBUTION OF MOTOR FUEL

PART IV—MISCELLANEOUS

4. In this Act, unless the contrary intention appears— Interpretation.

"condition", in relation to a permit, includes a limitation or restriction:

"motor fuel" means any substance (whether liquid or gaseous) used or capable of being used as fuel for a motor vehicle:

"permit" means a permit under this Act:

"permit holder" means a person to whom a permit is issued under this Act:

"rationed motor fuel" means motor fuel of a kind declared by regulation to be rationed motor fuel:

"to sell" includes—

(*a*) to barter or exchange;

(*b*) to offer or agree to sell, barter or exchange;

and "sale" has a corresponding meaning.

Delegation by the Minister of powers under this Act.

5. (1) The Minister may, by instrument in writing, delegate any of his powers under this Act to any other persons.

(2) A delegation under this section is revocable at will and does not derogate from the power of the Minister to act personally in any matter.

PART II

PART II

RESTRICTIONS UPON SALE AND USE OF RATIONED MOTOR FUEL

Restrictions upon sale and use of rationed motor fuel.

6. (1) A person shall not sell any rationed motor fuel by retail except to a permit holder.

Penalty: One thousand dollars.

(2) A person (other than a permit holder) shall not purchase any rationed motor fuel by retail.

Penalty: One thousand dollars.

(3) A permit holder—

(*a*) shall not use, or permit another to use motor fuel purchased in pursuance of the permit in contravention of a condition contained in the permit;

and

(*b*) shall not otherwise contravene or fail to comply with a condition contained in the permit.

Penalty: One thousand dollars.

Permits.

7. (1) The Minister may, if satisfied that it is in the public interest to do so, issue a permit to any person.

(2) A permit under this section shall be subject to such conditions as the Minister thinks fit to include in the permit.

(3) The Minister may, in his absolute discretion, by instrument in writing served personally or by post upon a permit holder, cancel the permit.

(4) Upon cancellation of a permit, the former permit holder shall deliver up the permit to the Minister or a person nominated by the Minister.

Penalty: One thousand dollars.

(5) A permit is not transferable.

(6) A person shall, while driving a motor vehicle to which motor fuel has been supplied in pursuance of a permit, carry the permit with him in the vehicle.

Penalty: Twenty dollars.

(7) A permit holder shall, at the request of a member of the police force, produce the permit for inspection by that member of the police force.

Penalty: Five hundred dollars.

(8) A person shall not, in connection with an application for a permit, make a statement or representation that is false or inaccurate in a material particular.

Penalty: One thousand dollars.

(9) It is a defence to a charge of an offence against subsection (8) of this section for the defendant to prove that he did not know, and could not by the exercise of reasonable diligence have ascertained, that the statement or representation was false or inaccurate.

Exemptions from the provisions of this Part.

8. (1) The Minister may, by instrument in writing, grant an exemption from the provisions of this Part in respect of—

(*a*) any specified person or class of persons;

or

(*b*) transactions involving the sale and purchase of rationed motor fuel that take place in specified parts of the State, or any other specified class of transactions involving the sale and purchase of rationed motor fuel.

(2) The Minister may, by instrument in writing, vary or revoke an exemption under subsection (1) of this section.

(3) An exemption under this section may be granted upon such conditions as the Minister thinks fit and specifies in the instrument of exemption.

(4) A person shall not contravene or fail to comply with a condition of an exemption granted under this section.

Penalty: One thousand dollars.

(5) A copy of an instrument under subsection (1) or (2) of this section shall be published in the *Gazette* as soon as reasonably practicable after execution of the instrument.

Special consideration to be given to those living in country areas.

9. In exercising his powers under this Part, the Minister shall give special consideration to the needs of those living in country areas of this State.

PART III

PART III

SUPPLY AND DISTRIBUTION OF MOTOR FUEL

Directions in relation to the supply or distribution of rationed motor fuel.

10. (1) Where, in the opinion of the Minister, it is in the public interest to do so, he may give directions to any person in relation to the supply or distribution of rationed motor fuel.

(2) A direction under this section shall be given—

(*a*) by instrument in writing served personally or by post upon the person to whom the direction is addressed;

or

(*b*) by publication of the direction in the *Gazette*.

(3) A person to whom a direction is given under this section shall not contravene or fail to comply with the direction.

Penalty: Where the convicted person is a body corporate—ten thousand dollars; where the convicted person is a natural person—one thousand dollars.

(4) Any rationed motor fuel in relation to which an offence is committed under subsection (3) of this section shall be forfeited to the Crown.

(5) In any proceedings for an offence against subsection (3) of this section, an apparently genuine document purporting to be a copy of a direction given in pursuance of this section shall, in the absence of proof to the contrary, be accepted as proof of the making and contents of the direction.

(6) A direction under this section may be revoked by the Minister at any time.

(7) A person who incurs expenses in complying with a direction under this section may, by action in any court of competent jurisdiction, recover the amount of those expenses by action against the Crown.

Power to require information.

11. (1) The Minister may, by notice in writing, require any person, who is, in his opinion, in a position to do so, to furnish information specified in the notice, relating to the storage, supply or distribution of motor fuel.

(2) Any information sought under subsection (1) of this section must be relevant to the administration of this Act.

(3) A person required to furnish information under subsection (1) of this section shall, within the time allowed in the notice, furnish the information sought in the notice to the best of his knowledge, information and belief.

Penalty: One thousand dollars.

PART IV

PART IV

MISCELLANEOUS

Actions for injunctions and mandamus against Minister.

12. No action to restrain or compel the Minister, or a delegate of the Minister, to take or refrain from taking any action in pursuance of this Act shall be entertained by any court.

Profiteering.

13. A person who sells rationed motor fuel for a price in excess of the price for which it may lawfully be sold under the law of this State shall be guilty of an offence and liable to a penalty not exceeding ten thousand dollars, or imprisonment for six months, or both.

Powers of investigation.

14. (1) A member of the police force—

(*a*) may, for the purpose of putting questions to the driver of a motor vehicle under paragraph (*b*) of this subsection, request the driver to stop the vehicle;

(*b*) may ask the driver or person apparently in charge of a vehicle (whether on a road or elsewhere) questions relating to—

(i) the name and place of residence or business of that person;

(ii) the name and place of residence or business of the owner of the vehicle or of any motor fuel in or on the vehicle;

(iii) the source from which the motor fuel on or in the vehicle was obtained and any other matters relating to that motor fuel.

(2) A person shall forthwith—

(*a*) comply with a request to stop a vehicle under subsection (1) of this section;

and

(*b*) truly answer to the best of his knowledge, information and belief questions put to him under subsection (1) of this section.

Penalty: Two hundred dollars.

(3) A person is not obliged to answer a question put to him under this section if the answer to the question would tend to incriminate him of an offence.

Evidentiary provision.

15. In any proceedings for an offence against this Act, an allegation in the complaint—

(*a*) that a substance, referred to in the complaint was, on a specified date, rationed motor fuel;

(*b*) that a person was or was not, on a specified date, a permit holder;

(*c*) that a person named in the complaint was, on a specified date, entitled to exercise powers referred to in the complaint by virtue of a delegation under this Act,

shall be accepted as proved in the absence of proof to the contrary.

PART IV

Proceedings for offences against this Act.

16. (1) Proceedings for an offence against this Act shall be disposed of summarily.

(2) Proceedings for an offence against this Act shall not be commenced without the authorization of the Attorney-General.

(3) An apparently genuine document purporting to be under the hand of the Attorney-General and to authorize the commencement of proceedings for an offence against this Act shall, in the absence of proof to the contrary, be proof of that authorization.

Regulations.

17. (1) The Governor may make such regulations as are contemplated by this Act or as are necessary or expedient for the purposes of this Act.

(2) Any regulation may impose a penalty (recoverable summarily) not exceeding five hundred dollars for contravention of, or failure to comply with, the regulation.

Expiry of this Act.

18. This Act shall expire on a date of expiry fixed by proclamation, or on the 28th day of March, 1980, whichever is the earlier.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 2 of 1980

An Act to amend the Barley Marketing Act, 1947-1978.

[*Assented to* 20*th March,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Barley Marketing Act Amendment Act, 1980".

(2) The Barley Marketing Act, 1947-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Barley Marketing Act, 1947-1980".

Amendment of principal Act, s. 14—Sale and delivery of barley.

2. Section 14 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "after the appointed day";

and

(*b*) by striking out subsection (3).

Amendment of principal Act, s. 14aa—Sale and delivery of oats.

3. Section 14aa of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "after the appointed day";

(*b*) by striking out paragraph (*f*) of subsection (2) and the word "or" immediately preceding that paragraph and inserting in lieu thereof the following paragraphs:—

(*f*) oats sold to a person who purchases the oats for the purpose of—

(i) converting the oats into chopped, crushed, or milled oats or any other manufactured product;

and

(ii) reselling the oats in that form;

or

(*g*) oats sold to a person who purchases the oats for his own use and not for resale;

and

(*c*) by striking out subsection (3).

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 3 of 1980

An Act relating to the marketing of wheat, and for other purposes.

[*Assented to 20th March,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I

PRELIMINARY

PART I

Short title.

1. This Act may be cited as the "Wheat Marketing Act, 1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Arrangement of Act.

3. This Act is arranged as follows:—

PART I—PRELIMINARY

PART II—MARKETING OF WHEAT

PART III—SALE OF WHEAT BY THE BOARD FOR USE OR CONSUMPTION IN AUSTRALIA

PART IV—MISCELLANEOUS

THE SCHEDULE

Repeal and saving.

4. (1) The Wheat Industry Stabilization Act, 1974-1979, is repealed.

(2) Notwithstanding the repeal effected by subsection (1) of this section, but subject to subsection (3) of this section, any provisions of an Act that would, but for those repeals have continued to apply to, or in relation to, wheat delivered to the Board before 1st October, 1979, continue so to apply.

(3) A reference in any of the provisions referred to in subsection (2) of this section to the Australian Wheat Board shall, in relation to things done or to be done after the commencement of this Act, be read as a reference to the Board as continued in existence by the Commonwealth Act and conducting its proceedings in accordance with the Commonwealth Act.

PART I
Interpretation.

5. (1) In this Act, unless the contrary intention appears—

"Australian standard white wheat" means wheat other than—

(*a*) wheat that, having regard to its general characteristics, is classified by or on behalf of the Board, for the purposes of this definition, as being included in a particular category of wheat;

or

(*b*) wheat that is classified by or on behalf of the Board, for the purposes of this definition, as having a quality defect:

"authorized person" means a person appointed under section 24 of this Act for the purposes of the provision in which the expression occurs:

"authorized receiver" means a body corporate authorized to receive wheat on behalf of the Board under section 8 of this Act or under a corresponding provision of the Commonwealth Act or of a State Act:

"Board" means the Australian Wheat Board continued in existence by the Commonwealth Act:

"Chairman" means the Chairman of the Board:

"Commonwealth Act" means the *Wheat Marketing Act* 1979 of the Parliament of the Commonwealth as that Act is amended from time to time:

"Commonwealth Minister" means the Minister of State of the Commonwealth administering the Commonwealth Act or another Minister of State of the Commonwealth acting for and on behalf of that Minister:

"guaranteed minimum price" has the same meaning as in the Commonwealth Act:

"net pool return" and "net pool return rate" have the same respective meanings as in the Commonwealth Act:

"quota season" means a season declared by Proclamation under section 5 of the Commonwealth Act to be a quota season:

"season" means the period of 12 months that commenced on 1st October, 1979, and each of the next 6 succeeding periods of 12 months:

"South Australian Co-operative Bulk Handling Limited" means South Australian Co-operative Bulk Handling Limited incorporated and registered under the Companies Act, 1962-1979:

"State Act" means an Act of the Parliament of another State passed after 1st October, 1979, relating to the marketing of wheat:

"Territory" means a Territory of the Commonwealth:

"wheat" does not include wheat harvested after 30th September, 1986:

"Wheat Levy Acts" means the *Wheat Levy Act* (No. 1) 1979 of the Parliament of the Commonwealth and the *Wheat Levy Act* (No. 2) 1979 of the Parliament of the Commonwealth, being those Acts as amended from time to time:

"wheat products" has the same meaning as in the Commonwealth Act:

"Wheat Tax Acts" means the *Wheat Tax Act* 1957 of the Parliament of the Commonwealth and the *Wheat Tax Act* 1979 of the Parliament of the Commonwealth, being those Acts as amended from time to time.

(2) A reference in this Act to wheat of a season shall be read as a reference to—

(*a*) wheat harvested during that season;

or

(*b*) wheat harvested before 1st October, 1979, and acquired by the Board during that season under this Act.

(3) A reference in this Act to wheat shall be read as including a reference to the corn sacks (if any) in which the wheat is at the relevant time.

(4) A reference in this Act to wheat acquired by the Board under an Act (whether this Act, the Commonwealth Act or a State Act) shall be read as a reference to wheat that, on or after 1st October, 1979, has become the property of the Board by force of that Act or an Act repealed by that Act.

Act to apply subject to Constitution.

6. (1) This Act shall be read and construed subject to the Commonwealth of Australia Constitution Act and so as not to exceed the legislative power of the State, to the intent that, where any provision of this Act, or the application of any provision of this Act to any person or circumstances, is held invalid, the remainder of this Act and the application of the provision to other persons or circumstances shall not be affected.

(2) If, by reason of the Commonwealth of Australia Constitution Act, a provision of this Act or a notice under a provision of this Act cannot validly apply in relation to any particular wheat or class of wheat, that provision or notice shall be construed as intended to operate in relation to all wheat to which it purports to apply, being wheat in relation to which it can validly apply.

PART II

MARKETING OF WHEAT

Powers of Board.

7. (1) The Board may—

(*a*) purchase wheat and wheat products;

(*b*) accept the delivery of wheat to it;

(*c*) sell or dispose of, or make arrangements for the sale or disposal of, wheat and wheat products;

(*d*) require, in circumstances where the Board considers it appropriate, a purchaser of wheat from the Board to give to the Board a guarantee or other security for the payment of the purchase price of the wheat;

(*e*) grist or arrange for the gristing of wheat, and sell or otherwise dispose of the products of the gristing;

(*f*) manage and control all matters connected with, or arising out of, the handling, storage, protection, treatment, transfer, shipment or sale of wheat or other things purchased or otherwise acquired by the Board or sold or otherwise disposed of by the Board;

and

(*g*) do all things that the Board is required or permitted by this Act to do or that are incidental to the exercise of the foregoing powers or are necessary or convenient to be done by the Board for giving effect to this Act.

(2) For the purposes of this Act, the Board is not bound to preserve the identity of wheat of a season and may keep its accounts and records in respect of sales of wheat and wheat products, and the export of wheat and wheat products, in such manner as will, in its judgment, attribute sales and exports to wheat of different seasons in an equitable manner, and sales and exports so attributed to wheat of a season shall be deemed to relate to wheat of that season.

(3) The Board may have regard to any advice furnished to it by a consultative group established under section 57 of the Commonwealth Act relating to the performance of the functions of the Board under this Act.

Authorized receivers.

8. (1) South Australian Co-operative Bulk Handling Limited is authorized to receive wheat on behalf of the Board.

(2) An authorized receiver may carry on operations as such a receiver by means of, and on the premises of, an agent of the authorized receiver, being such an agent approved by the Board.

(3) South Australian Co-operative Bulk Handling Limited may enter into an agreement with the Board under section 55 of the Commonwealth Act.

Directions by Minister.

9. The Commonwealth Minister may give directions to the Board concerning the performance of its functions and the exercise of its powers, and the Board shall comply with those directions.

Delivery of wheat.

10. (1) Subject to this Act, a person who is in possession of wheat may deliver that wheat to the Board.

(2) Subject to this section, the Board may—

(*a*) by notice in writing served personally on the person to whom it is addressed or served on that person by post at his usual or last known place of abode or business;

or

(*b*) by notice published in the *Gazette* and addressed to persons generally or to persons included in a class of persons,

require the person, or each person, as the case may be, to whom the notice is addressed—

(*c*) to deliver to the Board, in accordance with any directions in the notice, wheat that is in the possession of that person;

or

(*d*) to deliver to the Board, in accordance with any directions in the notice, wheat that, during such period as is specified in the notice, comes into the possession of that person.

(3) Upon delivery of wheat to the Board under this section, that wheat becomes the absolute property of the Board, freed from all mortgages, charges, liens, pledges, interests and trusts.

(4) A notice under subsection (2) of this section shall not require the delivery to the Board of—

(*a*) wheat retained by the grower for use on the farm where it is grown;

(*b*) wheat retained for use on a farm to which it has been moved under a permit under section 13 of this Act;

or

(*c*) wheat that has been sold by the Board.

(5) A person shall not—

(*a*) without reasonable excuse, refuse or fail to deliver wheat to the Board as required by a notice under subsection (2) of this section;

or

(*b*) deliver to the Board wheat that has previously been sold by the Board.

Penalty: An amount calculated in respect of the quantity of the wheat in respect of which the offence is committed at the rate of $200 per tonne or part thereof or imprisonment for 6 months, or both.

Delivery to authorized receiver.

11. (1) Delivery of wheat to the Board may be made by delivering the wheat to an authorized receiver and not otherwise, and the delivery is not effective unless and until the delivery is accepted by the authorized receiver.

(2) An authorized receiver shall, in relation to the acceptance, or refusal of acceptance, on behalf of the Board, of the delivery of wheat in a quota season, comply with any directions of the Board that have regard to quotas that are applicable under laws of all or any of the States providing for the fixing of wheat quotas, including a law of a State providing for the fixing of quotas in respect of wheat grown in a Territory.

(3) A person who delivers wheat to an authorized receiver shall, at the time of the delivery of the wheat, furnish to the authorized receiver—

(*a*) a declaration, to the best of his knowledge and belief, of the variety of the wheat so delivered;

and

(*b*) a statement in writing signed by him of the names and addresses of all persons known by him to have, or to claim, an interest in the wheat, or in the payment to be made for the wheat, and of all particulars known to him of those interests.

(4) A declaration under subsection (3) (*a*) of this section may be made orally unless the licensed receiver requires it to be made in writing, in which case it shall be made in writing and signed by the person delivering the wheat.

Act not to apply to certain wheat.

12. (1) A person who has in his possession—

(*a*) seed wheat;

or

(*b*) inferior wheat that would not be acceptable if it were delivered to the Board,

may, by notice served by post on the Board, notify the Board accordingly.

(2) Where, on receipt by the Board of a notice by a person under subsection (1) of this section, an authorized person is satisfied that the wheat to which the notification relates is wheat of a kind referred to in that subsection, the authorized person may, on behalf of the Board, issue to the firstmentioned person a declaration that this Act does not apply to that wheat.

(3) A declaration under subsection (2) of this section shall be in writing and shall specify—

(*a*) the name and address of the person to whom the declaration is issued;

(*b*) the quantity, and the grade, of the wheat to which the declaration applies;

(*c*) the address of the place where the wheat is when the declaration is issued;

(*d*) the date of the issue of the declaration;

and

(*e*) such other particulars as the Board specifies from time to time.

Permits for movement of wheat.

13. (1) A person who has wheat in his possession on a farm may, by notice served by post on the Board, notify the Board that he wishes to deliver the wheat to a miller for gristing with the object of having the produce of the gristing returned to the farm for use on the farm.

(2) On receipt by the Board of a notice by a person under subsection (1) of this section, an authorized person may, on behalf of the Board, issue to the person a permit for the movement of the wheat from the farm to the mill and the movement of the produce of the gristing from the mill to the farm.

(3) A person who has wheat in his possession on the farm on which the wheat was grown may, by notice served by post on the Board, notify the Board that he wishes to move the wheat from that farm to an associated farm.

(4) Where, on receipt by the Board of a notice by a person under subsection (3) of this section, an authorized person is satisfied that—

(*a*) the farms to which the notification relates are associated farms;

and

(*b*) the proposed movement of the wheat to which the notice relates would not detrimentally affect the orderly marketing of wheat by the Board in accordance with this Act,

the authorized person may, on behalf of the Board, issue to the firstmentioned person a permit for the movement of the wheat from one farm to the other.

(5) A permit under this section shall be in writing and shall specify—

(*a*) the name and address of the person to whom the permit is issued;

(*b*) the quantity of the wheat to which the permit applies;

(*c*) the date of the issue of the permit;

(*d*) in the case of a permit issued under subsection (2) of this section—

(i) the address of the farm where the wheat is at the time of the issue of the permit;

and

(ii) the address of the miller who is to grist the wheat;

(*e*) in the case of a permit issued under subsection (4) of this section—

(i) the address of the farm where the wheat is at the time of the issue of the permit;

and

(ii) the address of the farm to which the wheat is to be moved;

and

(*f*) such other particulars as the Board specifies from time to time.

(6) For the purposes of this section, two farms shall be deemed to be associated farms if—

(*a*) they are owned, operated or controlled by the same person or the same partnership;

(*b*) each of them is owned, operated or controlled by a partnership and the two partnerships have at least one common partner;

(*c*) one of them is owned, operated or controlled by a person and the other is owned, operated or controlled by a partnership of which that person is a member;

or

(*d*) they are, in some other manner, so associated with the same person that the Board is of the opinion that they should be treated as associated farms for the purposes of this section.

Notification of offer to purchase wheat.

14. (1) Where a person (in this section referred to as "the offeror") offers to purchase for use or consumption in Australia wheat that is in the possession of another person (in this section referred to as "the grower"), the grower may, by notice served by post on the Board, notify the Board accordingly.

(2) A notice under subsection (1) of this section shall be in accordance with a form approved by the Board and shall specify—

(*a*) the name and address of the grower;

(*b*) the name and address of the offeror;

(*c*) the quantity, the grade and the variety of the wheat to which the offer made by the offeror relates;

(*d*) the terms and conditions (including the price) of the offer made by the offeror;

and

(*e*) such other information as is required by the notice.

(3) Where, on the receipt by the Board of a notice under subsection (1) of this section, an authorized person is satisfied—

(*a*) that the terms and conditions of the offer made by the offeror are satisfactory and, in particular, that the price set out in the offer is not less than the price that would be the appropriate price for the wheat in accordance with section 21 of this Act if the wheat were to be sold by a contract of sale to which that section applied;

and

(*b*) where a condition of the offer provides for the delivery of the wheat by the grower—that the price includes any charge to be paid by the offeror for that delivery,

the authorized person may authorize the grower, in writing, to accept the offer on behalf of the Board.

(4) On the receipt by the grower of an authority under subsection (3) of this section, the grower shall set aside wheat for sale in accordance with that authority and, thereupon, the wheat so set aside becomes the absolute property of the Board, freed from all mortgages, charges, liens, pledges, interests and trusts.

(5) A contract for the sale of wheat entered into by the grower, on behalf of the Board, under an authorization given under subsection (3) of this section shall provide that the amount of the price for the wheat shall be paid directly to the Board.

(6) Where the price received by the Board under a contract of sale of wheat entered into under this section exceeds the price that would be the appropriate price for the wheat in accordance with section 21 of this Act if the wheat had been sold by a contract of sale to which that section applied, the Board shall pay to the grower an amount equal to that excess.

(7) A contract for the sale of wheat under this section shall not be entered into in a year other than a year in relation to which section 21 of this Act operates.

Unauthorized dealings with wheat.

15. (1) Except as provided by section 10 of this Act or in accordance with a permit under section 13 of this Act or an authority under section 14 of this Act or with the consent in writing of the Board—

(*a*) a person shall not sell or deliver to a person or transfer to a person the possession, or grist or otherwise process, or mix with any other grain or substance, any wheat, other than wheat that has been sold by the Board;

(*b*) a person shall not move wheat, or cause or permit wheat to be moved, from the farm where the wheat was grown or from the farm or other place to which the wheat has been moved in accordance with a permit under section 13 of this Act;

(*c*) where wheat has been sold by the Board under a contract of sale that specifies a purpose for which the wheat is to be used—the purchaser under the contract of sale shall not use the wheat for any other purpose;

or

(*d*) where wheat products have been produced at a place from wheat that has been grown at that place or has been moved to that place in accordance with a permit under section 13 of this Act—

a person shall not move those wheat products from that place.

Penalty: An amount calculated, in respect of the quantity of the wheat, or of the wheat equivalent of the wheat products, in respect of which the offence is committed, at the rate of $200 per tonne or part thereof or imprisonment for six months, or both.

(2) Subsection (1) (*a*) of this section does not prohibit the use of wheat on a farm on which the wheat was grown or at a place to which the wheat has been moved in accordance with a permit under section 13 of this Act.

Advance payment for wheat of season other than last two seasons.

16. (1) Where wheat of a season is acquired by the Board under this Act, the Board shall make an advance payment for that wheat of an amount determined in accordance with subsection (2) of this section.

(2) An advance payment in respect of wheat under subsection (1) of this section is an amount calculated at the guaranteed minimum price for wheat of the season concerned increased or decreased, as the case may be, by such allowances as the Board considers proper for—

(*a*) the quality of the wheat;

(*b*) where the wheat is wheat of a prescribed category—the characteristics of the variety or varieties of wheat included in that category and the place at which the wheat was grown;

(*c*) where the wheat was delivered to the Board under section 10 of this Act—

(i) charges by the Board in respect of costs of the transport of the wheat to a terminal port from the place at which the wheat was so delivered;

(ii) charges by the Board in respect of so much of the cost to the Board of remuneration payable under the Commonwealth Act to the authorized receiver to whom the wheat was so delivered as is applicable to the wheat;

and

(iii) the corn sacks (if any) in which the wheat was so delivered and any additional costs incurred by the Board in the handling and storage of the wheat;

(*d*) where the wheat was not delivered to the Board under section 10 of this Act—

(i) charges that the Board would have made if the wheat had been delivered to the Board under section 10 of this Act in respect of the cost of the transport of the wheat from the place at which, in the opinion of the Board, the wheat would have been so delivered to the appropriate terminal port in relation to that place;

(ii) charges by the Board in respect of so much of the cost to the Board of that proportion of the remuneration payable under the Commonwealth Act to the authorized receiver at the place referred to in subparagraph (i) of this paragraph that is specified in a notice from the authorized receiver to the Board under section 27 of this Act as would be applicable to the wheat if the wheat had been delivered to the authorized receiver at that place;

and

(iii) the corn sacks (if any) in which the wheat was when acquired by the Board;

(*e*) where the wheat was delivered to the Board after the day (if any) that is the final delivery day for the season (being a day declared under section 25 (1) of the Commonwealth Act)—charges by the Board in respect of administrative costs incurred by the Board in respect of the wheat that are additional to the administrative costs that would have been incurred if the wheat had been delivered before that day;

and

(*f*) other necessary adjustments.

(3) In subsection (2) (*b*) of this section, "prescribed category", in relation to wheat means a category of wheat determined by the Minister, being a category so determined by reference to a variety or varieties of wheat, whether or not it is also so determined by reference to another criterion or other criteria.

(4) The Minister shall determine categories pursuant to subsection (3) of this section on the recommendation of the South Australian Advisory Committee on wheat quality.

(5) The Board may, with the approval of the Commonwealth Minister, make advances to a person on account of advance payments referred to in subsection (1) of this section.

(6) The rate at which an advance under subsection (5) of this section, being an advance in respect of wheat of any season after the season that commenced on 1st October, 1979, is calculated shall not be greater than 85 per cent of the guaranteed minimum price for wheat of the immediately preceding season.

(7) An advance payment under subsection (1) of this section in respect of wheat shall be reduced by an amount equal to the aggregate of—

(*a*) the amount of any advance under subsection (5) of this section;

and

(*b*) the amount of any advance payment made by the Board under an Act repealed by this Act,

in respect of that wheat.

(8) The obligation of the Board under this section in respect of any wheat is subject to the operation of the Wheat Tax Acts and the Wheat Levy Acts.

(9) In this section, "season" does not include the season commencing on 1st October, 1984, or the season commencing on 1st October, 1985.

Final payment for wheat of season other than last two seasons.

17. (1) Where the net pool return rate for wheat of a season exceeds the guaranteed minimum price for wheat of that season, the Board shall make a final payment of an amount determined in accordance with subsection (2) of this section for any wheat of that season acquired by the Board under this Act.

(2) The Board shall determine an amount payable under subsection (1) of this section in respect of any wheat by—

(*a*) calculating the amount that the advance payment in respect of the wheat under section 16 of this Act would have been if the reference in that section to the guaranteed minimum price for wheat were a reference to the net pool return rate for the wheat;

and

(*b*) deducting from that amount the amount of the advance payment in respect of the wheat.

(3) A reference in subsection (2) of this section to the advance payment in respect of any wheat shall be read as a reference to the advance payment in respect of that wheat before any reduction is made under section 16 (6) of this Act.

(4) Where the net pool return rate for wheat of a season does not exceed the guaranteed minimum price for wheat of that season, the advance payment under section 16 of this Act (including any advance under section 16 (4) of this Act), and any advance made under an Act repealed by this Act, in respect of any wheat of that season shall be regarded as the final payment for that wheat.

(5) The Board may, with the approval of the Commonwealth Minister, make advances on account of final payments referred to in subsection (1) of this section.

(6) In this section, "season" does not include the season commencing on 1st October, 1984, or the season commencing on 1st October, 1985.

Payment for wheat of last two seasons.

18. (1) In this section, "season to which this section applies" means the season commencing on 1st October, 1984, and the season commencing on 1st October, 1985.

(2) Where wheat of a season to which this section applies is acquired by the Board under this Act, the Board shall pay for that wheat an amount determined in accordance with subsection (3) of this section.

(3) The Board shall determine an amount payable under subsection (2) of this section in respect of any wheat by calculating an amount equal to the amount that the advance payment in respect of the wheat under section 16 of this Act would have been if—

(*a*) that section were applicable to wheat of a season to which this section applies;

and

(*b*) the reference in that section to the guaranteed minimum price for wheat were a reference to the net pool return rate for the wheat.

(4) The Board may, with the approval of the Commonwealth Minister, make advances on account of payments referred to in subsection (2) of this section.

(5) The obligation of the Board under this section in respect of any wheat is subject to the operation of the Wheat Tax Acts and the Wheat Levy Acts.

Payment by Board.

19. (1) Subject to subsections (4) and (5) of this section and to any other law to which the Board is subject, an amount payable under section 16, 17 or 18 of this Act in respect of any wheat is payable to the person who would have been entitled to receive the price of the wheat if the wheat had been lawfully sold to the Board at the time of the acquisition of the wheat by the Board.

(2) The same rights (if any) exist against the person receiving an amount paid by the Board under section 16, 17 or 18 of this Act in respect of wheat as would exist if the moneys so paid were the proceeds of a sale or purported sale of the wheat by him, and any such rights may be enforced by action in any court that would have had jurisdiction if the moneys were the proceeds of such a sale or purported sale.

(3) Payment in good faith by the Board of any moneys payable under this Act to the person appearing to the Board to be entitled to receive them discharges the Board from any further liability in respect of those moneys.

(4) Subject to subsection (5) of this section, an assignment of moneys payable by the Board in respect of wheat delivered to the Board (not including a registered crop lien) is void as against the Board.

(5) Where a person has assigned moneys payable to him by the Board in respect of wheat delivered or to be delivered to the Board in payment of, or as security for payment of, an amount payable by that person for corn sacks supplied to him, the Board may pay those moneys to the assignee.

Declaration to be furnished as to old season's wheat.

20. (1) In this section—

"final delivery day", in relation to a season, means the day declared by the Commonwealth Minister under section 25 (1) of the Commonwealth Act, or under the corresponding provision of an Act repealed by the Commonwealth Act, to be the final delivery day for that season:

"season" includes any period that is a season for the purposes of an Act repealed by this Act.

(2) A person who, after the final delivery day for a season—

(*a*) delivers to an authorized receiver wheat harvested in that season;

or

(*b*) serves a notice on the Board under section 14 (1) of this Act with respect to wheat harvested in that season,

shall, at the time of the delivery of the wheat or of the service of the notice, as the case may be, deliver to the authorized receiver or serve by post on the Board, as the case may be, a declaration in writing signed by him correctly stating the season during which the wheat was harvested.

PART III

SALE OF WHEAT BY THE BOARD FOR USE OR CONSUMPTION IN AUSTRALIA

Home consumption price of wheat.

21. (1) The price at which, in the year commencing on 1st December, 1979, or any of the next 4 succeeding years, the Board shall, by a contract made in the State (other than a contract entered into under section 14 of this Act), sell wheat for use or consumption in Australia is the appropriate price that is applicable in accordance with this section.

(2) Subject to subsection (3) of this section, the price for Australian standard white wheat in bulk sold free on rail at a port of export for human consumption in Australia is—

(*a*) in respect of the year commencing on 1st December, 1979—$127·78 per tonne;

or

(*b*) in respect of any of the 4 years succeeding that year—the price per tonne ascertained in respect of that year in accordance with the Schedule.

(3) There shall be added to a price specified in, or ascertained under, subsection (2) of this section in respect of a year such amount as the Minister, after consultation with the Board, considers to be necessary to be included in the price of all wheat sold by the Board in that year for human consumption in Australia for the purpose of enabling the Board to meet the costs of shipment of wheat by the Board to a port in Tasmania.

(4) Subject to subsection (5) of this section—

(*a*) the price for Australian standard white wheat in bulk sold free on rail at a port of export for a use (in this paragraph referred to as "the relevant use") in Australia that is a stock-feed use is such price as is determined from time to time by the Board in respect of the relevant use;

and

(*b*) the price for Australian standard white wheat in bulk sold free on rail at a port of export for a use (in this paragraph referred to as "the relevant use") in Australia that is an industrial use is such price as is determined from time to time by the Board in respect of the relevant use.

(5) A price determined for a relevant use under subsection (4) of this section—

(*a*) shall not vary as between wheat at one port of export and wheat at another port of export;

and

(*b*) shall be the same as any corresponding price determined by the Board under a provision of the Commonwealth Act, or of a State Act, that corresponds to subsection (4) of this section.

(6) The price in respect of wheat that is not Australian standard white wheat in bulk sold free on rail at a port of export is such price as the Board determines by adding to, or deducting from, the price that would be applicable to the wheat if it were Australian standard white wheat in bulk sold free on

rail at a port of export an amount by way of allowances in respect of the quality of the wheat, the conditions of sale and the place of delivery, or in respect of one or more of those matters, as the case requires.

(7) The Board may discount a price for wheat sold by the Board other than for human consumption on the basis of the quantity of wheat so sold.

Special account for freight to Tasmania.

22. (1) Subject to this section, the Board shall keep a separate account of the moneys received by the Board by reason of the inclusion in the price for a sale of wheat to which section 21 of this Act applies of an amount referred to in section 21 (3) of this Act and of payments made out of those moneys, and shall not apply those moneys except in accordance with this section.

(2) The Board may combine the account required to be kept under subsection (1) of this section with any similar account or accounts to be kept by it under the Commonwealth Act or under a State Act.

(3) The Board shall use the moneys referred to in subsection (1) of this section in meeting the costs of shipment of wheat by the Board to a port in Tasmania, and shall not use for that purpose any other moneys derived by it from the sale of wheat acquired by it in pursuance of this Act.

(4) Any moneys referred to in subsection (1) of this section that remain unexpended after the Board has made the final payment required to be made under subsection (3) of this section shall be applied by the Board for the benefit of the wheat industry in such manner as the Commonwealth Minister, after consultation with the appropriate Minister of each State, directs.

(5) Any moneys referred to in section 20 (1) of the Wheat Industry Stabilization Act, 1974, as continued in force by section 4 (2) of this Act, that remain unexpended after the Board has made the final payment required to be made under section 20 (3) of the Wheat Industry Stabilization Act, 1974, shall be deemed to be moneys referred to in subsection (1) of this section.

(6) In relation to sales of wheat by the Board for shipment to a port in Tasmania in respect of which the Board bears the cost of shipment, the Board shall take such measures as are practicable to obtain recoupment of the cost of the shipment in respect of such of that wheat as is used in the production in Tasmania of wheat products that are sent to other States for consumption in Australia, and may include in any contracts made by the Board provisions for that purpose.

(7) Any moneys received by the Board in accordance with subsection (6) of this section by way of recoupment of costs of shipment shall be deemed to be moneys referred to in subsection (1) of this section.

(8) A reference in this section to a port in Tasmania shall be read as a reference to the port, or the first port, in Tasmania at which the wheat concerned is landed.

Quota seasons.

23. (1) In relation to a quota season, or a season that is not a quota season but immediately follows a quota season, sections 16 and 17 of this Act have effect as if references in those sections to wheat of a season were references to wheat included in the pool for that season in accordance with this section.

(2) For the purposes of this section, "quota wheat", in relation to a quota season (in this subsection referred to as "the relevant season") means wheat of the relevant season acquired by the Board in the relevant season, or wheat of an earlier quota season acquired by the Board in the earlier quota season but not included in the pool for that season, or acquired by the Board in the relevant season, being in either case—

(*a*) wheat that appears from the records of the Board to be part of a quota allocated, in respect of the relevant season, to the State in which it was acquired by the Board under arrangements between the Commonwealth Government and the Governments of the States relating to wheat quotas;

and

(*b*) if, under the law of the State in which the wheat was acquired by the Board relating to wheat quotas, quotas have been allocated to individual persons in respect of the relevant season, wheat that appears from the records of the Board to be the whole or a part of a quota applicable in respect of the relevant season to a person under that law.

(3) The pool for a quota season (in this subsection referred to as "the relevant season") consists of the following wheat acquired by the Board—

(*a*) wheat that is quota wheat in relation to the relevant season;

(*b*) any other wheat of the relevant season or of an earlier quota season acquired by the Board in the relevant season that is declared by the Board to have been sold by the Board, by way of export sale or sale for export, at a premium on the price of Australian standard white wheat, and paid for in full, during the relevant season;

and

(*c*) any other wheat, being wheat of an earlier quota season, that—

(i) was acquired by the Board before the relevant season;

(ii) was not included in the pool for a season before the relevant season;

and

(iii) is declared by the Board to have been sold by the Board, and paid for in full, before or during the relevant season.

(4) The pool for a season that is not a quota season but immediately follows a quota season consists of the following wheat acquired by the Board—

(*a*) wheat of that season;

and

(*b*) wheat of an earlier season, being a quota season, that was not included in the pool for an earlier season.

(5) The Board may, in such manner as it considers equitable, for the purposes of a declaration under subsection (3) (*b*) or (*c*) of this section attribute sales of wheat of a particular kind to all or any of the wheat of that particular kind acquired from particular persons.

(6) For the purposes of this section—

(*a*) the Australian Capital Territory shall be deemed to be part of New South Wales and the Northern Territory shall be deemed to be part of such State as is prescribed by regulations under the Commonwealth Act;

and

(*b*) wheat shall be deemed to have been acquired by the Board in a State if—

(i) it has been delivered to the Board in that State;

or

(ii) in the case of wheat sold by the Board under section 14 of this Act or under the corresponding provision of the Commonwealth Act or of a State Act— the wheat was in the State at the time of the sale.

(7) In this section, a reference to wheat acquired by the Board shall be read as a reference to wheat so acquired under this Act, the Commonwealth Act or a State Act.

PART IV

MISCELLANEOUS

Appointment of authorized persons.

24. The Board or the Chairman may appoint a person, or persons included in a class of persons, to be an authorized person or authorized persons, as the case may be, for the purposes of a specified provision of this Act.

Information to be furnished.

25. (1) For the purposes of this Act, the Board may, by notice in writing served on the person to whom it is addressed either—

(*a*) personally;

or

(*b*) by post at his last known place of abode or business,

require a person to furnish in writing to the Board, within the time specified in the notice, such information relating to wheat of any season, wheaten flour, semolina, corn sacks, jute or jute products as is specified in the notice.

(2) A person shall not, without reasonable excuse, refuse or fail to comply with a requirement under this section.

(3) A person is not excused from furnishing information that he is required to furnish under this section on the ground that the information might tend to incriminate him or make him liable to a penalty, but any information so furnished is not admissible in evidence against him in proceedings other than proceedings for an offence against subsection (4) of this section.

(4) A person shall not furnish to the Board information that is false or misleading in a material particular.

Proper care to be taken of wheat owned by Board.

26. A person having wheat the property of the Board in his possession or under his care shall exercise proper care and take all proper and reasonable precautions and do all things necessary to preserve and safeguard that wheat and to keep it free from damage or deterioration.

Notice by authorized receiver with reference to capital expenditure.

27. (1) As soon as practicable after the commencement of this Act, South Australian Co-operative Bulk Handling Limited shall, by notice in writing to the Board, specify the proportion of the remuneration under the Commonwealth Act payable to it as an authorized receiver that, in its opinion, is referable to capital expenditure (including depreciation allowances and maintenance costs) in relation to its facilities as an authorized receiver.

(2) An authorized receiver may, from time to time, by notice in writing to the Board, vary a proportion specified in a notice under subsection (1) of this section.

(3) Before giving a notice under subsection (1) or (2) of this section, the authorized receiver shall consult with the Grain Section of United Farmers and Stockowners of S.A. Incorporated.

Access to premises and motor vehicles.

28. (1) Subject to subsection (2) of this section, an authorized person may, at all reasonable times, for the purpose of exercising any of his functions under this section, enter any premises where he has reasonable grounds to believe that wheat is or corn sacks are stored, or any accounts, documents, books or papers relating to wheat, to wheat products or to corn sacks are kept.

(2) Subsection (1) of this section does not authorize any person to enter that portion of any premises that is used for residential purposes, without the consent of the occupier of that portion.

(3) An authorized person may, for the purpose of exercising any of his functions under this section, stop and detain any motor vehicle upon a public street in which he has reasonable grounds to believe that there is wheat or there are corn sacks, or any accounts, documents, books or papers relating to wheat, to wheat products or to corn sacks.

(4) Where an authorized person has reasonable grounds to believe that—

(*a*) there is on any premises wheat that is the property of the Board or wheat the delivery of which has been lawfully demanded by the Board under this Act;

or

(*b*) there are on any premises accounts, documents, books or papers relating to wheat, to wheat products or to corn sacks,

he may make application to a Justice of the Peace for a warrant authorizing him to enter those premises for the purpose of exercising his functions under this section.

(5) If, on an application under subsection (4) of this section, a Justice of the Peace is satisfied by information under oath—

(*a*) that there are reasonable grounds for believing that there is on any premises any wheat, or that there are on any premises any accounts, documents, books or papers, referred to in subsection (4) of this section;

and

(*b*) that the issue of a warrant is reasonably required for purposes of, or related to the operation of, this Act,

the Justice of the Peace may grant a warrant authorizing the applicant, with such assistance as the applicant thinks necessary, to enter the premises during such hours of the day or night as the warrant specifies or, if the warrant so specifies, at any time, if necessary by force, for the purpose of exercising any of the functions of an authorized person under this section.

(6) The functions of an authorized person under this section are—

(*a*) to search for and inspect wheat or corn sacks;

(*b*) to search for, inspect, take extracts from and make copies of any accounts, documents, books or papers relating to wheat, wheat products or corn sacks;

(*c*) to take possession of and remove any wheat that he reasonably suspects is the property of the Board or is wheat the delivery of which has been lawfully demanded by the Board under this Act;

and

(*d*) to make any inquiry or request that he considers necessary relating to wheat, to wheat products or to corn sacks.

(7) A person shall not—

(*a*) obstruct or hinder a person lawfully exercising the functions of an authorized person under this section;

(*b*) fail or refuse to produce any accounts, documents, books or papers relating to wheat, wheat products or corn sacks when requested to do so by an authorized person;

or

(*c*) make any false or misleading statement in answer to any inquiry or request made by any person lawfully exercising the functions of an authorized person under this Act.

(8) On the taking possession, as referred to in subsection (6) (*d*) of this section, of wheat that, immediately before that taking, was not the property of the Board, the wheat becomes the absolute property of the Board, freed from all mortgages, charges, liens, pledges, interests and trusts.

(9) In this section, "occupier", in relation to any premises, includes a person in charge of those premises.

Use of funds by Board.

29. Subject to the Board's paying, or making provision for the payment of, amounts required to be paid by it under this Act, nothing in this Act prevents the Board from applying moneys received by it by reason of the exercise of its functions under this Act for the purposes of the Commonwealth Act or of a State Act.

Offences.

30. A person who contravenes or fails to comply with a provision of this Act for which no other penalty is provided shall be guilty of an offence and liable to a penalty not exceeding $2 000 or imprisonment for a term not exceeding 6 months, or both.

Proceedings.

31. Proceedings for an offence against this Act shall be disposed of summarily.

Regulations.

32. The Governor may make regulations, not inconsistent with this Act, prescribing all matters which by this Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act, and, in particular, making provision for penalties not exceeding a fine of $500 for offences against the regulations.

Section 21 (2)

SCHEDULE

FORMULA FOR ASCERTAINING THE PRICE PER TONNE OF WHEAT IN RESPECT OF A YEAR

$$(1 + 0{\cdot}6A)\,(0{\cdot}5B + 0{\cdot}5C) + 0{\cdot}6C\,(1{\cdot}2 - D)$$

where—

A = a number less by one than the number obtained by dividing the index number of the Index of Prices Paid by Farmers for the quarter ended on 30 June immediately before the beginning of the subject year published by the Bureau of Agricultural Economics by the index number of that Index for the quarter ended 30 June immediately preceding the first-mentioned 30 June

B = the amount of the price per tonne specified in, or ascertained under, section 21 (2) in respect of the year immediately preceding the subject year

C = an estimate of the amount of the average export price per tonne for Australian standard white wheat of the season that commenced on 1 October immediately preceding the commencement of the subject year that has been or will be, disposed of by the Board by way of export sale or sale for export, being an estimate made by the Commonwealth Minister having regard to any advice or information furnished to him by the Board or the Bureau of Agricultural Economics

D = the number obtained by dividing the number of cents in the aggregate of the home consumption prices for wheat in respect of the 8 years preceding the subject year by the number of cents in the aggregate of the average export prices for wheat of the 8 seasons that commenced on 1 October immediately preceding each of those 8 years

2. For the purpose of ascertaining the value of "D" in the formula set out in paragraph 1—

(*a*) the reference to home consumption prices for wheat shall be read as a reference to—

(i) in so far as the reference relates to the year commencing on 1 December 1979 or a subsequent year—the amount of the price per tonne specified in, or ascertained under, section 21 (2) in respect of that year;

(ii) in so far as the reference relates to the year that commenced on 1 December 1978—$138·05;

(iii) in so far as the reference relates to the year that commenced on 1 December 1977—$122·34;

(iv) in so far as the reference relates to the year that commenced on 1 December 1976—$101·95;

(v) in so far as the reference relates to the year that commenced on 1 December 1975—$84·96;

(vi) in so far as the reference relates to the year that commenced on 1 December 1974—$70·80;

(vii) in so far as the reference relates to the year that commenced on 1 December 1973—$59·00;

and

(viii) in so far as the reference relates to the year that commenced on 1 December 1972—$55·48;

and

(*b*) the reference to average export prices for wheat shall be read as a reference to—

(i) in so far as the reference relates to a season in respect of which all relevant information is in the possession of the Board—the amount per tonne of the average export price, f.o.b., for Australian standard white wheat of that season that has been disposed of by the Board by way of export sale or sale for export;

and

(ii) in so far as the reference relates to any other season—an estimate of the amount per tonne of the average export price, f.o.b., for Australian standard white wheat of that season that has been, or will be, disposed of by the Board by way of export sale or sale for export, being an estimate made by the Commonwealth Minister having regard to any advice or information furnished to him by the Board or the Bureau of Agricultural Economics.

3. Where the difference (in this paragraph referred to as "the relevant difference") between the amount (in this paragraph referred to as "the ascertained amount") of the price per tonne of wheat ascertained in accordance with the formula in this Schedule in respect of a year and the amount (in this paragraph referred to as "the other amount") of the price per tonne of wheat specified in, or ascertained under, section 21 (2) in respect of the year immediately preceding the first-mentioned year exceeds an amount (in this paragraph referred to as "the maximum difference") equal to 20 per cent of the other amount, then—

(*a*) where the ascertained amount exceeds the other amount—the ascertained amount shall be reduced by the amount by which the relevant difference exceeds the maximum difference;

or

(*b*) in any other case—the ascertained amount shall be increased by the amount by which the relevant difference exceeds the maximum difference.

4. A reference in this Schedule to a price specified in, or ascertained under, section 21 (2) shall be read as not including a reference to any addition to that price under section 21 (3).

5. In this Schedule—

"season" means a period of 12 months commencing on 1 October:

"year" means a period of 12 months commencing on 1 December.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 4 of 1980

An Act to amend the Off-Shore Waters (Application of Laws) Act, 1976

[*Assented to 3rd April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Off-Shore Waters (Application of Laws) Act Amendment Act, 1980".

(2) The Off-Shore Waters (Application of Laws) Act, 1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Off-Shore Waters (Application of Laws) Act, 1976-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 3—Application of law of State to off-shore waters.

3. Section 3 of the principal Act is amended—

(*a*) by striking out the passage "Notwithstanding any other provision of this Act" and inserting in lieu thereof the passage "Subject to subsection (2) of this section,";

and

(*b*) by inserting after the present contents as amended by this section (which are hereby designated subsection (1) thereof) the following subsection:—

(2) This section does not operate to apply criminal laws within the meaning of the Crimes (Offences at Sea) Act, 1980, to any act, omission, circumstance or state of affairs to which those laws apply by virtue of that Act.

Amendment of principal Act, s. 4—Application of law of State to persons connected with the State, etc. in off-shore waters.

4. Section 4 of the principal Act is amended—

(*a*) by striking out the passage "Notwithstanding any other provision of this Act" and inserting in lieu thereof the passage "Subject to subsection (2) of this section,";

and

(*b*) by inserting after the present contents as amended by this section (which are hereby designated subsection (1) thereof) the following subsection:—

(2) This section does not operate to apply criminal laws within the meaning of the Crimes (Offences at Sea) Act, 1980, to any act, omission, circumstance or state of affairs to which those laws apply by virtue of that Act.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 5 of 1980

An Act relating to offences committed at sea and matters connected therewith.

[*Assented to 3rd April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Crimes (Offences at Sea) Act, 1980.

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Interpretation.

3. (1) In this Act, unless the contrary intention appears—

"act" includes any circumstance or state of affairs:

"Australian ship" means—

(*a*) a ship registered in Australia or in an external Territory under an Act of the Commonwealth or an Imperial Act relating to the registration of ships that is applicable throughout the whole of Australia and the external Territories not being an Act or Imperial Act relating to the registration of ships for a particular purpose or purposes only;

or

(*b*) any other ship (not being a ship registered in a foreign country) the operations of which are based in a place or places in Australia or an external Territory or which is wholly owned by a person who, or persons each of whom, is a natural person resident in, or a company incorporated in, Australia or an external Territory:

"Authority" in relation to the State, means—

(*a*) the Governor or a Minister of the Crown;

(*b*) a court of the State;

(*c*) a person who holds office as a member of a court of the State;

(*d*) a body created by or under the law of the State;

and

(*e*) an officer or employee of the State or of a body referred to in paragraph (*d*) of this definition:

"committal" in relation to an offence, means the committal of a person for trial or to be sentenced or otherwise dealt with for the offence:

"criminal laws" means any laws, whether written or unwritten and whether substantive or procedural, and as in force from time to time, that make provision for or in relation to offences (whether punishable on conviction on indictment or on summary conviction) or for or in relation to the investigation, apprehension, custody, committal, trial or punishment of offenders, and includes any laws providing for the interpretation of those laws, but does not include a law of the Commonwealth:

"external territory" means a Territory of the Commonwealth, other than the Australian Capital Territory, the Jervis Bay Territory or the Northern Territory, for the government of which as a Territory provision is made by an Act of the Commonwealth:

"foreign country" means a country other than—

(*a*) Australia;

or

(*b*) an external Territory:

"foreign ship" means a ship other than an Australian ship:

"omission" includes a failure by any person to perform a duty cast on him by law:

"proceedings" includes proceedings with a view to the committal of a person for an offence:

"ship" means a vessel or boat of any description and includes—

(*a*) any floating structure;

and

(*b*) any hovercraft or other similar craft:

"the coastal sea" means—

(*a*) the territorial sea adjacent to the State;

and

(*b*) the sea on the landward side of the territorial sea adjacent to the State that is not within the limits of the State,

and includes the airspace over and the sea-bed and sub-soil beneath any such sea:

"the territorial sea" means the territorial sea of Australia.

(2) In this Act—

(*a*) a reference to the commission of an act shall, in the case of an act being a circumstance or state of affairs, be construed as a reference to the occurrence or existence of that circumstance or state of affairs;

(*b*) a reference to a person who committed an act or who committed an offence by reason of an act shall, in the case of an act being a circumstance or state of affairs, be construed as a reference to a

person who, if the circumstance or state of affairs had occurred or existed in the State, would be liable to be punished in respect thereof;

and

(*c*) a reference to an act or omission committed from a ship includes a reference to an act or omission committed in, on or below, or in the airspace over, the sea by a person from a ship.

(3) For the purposes of this Act—

(*a*) a ship shall be taken to be on a voyage between places in the State if, at the time when the ship departs from a place in the State or in the coastal sea, it is not intended that the next place of call of the ship should be a place outside the State and the coastal sea;

and

(*b*) a voyage of a ship may be between places in the State notwithstanding that the place in the State or in the coastal sea from which the ship departs and the place which it is intended at the time when the ship departs from that place should be the next place of call of the ship, or which proves to be the next place of call of the ship are the same,

and for the purposes of this subsection a place of call of a ship that is not in Australia or the territorial sea or in an external Territory or the territorial sea adjacent to an external Territory and that is not in a foreign country or the territorial sea of a foreign country shall be disregarded.

(4) For the purposes of this Act a person ceases to be a survivor of a wreck or sinking of a ship when he is rescued.

Arrangements with Commonwealth.

4. (1) The Governor may make an arrangement with the Governor-General of the Commonwealth for or in relation to the exercise or performance of a power, duty or function (not being a power, duty or function involving the exercise of judicial power) by an authority of the State under the provisions of the criminal laws in force in the State that apply by virtue of the *Crimes at Sea Act* 1978 of the Commonwealth or, if that Act is amended, by virtue of that Act as amended, and where such an arrangement is in force, the power, duty or function may or shall, as the case may be, be exercised or performed accordingly.

(2) An arrangement under this section may contain such incidental or supplementary provisions as the Governor and the Governor-General think necessary.

(3) The Governor may arrange with the Governor-General for the variation or revocation of any arrangement in force under this section.

(4) A copy of each instrument by which an arrangement under this section has been made, varied or revoked shall be published in the *Gazette*.

Authorities may act under laws applied by Commonwealth.

5. Notwithstanding the provisions of any law of the State, an authority may—

(*a*) exercise or perform the powers or functions that it or he is empowered to exercise or perform under the provisions of the criminal laws in force in the State that apply by virtue of the *Crimes at Sea Act* 1978 of the Commonwealth or, if that Act is amended, by virtue of that Act as amended;

and

(*b*) act in any office or capacity in accordance with the provisions of an arrangement in force under section 4 of this Act,

in addition to carrying out its or his duties as an authority under the law of the State.

State's criminal laws applicable in the coastal sea and in relation to Australian ships engaged on intra-State voyages.

6. (1) The provisions of the criminal laws in force in the State apply to and in relation to—

(*a*) any act or omission that is committed at a place in the coastal sea;

(*b*) any act or omission that is committed on or from an Australian ship beyond the outer limits of the territorial sea during a voyage of the ship between places in the State;

and

(*c*) any act or omission that is committed by a survivor of the wreck or sinking of a ship if, had he committed it on or from the ship, the provisions of the criminal laws in force in the State would have applied to it by virtue of this Act,

and so apply as if the act or omission were committed in the State.

(2) The provisions of the criminal laws in force in the State apply to and in relation to every person who commits an offence by reason of an act or omission to which those provisions apply by virtue of this Act and apply to and in relation to every other person who, if the act or omission had occurred in the State, would be deemed to have taken part in committing the offence and to be guilty of it.

Certain criminal laws not to apply.

7. (1) Nothing in this Act renders a provision of the criminal laws in force in the State applicable to or in relation to an act or omission committed in a particular place—

(*a*) insofar as the provision is incapable of applying in that place;

(*b*) if those laws expressly provide that the provision does not extend to or apply in that place;

or

(*c*) if those laws expressly provide that the provision applies only in a specified locality in the State that does not include that place.

(2) A provision of the criminal laws in force in the State shall not be taken to be a provision to which subsection (1) of this section applies by reason only that it is limited in its application to acts or omissions committed within the territorial jurisdiction of the State or within the territorial or adjacent waters (however described) of the State.

Provisions concerning proceedings that involve a foreign ship.

8. (1) Proceedings for an offence against a provision of the criminal laws in force in the State that apply by virtue of this Act to an act or omission committed on or from a foreign ship during its voyage (other than proceedings for an offence against a law relating to fisheries) shall not be heard and determined and, where such offence is an indictable offence, proceedings with a view to the committal of a person for the offence shall not take place, except with the consent in writing of the Attorney-General.

(2) The Attorney-General shall not give his consent to any proceedings referred to in subsection (1) of this section unless he is satisfied, after consultation with the Attorney-General of the Commonwealth, that the case is an appropriate one for the taking of the proceedings and, without limiting the matters

to which regard might be had for the purposes of this subsection, the Attorney-General shall have regard to the provisions of Article 19 of the Convention on the Territorial Sea and the Contiguous Zone referred to in the *Seas and Submerged Lands Act* 1973 of the Commonwealth.

(3) Where the Attorney-General has given his consent under subsection (1) of this section to proceedings with a view to the committal of a person for an indictable offence, that consent shall be taken as sufficient consent to—

(*a*) the committal of any person upon a charge of that offence or upon a charge of any other offence for which the person may be committed as a result of those proceedings;

and

(*b*) the hearing and determination of the proceedings for any offence for which a person is so committed.

(4) In proceedings requiring the consent of the Attorney-General under subsection (1) of this section a document purporting to be that consent is evidence, and in the absence of evidence to the contrary is conclusive evidence, of the matters stated in the document, and it shall be presumed, unless the contrary is established, that the consent has been duly given.

(5) Notwithstanding that a consent has not been given under subsection (1) of this section in relation to an offence—

(*a*) a person may be arrested for the offence and a warrant for an arrest of a person for the offence may be issued and executed;

(*b*) a person may be charged with the offence;

and

(*c*) a person so charged may be remanded in custody or on bail.

Extent of jurisdiction in relation to offences at sea.

9. (1) All persons who, upon the commission in the State of an offence against any provision of the criminal laws in force in the State, may exercise powers and authorities conferred on them by law shall have and may exercise all or any of those powers and authorities upon the commission of an act or omission to which that provision of those criminal laws applies by virtue of this Act as if that act or omission had been committed in the State.

(2) Where a person is charged in the State with an offence against the provisions of the criminal laws in force in the State by reason of an act or omission to which those provisions apply by virtue of this Act all courts, judges, justices, public officers and other persons having jurisdiction, powers and authorities had the offence been committed in the State shall have and may exercise all or any of such jurisdiction, powers and authorities as if the act or omission had been committed in the State.

(3) Where the charge of an offence against any provision of the criminal laws in force in the State relates to an act or omission to which that provision applies by virtue of this Act and is one that may be heard and determined in a summary way according to law, any court in the State that exercises its jurisdiction in a summary way, the justices constituting the court and all persons acting in aid of the court shall have and may exercise, subject to this Act, all or any of their jurisdiction, powers and authorities in relation to the charge and to the person charged as if the Act or omission had been committed in the area in which the court is authorized to exercise its jurisdiction.

Concurrent operation of laws.

10. Where an act or omission committed by a person is an offence against a provision of the criminal laws in force in the State that applies by virtue of this Act and is also an offence against a provision of a law in force in another State or in a Territory of the Commonwealth that applies otherwise than by virtue of this Act the person may be prosecuted and convicted in respect of each of those offences but nothing in this Act renders a person liable to be punished more than once in respect of the same act or omission.

Presumption of jurisdiction.

11. In any proceedings in which an act or omission that is shown to have been committed is alleged to have been committed in the course of such a voyage, or in such a place, that a provision of the criminal laws in force in the State applies by virtue of this Act to the act or omission it shall be presumed, unless the contrary is established, that the act or omission was committed in the course of such a voyage or in such a place.

Stay of proceedings.

12. (1) Where proceedings are instituted against a person for an offence against a provision of the criminal laws in force in the State by reason of an act or omission to which that provision applies by virtue of this Act a judge of a court who is authorized by subsection (4) of this section may, of his own motion or on application made to him, order, on such conditions (if any) as he thinks fit, a stay of the proceedings for such period as he thinks fit, if he is satisfied that—

(*a*) other proceedings have been, or are proposed to be, instituted against that person for an offence against a provision of a law of the Commonwealth, or against a provision of a law of another State or of a Territory that applies otherwise than by virtue of this Act, in relation to the same act or omission;

and

(*b*) it is expedient that the proceedings should be stayed.

(2) In deciding whether it is expedient that proceedings against a person should be stayed under this section, a judge shall have regard to all relevant matters including—

(*a*) whether the continuation of the proceedings would impose any special hardship on the person, including any hardship that would arise by reason of his absence for a substantial period during the hearing of the proceedings from his place of residence, business or employment;

(*b*) the need for the person to receive a speedy trial;

and

(*c*) whether the continuation of the proceedings would be inconvenient to other persons who are to be called as witnesses at the hearing of the proceedings.

(3) Where a judge orders a stay of proceedings pursuant to this section, he may make such orders as he thinks fit—

(*a*) for the remand of the accused person, in custody or on bail;

and

(*b*) for recognizances of witnesses, or the variation of such recognizances already entered into,

to secure their attendance at any resumed hearing of the proceedings, and may make such other orders as he considers to be incidental to the stay of the proceedings.

(4) The power conferred by this section to make an order staying proceedings instituted against a person for an offence against a provision of the criminal laws in force in the State that applies by virtue of this Act may be exercised—

(*a*) where the proceedings sought to be stayed are proceedings upon indictment before a judge of any court—by that judge;

and

(*b*) in any other case, by a judge of the Supreme Court.

13. (1) The Governor may make regulations, not inconsistent with this Act, prescribing all matters required or permitted by this Act to be prescribed or necessary or convenient to be prescribed for carrying out or giving effect to this Act. Regulations.

(2) Without limiting the generality of subsection (1) of this section, the regulations may provide that such provisions or classes of provisions of the criminal laws in force in the State as are specified in the regulations—

(*a*) do not apply by virtue of this Act;

(*b*) do not apply by virtue of this Act to acts or omissions, or classes of acts or omissions, specified in the regulations;

or

(*c*) do not apply by virtue of this Act in circumstances specified in the regulations.

(3) Where regulations such as are referred to in subsection (2) of this section are in force this Act shall be construed to apply the provisions of the criminal laws in force in the State subject to and in accordance with the regulations.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 6 of 1980

An Act to amend the Church of England in Australia Constitution Act, 1961, to change the name of the Church of England in Australia, and for other purposes.

[*Assented to 3rd April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Church of England in Australia Constitution Act Amendment Act, 1980".

(2) The Church of England in Australia Constitution Act, 1961, is hereinafter referred to as "the principal Act".

Commencement.

5. 2. 1981

2. (1) This Act shall come into operation on a day to be fixed by proclamation, being a day recommended by the Primate.

(2) In this section "Primate" means the Primate referred to in clause 10 of the Constitution set out in the schedule to the principal Act.

Amendment of long title of principal Act.

3. The long title to the principal Act is amended by striking out the passage "the Church of England in Australia" and inserting in lieu thereof the passage "the Anglican Church of Australia".

Amendment of preamble of principal Act.

4. The preamble to the principal Act is amended by striking out the first and second paragraphs and inserting in lieu thereof the following paragraph:—

WHEREAS by acts or resolutions duly passed, the Synods of the South Australian dioceses of the Church of England in Australia (now known as the "Anglican Church of Australia") assented to a Constitution for the Church:.

Repeal of s. 1 of principal Act and enactment of section in its place.

5. Section 1 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Short title.

1. This Act may be cited as the "Anglican Church of Australia Constitution Act, 1961-1980".

Amendment of principal Act, s. 3—Constitution to have legal force and effect.

6. Section 3 of the principal Act is amended by striking out the passage "the Church of England in Australia in the dioceses of the Church of England in the State of South Australia" and inserting in lieu thereof the passage "the Anglican Church of Australia in its South Australian dioceses".

Repeal of s. 5 of principal Act and enactment of section in its place.

7. Section 5 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Change of name.

5. (1) After the commencement of the Church of England in Australia Constitution Act Amendment Act, 1980, the Church formerly known as "The Church of England in Australia" shall be known as "The Anglican Church of Australia".

(2) Subject to subsection (3) of this section, a reference to—

(*a*) The Church of England;

(*b*) The Church of England in Australia;

(*c*) The Church of England in Australia and Tasmania;

(*d*) The Church of England in South Australia, or in any South Australian diocese,

in—

(*e*) any Act, proclamation, order-in-council, rule, regulation, by-law or notice;

(*f*) any declaration, canon, regulation or resolution of the synod of any diocese of the Church, or any licence issued by the Bishop of any such diocese;

or

(*g*) any writing or document, (whether made under an Act, or by the synod of any diocese of the Church, or otherwise) that creates, varies, affects, evidences or extinguishes any right, title, interest, power, authority, liability, duty or obligation,

shall, where the context admits, be read as a reference to the Anglican Church of Australia.

(3) This section does not affect the name of—

(*a*) any unincorporated association;

or

(*b*) any association incorporated under the Associations Incorporation Act, 1956-1965.

Amendment of principal Act, s. 6—Administration of customary oaths.

8. Section 6 of the principal Act is amended by striking out the passage "the Church of England in Australia" and inserting in lieu thereof the passage "the Anglican Church of Australia".

Amendment of principal Act, s. 8—Power of Diocese of Adelaide to withdraw.

9. Section 8 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "the Church of England in Australia" wherever it occurs and inserting in lieu thereof, in each case, the passage "the Anglican Church of Australia";

and

(*b*) by striking out from subsection (1) the passage "the Church of England in that diocese" and inserting in lieu thereof the passage "the Church in that diocese".

Enactment of ss. 9 and 10 of principal Act.

10. The following section is enacted and inserted in the principal Act after section 8 thereof:—

Powers of Corporate trustees in this State.

9. (1) The provisions of clause 64 of the Constitution constituting a body corporate, and investing it with powers and functions, shall have full force and effect under the law of this State.

(2) This section shall be deemed to have come into operation upon the commencement of this Act.

Amendment of Schedule of principal Act.

11. The schedule to the principal Act is amended—

(*a*) by striking out from the heading the passage "CHURCH OF ENGLAND IN AUSTRALIA" and inserting in lieu thereof the passage "ANGLICAN CHURCH OF AUSTRALIA";

(*b*) by striking out from clause 1 the passage "Church of England in Australia" and inserting in lieu thereof the passage "Anglican Church of Australia";

(*c*) by striking out from subclause (1) of clause 64 the passage "Church of England in Australia" and inserting in lieu thereof the passage "Anglican Church of Australia";

and

(*d*) by striking out from the definition of "This Church" in subclause (1) of clause 74 the passage "Church of England in Australia" and inserting in lieu thereof the passage "Anglican Church of Australia".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 7 of 1980

An Act to amend the Dangerous Substances Act, 1979.

[*Assented to 3rd April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Dangerous Substances Act Amendment Act, 1980".

(2) The Dangerous Substances Act, 1979, is hereinafter referred to as "the principal Act."

(3) The principal Act, as amended by this Act, may be cited as the "Dangerous Substances Act, 1979-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 30—Regulations.

3. Section 30 of the principal Act is amended by striking out paragraph (*l*) of subsection (2) and inserting in lieu thereof the following paragraphs:—

(*l*) prohibit the handling, conveyance or use of any dangerous substance except by a person who has received the prescribed training and who is the holder of a permit;

(*l*a) prohibit the manufacture, installation, repair or maintenance of any machine, equipment, container or device in or in connection with which any dangerous substance is kept or used except by a person who has received the prescribed training and who is the holder of a permit;

(*l*b) provide for the grant, suspension and revocation of permits by the Chief Inspector;

(*l*c) prescribe fees for permits granted by the Chief Inspector;

(*l*d) regulate the manufacture, installation, repair or maintenance of any machine, equipment, container or device in or in connection with which any dangerous substance is kept or used;.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 8 of 1980

An Act to amend the Egg Industry Stabilization Act, 1973-1974.

[*Assented to* 3*rd April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Egg Industry Stabilization Act Amendment Act, 1980".

(2) The Egg Industry Stabilization Act, 1973-1974, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Egg Industry Stabilization Act, 1973-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 4—Interpretation.

3. Section 4 of the principal Act is amended—

(*a*) by striking out from subsection (1) the definition of "first licensing season";

(*b*) by striking out from subsection (1) the definition of "hen quota" and inserting in lieu thereof the following definition:—

"hen quota" of a poultry farmer, in a particular licensing season, means the hen quota determined for that farmer in relation to the relevant licensing season in accordance with the provisions of this Act:;

(*c*) by striking out from subsection (1) the definition of "licensing season" and inserting in lieu thereof the following definition:—

"licensing season" means a period fixed by the Minister as a licensing season in pursuance of this Act:;

(*d*) by striking out from subsection (1) the definition of "the appointed day";

and

(*e*) by striking out subsection (5) and inserting in lieu thereof the following subsections:—

(5) The Minister may, by notice published in the *Gazette*, fix any period as a licensing season for the purposes of this Act.

(6) The Minister may, by subsequent notice published in the *Gazette*, vary or revoke a notice published under subsection (5) of this section.

Amendment of principal Act, s. 15— Licences.

4. Section 15 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "the prescribed annual fee for a licence for that licensing season" and inserting in lieu thereof the passage "the prescribed fee";

and

(*b*) by inserting after subsection (1) the following subsection:—

(1a) Where, upon application under subsection (1) of this section, a licence is issued to a poultry farmer for a licensing season, and a subsequent licensing season commences before the expiration of one year from the commencement of that licensing season, the Licensing Committee shall issue to the licensee a new licence for the subsequent licensing season without application and without payment of a fee.

Amendment of principal Act, s. 17— Licence fee.

5. Section 17 of the principal Act is amended by striking out from subsections (1) and (2) the word "annual".

Repeal of s. 23 of principal Act and enactment of section in its place.

6. Section 23 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Hen quotas to remain the same unless there is a change in the State hen quota.

23. Subject to this Act, the hen quota of a Group I or Group II poultry farmer in respect of a licensing season shall be the same as for the last preceding licensing season.

Amendment of principal Act, s. 24— Hen quotas where State hen quota is varied.

7. Section 24 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "subsequent to the first licensing season the State hen quota is varied" and inserting in lieu thereof the passage "the State hen quota differs from the State hen quota for the preceding licensing season,";

and

(*b*) by striking out subsection (3).

8. Section 42 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:— Amendment of principal Act, s. 42— Annual report.

(1) As soon as practicable after the thirtieth day of June in each year the Chairman of the Licensing Committee shall present a report to the Minister upon the Committee's activities during the period of twelve months ending on that day.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 9 of 1980

An Act to amend the Environmental Protection Council Act, 1972.

[*Assented to* 3*rd April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Environmental Protection Council Act Amendment Act, 1980".

(2) The Environmental Protection Council Act, 1972, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Environmental Protection Council Act, 1972-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 4—Environmental Protection Council.

3. Section 4 of the principal Act is amended—

(*a*) by striking out subsection (5) and inserting in lieu thereof the following subsections:—

(5) On the commencement of the Environmental Protection Council Act Amendment Act, 1980, the offices of the members of the Council shall be vacated.

(5a) On and after the commencement of the Environmental Protection Council Act Amendment Act, 1980, the Council shall consist of nine members appointed by the Governor of whom—

(*a*) one shall be a person with knowledge of biological conservation;

(*b*) one shall be a person engaged at a university in teaching or research in a field related to environmental protection;

(*c*) one shall be a representative of the Conservation Council of South Australia, Incorporated;

(*d*) one shall be a person having a special interest in environmental protection;

(*e*) one shall be a person with knowledge of and experience in manufacturing or mining industry;

(*f*) one shall be a person with knowledge of and experience in rural industry;

(*g*) one shall be a person with knowledge of and experience in local government;

(*h*) one shall be an officer of the public service of the State with knowledge of and experience in environmental protection;

and

(*i*) one shall be an officer of the public service of the State with knowledge of and experience in public health.

(5b) The membership of the Council shall not include more than three persons who are officers of the public service of the State.

(5c) One member of the Council, not being an officer of the public service of the State, shall be appointed by the Governor to be the chairman of the Council.;

and

(*b*) by striking out subsection (8) and inserting in lieu thereof the following subsection:—

(8) The Governor may appoint a suitable person to be a deputy of a member and that person, while acting in the absence of that member, shall be deemed to be a member and to have all the powers, authorities, duties and obligations of a member.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 10 of 1980

An Act to amend the Highways Act, 1926-1979.

[*Assented to* 3*rd April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Highways Act Amendment Act, 1980".

(2) The Highways Act, 1926-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Highways Act, 1926-1980".

Commencement.

2. This Act shall be deemed to have come into operation on the 1st day of October, 1979.

Amendment of principal Act, s. 32—Application of Highways Fund.

3. Section 32 of the principal Act is amended by striking out from subparagraph (i) of paragraph (*m*) of subsection (1) the passage "six per centum" and inserting in lieu thereof the passage "seven and one-half per centum".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 11 of 1980

An Act to amend the Marketing of Eggs Act, 1941-1973.

[*Assented to 3rd April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Marketing of Eggs Act Amendment Act, 1980".

(2) The Marketing of Eggs Act, 1941-1973, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Marketing of Eggs Act, 1941-1980".

Amendment of principal Act, s. 9—Validity of proceedings of the board and immunity of its members.

2. Section 9 of the principal Act is amended by inserting after subsection (2) the following subsection:—

(3) No liability shall attach to a member of the board for any act or omission by him, or by the board, in the exercise or purported exercise of his or its powers or functions, or in the discharge, or purported discharge, of his or its duties under this Act.

(4) A liability that would, but for subsection (3) of this section, lie against a member of the board shall lie against the Crown.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 12 of 1980

An Act to amend the South Australian Health Commission Act, 1975-1979.

[*Assented to 17th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "South Australian Health Commission Act Amendment Act, 1980".

(2) The South Australian Health Commission Act, 1975-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Health Commission Act, 1975-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 6— Interpretation.

3. Section 6 of the principal Act is amended by striking out the definition of "the Chairman".

Amendment of principal Act, s. 8 — Constitution of Commission.

4. Section 8 of the principal Act is amended—

(*a*) by striking out paragraph (*a*) of subsection (1) and inserting in lieu thereof the following paragraph:—

(*a*) one full-time member who shall be the Chairman of the Commission;;

(*b*) by striking out from paragraph (*b*) of subsection (1) the word "five" and inserting in lieu thereof the word "seven";

(*c*) by striking out from subsection (2) the passage "or the administration of health services" and inserting in lieu thereof the passage ", the administration of health services or the field of business management";

(*d*) by striking out subsection (3) and inserting in lieu thereof the following subsection:—

(3) Upon the commencement of the South Australian Health Commission Act Amendment Act, 1980, the offices of all members of the Commission shall be vacated.;

(*e*) by striking out from subsection (4) the passage "A full-time member" and inserting in lieu thereof the passage "The Chairman";

and

(*f*) by striking out subsection (7).

Amendment of principal Act s. 9—Deputies.

5. Section 9 of the principal Act is amended by striking out from paragraph (*a*) of subsection (1) the word "full-time" and inserting in lieu thereof the word "part-time".

Amendment of principal Act, s. 10—Salary, allowances and expenses.

6. Section 10 of the principal Act is amended by striking out from subsection (1) the passage "A full-time member" and inserting in lieu thereof the passage "The Chairman".

Amendment of principal Act, s. 11—Removal from and vacancies of office.

7. Section 11 of the principal Act is amended by striking out from subparagraph (i) of paragraph (*e*) of subsection (3) the passage "a full-time member" and inserting in lieu thereof the passage "the Chairman".

Amendment of principal Act, s. 12—Meetings of the Commission, etc.

8. Section 12 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the passage "is present" the passage "and, in his absence, his deputy shall preside at any meeting";

(*b*) by inserting in subsection (2) after the passage "the Chairman" the passage "and his deputy";

and

(*c*) by striking out from subsection (5) the passage "(at least one of whom must be a full-time member)".

Enactment of s. 19a of principal Act.

9. The following section is enacted and inserted in Division IV of Part II of the principal Act before section 20 thereof:—

Chief Executive Officer and Deputy Chief Executive Officer.

19a. (1) There shall be—

(*a*) a Chief Executive Officer of the Commission;

and

(*b*) a Deputy Chief Executive Officer of the Commission.

(2) The Chairman of the Commission shall hold the office of Chief Executive Officer.

(3) The Deputy Chief Executive Officer shall be appointed by the Governor upon terms and conditions fixed by the Governor with the approval of the Public Service Board.

(4) The Public Service Act, 1967-1978, shall not apply in relation to the offices of Chief Executive Officer and Deputy Chief Executive Officer.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 13 of 1980

An Act relating to the establishment of a hotel of international standard on land abutting upon Victoria Square, Adelaide.

[*Assented to* 17*th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Victoria Square (International Hotel) Act, 1980".

Commencement.

2. (1) This Act shall come into operation on a day to be fixed by proclamation.

(2) The Governor may, in a proclamation made for the purposes of subsection (1) of this section, suspend the operation of any specified provisions of this Act until a subsequent day fixed in the proclamation, or a day to be fixed by subsequent proclamation.

Interpretation.

3. In this Act, unless the contrary intention appears—

"the contracting parties" means—

(*a*) the State;

(*b*) Victoria Square International Hotel Pty. Ltd.;

(*c*) Fricker Bros. Pty. Ltd.;

(*d*) the Corporation of the City of Adelaide;

(*e*) Hilton Hotels of Australia Pty. Ltd.;

and

(*f*) Superannuation Fund Investment Trust:

"the Council" means the Corporation of the City of Adelaide:

"the land" means the land delineated in the schedule by heavy black edging:

"the private land" means the land marked "B" in the schedule.

Exemptions from certain Acts.

4. (1) The Governor may, by proclamation, grant such exemptions from the following Acts as may be necessary to conform with any agreement between the contracting parties relating to the establishment of a hotel on the land:—

(*a*) the Waterworks Act, 1932-1978;

(*b*) the Sewerage Act, 1929-1977;

(*c*) the Pay-Roll Tax Act, 1971-1979;

(*d*) the Land Tax Act, 1936-1979;

and

(*e*) the Stamp Duties Act, 1923-1979.

(2) No exemption under subsection (1) (*a*), (*b*) or (*c*) of this section shall operate for a period in excess of five years.

(3) No exemption under subsection (1) (*d*) of this section shall operate for a period in excess of twelve years.

(4) An exemption under subsection (1) (*e*) of this section shall relate only to documents specified in the agreement.

Closure of part of Page Street.

5. (1) The Governor may, by proclamation, close that part of Page Street marked "A" in the schedule.

(2) The Governor shall not close the part of Page Street referred to in subsection (1) of this section unless—

(*a*) the Council has acquired the private land in compliance with its obligations under an agreement between the contracting parties, relating to the establishment of a hotel on the land;

and

(*b*) he has received from the Council a request to close that part of Page Street under that subsection.

(3) Upon the closure of the part of Page Street referred to in subsection (1) of this section, an estate in fee simple in that part of the Street shall vest in the Council freed and discharged from all charges, encumbrances and other interests and the Registrar-General shall issue a certificate of title under the provisions of the Real Property Act, 1886-1979, in respect of the Council's estate and interest in that part of Page Street.

(4) No compensation is payable to any person in relation to the closure of part of Page Street in pursuance of this section.

Closure of Page Street not to affect compensation payable on acquisition of private land.

6. The closure, or possible closure, of part of Page Street in pursuance of this Act shall be disregarded in assessing compensation payable in respect of the acquisition of the private land by the Council.

Treasurer may grant $500 000 from General Revenue.

7. The Treasurer may grant to the Council, from the General Revenue of the State, the sum of $500 000 towards the costs of acquiring the private land.

Names to be used by Hilton Hotels of Australia Pty. Ltd.

8. (1) If Hilton Hotels of Australia Pty. Ltd. applies for registration as a foreign company in accordance with the Companies Act, 1962-1979, it shall be registered as a foreign company under that name.

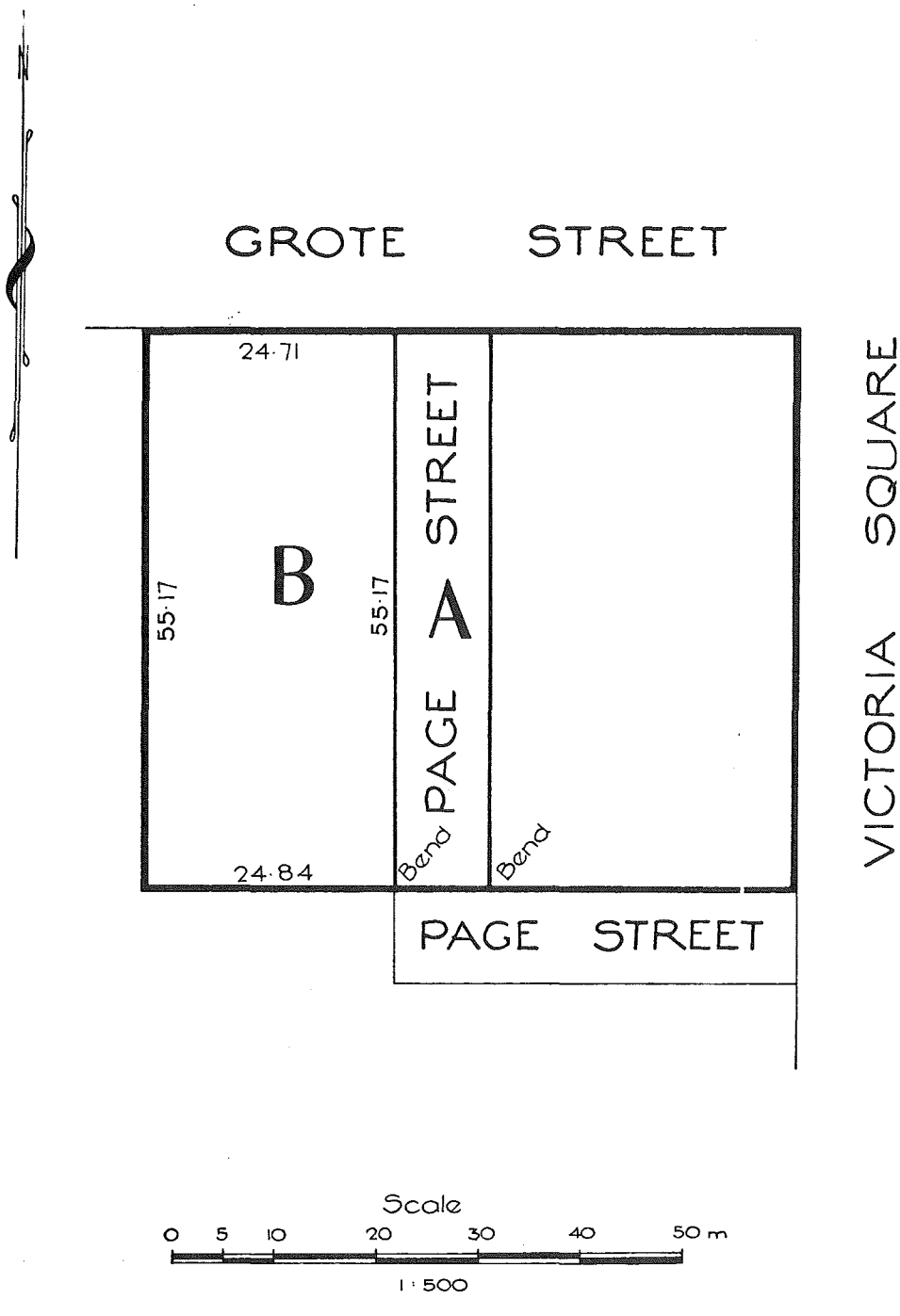
(2) If Hilton Hotels of Australia Pty. Ltd. applies for registration of the name "Hilton International Adelaide" in accordance with the Business Names Act, 1963, that name shall be registered as the name under which Hilton Hotels of Australia Pty. Ltd. carries on or proposes to carry on the business of a hotel on the land.

(3) This section has effect notwithstanding any other law relating to the use of company or business names to the contrary.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

THE SCHEDULE



ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 14 of 1980

An Act to amend the Prices Act, 1948-1978.

[*Assented to* 17*th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Prices Act Amendment Act, 1980".

(2) The Prices Act, 1948-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Prices Act, 1948-1980".

Enactment of ss. 22aa of principal Act.

2. The following section is enacted and inserted in the principal Act after section 22 thereof:—

Interpretation.

22aa. (1) In this Act "grapes" include grape crushings.

(2) For the purposes of this Act, any arrangement under which grapes are supplied to a wine maker or distiller of brandy for processing and the product derived from the processing is sold on behalf of the supplier shall be deemed to be a contract for the sale of the grapes to the wine maker or distiller by the supplier for a price equal to the net value of the consideration received or to be received by the supplier under the arrangement.

(3) For the purposes of this Act, a reference to a wine maker or distiller of brandy shall be deemed to include a reference to—

(*a*) an agent of a wine maker or distiller of brandy;

(*b*) a person who purchases grapes for the purpose of selling them or supplying them directly or indirectly to a wine maker or distiller of brandy;

or

(*c*) a person who purchases grapes for processing by a wine maker or distiller of brandy.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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(*b*) one or more Deputy Public Trustees;

and

(*c*) such other officers as he considers necessary for the purposes of this Act.

(2) Any person holding an office under this Part immediately before the commencement of the Administration and Probate Act Amendment Act, 1980, shall continue in that office subject to the provisions of the Public Service Act, 1967-1978.

(3) An office under this section may be held in conjunction with any other office in the public service of the State.

Delegation by Public Trustee.

74. (1) The Public Trustee may, by instrument in writing, delegate to a Deputy Public Trustee or any other officer appointed under this Act any of his powers, authorities, duties or functions under this Act.

(2) Any delegation by the Public Trustee shall be revocable at will and shall not prevent the Public Trustee from acting himself in any matter.

(3) Where the exercise or performance of any power, authority, duty or function depends upon the discretion of the Public Trustee that discretion may be exercised by any officer to whom the exercise or performance of that power, authority, duty or function has been delegated under this section.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 16 of 1980

An Act relating to the marketing of certain canned fruits, and for related purposes.

[*Assented to 17th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I

PRELIMINARY

1. This Act may be cited as the "Canned Fruits Marketing Act, 1980". Short title.

2. This Act shall come into operation on a day to be fixed by proclamation. Commencement.

3. This Act is arranged as follows:— Arrangement of Act.

PART I—PRELIMINARY.

PART II—MARKETING OF CANNED FRUITS.

PART III—MISCELLANEOUS.

4. (1) In this Act, unless the contrary intention appears— Interpretation.

"Advisory Committee" means the Australian Canned Fruits Industry Advisory Committee established by the Commonwealth Act:

"canned fruits" means fruits preserved by sterilization and enclosed (with or without syrup, water or other liquid) in an air-tight container, being fruits that consist of—

(*a*) apricots, peaches or pears;

or

(*b*) a mixture of fruits no less than fifty-five per cent of which consists of one or more of the fruits specified in paragraph (*a*) of this subsection,

and includes the container containing the fruits and any contents of the container that are not fruits, but does not include—

(*c*) goods that, having regard to their characteristics, may be described as "fruit pulp", "solid pack", "pie pack", "jam", "jelly" or "conserve";

or

(*d*) goods of a kind declared by the Corporation not to be canned fruits:

"canner" means a proprietor of a factory at which canned fruits are produced:

"Commonwealth Act" means the *Canned Fruits Marketing Act* 1979 of the Parliament of the Commonwealth as that Act is amended from time to time:

"Commonwealth Minister" means the Minister of State of the Commonwealth administering the Commonwealth Act, or another Minister of State of the Commonwealth acting for and on behalf of that Minister:

"Corporation" means the Australian Canned Fruits Corporation established by the Commonwealth Act:

"equalization market" and "equalization pool" have the same respective meanings as in the Commonwealth Act:

"marketing agent" means a person who is an agent of the Corporation under an agreement in force under section 8 of this Act or under the corresponding provision of the Commonwealth Act or of a State Act:

"premium" has the same meaning as in the Commonwealth Act:

"production", in relation to a canner, means production at a factory of which the canner is the proprietor:

"season" means the period of twelve months commencing on 1st January, 1980, and each of the next four succeeding periods of twelve months:

"State Act" means an Act of the Parliament of another State relating to the marketing of canned fruits.

(2) In this Act, a reference to canned fruits of a season shall be read as a reference to canned fruits produced at a factory during that season.

(3) For the purposes of this Act, the net proceeds of the disposal by the Corporation of canned fruits shall be deemed to be an amount equal to the proceeds of that disposal, less—

(*a*) any amounts deducted from those proceeds, in accordance with an agreement in force under section 8 of this Act, or under the corresponding provision of the Commonwealth Act or of a State Act, by the marketing agent who effected that disposal;

and

(*b*) an amount calculated in respect of the canned fruits at the insurance reimbursement rate in force under section 12 of this Act, or under the corresponding provision of the Commonwealth Act or of a State Act, at the time of that disposal.

(4) For the purposes of subsection (3) of this section, any moneys received by the Corporation under a policy of insurance in respect of canned fruits shall be deemed to be proceeds of the disposal of those canned fruits.

(5) In this Act—

(*a*) a reference to the disposal by the Corporation in the equalization market of canned fruits shall be read as a reference to the sale of the canned fruits in Australia by the Corporation—

(i) for consumption in Australia;

(ii) for delivery to a place in the equalization market outside Australia;

or

(iii) for delivery to a ship or aircraft for export from Australia to a place in the equalization market;

and

(*b*) a reference to the disposal by the Corporation of canned fruits shall be read as a reference to such disposal, whether in the equalization market or otherwise.

(6) In this Act, a reference to canned fruits acquired by the Corporation under an Act (whether this Act, the Commonwealth Act or a State Act) shall be read as a reference to canned fruits that—

(*a*) have become the property of the Corporation by force of that Act;

or

(*b*) have been purchased by the Corporation under that Act.

Act to apply subject to Constitution.

5. (1) This Act shall be read and construed subject to the Commonwealth of Australia Constitution Act and so as not to exceed the legislative power of the State, to the intent that, where any provision of this Act, or the application of any provision of this Act to any person or circumstances, is held invalid, the remainder of this Act and the application of the provision to other persons or circumstances shall not be affected.

(2) If, by reason of the Commonwealth of Australia Constitution Act, a provision of this Act or a notice under a provision of this Act cannot validly apply in relation to any particular canned fruits or kind of canned fruits, that provision or notice shall be construed as intended to operate in relation to all canned fruits to which it purports to apply, being canned fruits in relation to which it can validly apply.

PART II

PART II

MARKETING OF CANNED FRUITS

Powers of Corporation.

6. (1) On or after 1st January, 1980, the Corporation may—

(*a*) purchase canned fruits;

(*b*) sell or dispose of, or make arrangements for the sale or disposal of, canned fruits;

(*c*) manage and control all matters connected with, or arising out of, the handling, storage, protection, transfer, shipment or sale of canned fruits;

(*d*) promote the sale and consumption of canned fruits, whether in Australia or overseas;

(*e*) do such things as it thinks fit in order to improve the methods of production, storage, transport and marketing of canned fruits; and

(*f*) do all things that the Corporation is required or permitted by this Act to do or that are incidental to the exercise of the foregoing powers or are necessary or convenient to be done by the Corporation for giving effect to this Act.

(2) Except with the approval of the Commonwealth Minister, the Corporation shall not enter into a contract or agreement in connection with the purchase of real or personal property, not being canned fruits, for an amount exceeding $100 000 or, if a higher amount is prescribed by regulations in force under the Commonwealth Act for the purposes of the provision of that Act that corresponds to this subsection, that higher amount.

(3) The Corporation shall insure against any loss or damage to the Corporation arising out of any loss or deterioration of, or damage to, canned fruits acquired by the Corporation under this Act.

Directions by Commonwealth Minister.

7. The Commonwealth Minister may give directions to the Corporation concerning the performance of its functions and the exercise of its powers under this Act, and the Corporation shall comply with those directions.

Agents.

8. For the purposes of the exercise of its powers under this Act, the Corporation may enter into an agreement with a person providing for that person to act as an agent of the Corporation in respect of the marketing of canned fruits acquired by it under this Act.

Acquisition by Corporation of canned fruits produced.

9. (1) On the production of canned fruits of a season by a canner, the canner may set aside, and identify as the property of the Corporation, the canned fruits so produced.

(2) The Corporation may serve by post on a canner a requirement that the canner set aside, and identify as the property of the Corporation—

(*a*) any canned fruits of a season that have been produced by him, and are in his possession at the time of the service of the requirement, not being canned fruits previously set aside under subsection (1) of this section;

or

(*b*) any canned fruits of a season that are produced by him during such period after the service of the requirement as is specified in the requirement.

(3) A canner shall not, without reasonable excuse, refuse or fail to take action that is required to be taken by him by a requirement served on him under subsection (2) of this section.

Penalty: One thousand dollars in the case of a canner not being a body corporate, or two thousand dollars in the case of a canner being a body corporate.

(4) On the setting aside by a canner of canned fruits in accordance with subsection (1) of this section or with a requirement under subsection (2) of this section, the canned fruits so set aside become the absolute property of the Corporation freed from all mortgages, charges, liens, pledges, interests and trusts.

(5) A canner who has set aside canned fruits in accordance with subsection (1) of this section or with a requirement under subsection (2) of this section shall, within fourteen days after so setting aside the canned fruits, serve by post on the Corporation a notice of that action.

Penalty: Five hundred dollars.

(6) In this section, unless the contrary intention appears—

"canned fruits" does not include canned fruits in respect of which a certificate has been issued under subsection (2) of section 5 of the *Canned Fruits Levy Act* 1979 of the Parliament of the Commonwealth as that Act is amended from time to time:

"notice" means a notice in accordance with a form approved by the Corporation setting out—

(*a*) the kind and quantity of canned fruits to which the notice relates;

(*b*) the date on which those canned fruits were produced;

(*c*) the date on which those canned fruits were set aside in accordance with subsection (1) of this section or with a requirement under subsection (2) of this section, as the case may be;

and

(*d*) such other information, with respect to those canned fruits as is required by the notice.

10. (1) Where the Corporation is of the opinion that canned fruits that— **Canned fruits unfit for human consumption.**

(*a*) have become the property of the Corporation by force of this Act;

(*b*) have not been disposed of by the Corporation;

and

(*c*) are in the custody or control of a canner,

are unfit for human consumption, the Corporation may serve by post on the canner a notice setting out the opinion of the Corporation and identifying the canned fruits concerned.

(2) On the service on a canner of a notice under subsection (1) of this section, the canner shall set aside, and identify as canned fruits to which a notice under subsection (1) of this section relates, the canned fruits to which the notice relates.

Penalty: One thousand dollars in the case of a canner not being a body corporate, or two thousand dollars in the case of a canner being a body corporate.

Unauthorized dealings with canned fruits.

11. (1) Except with the consent in writing of the Corporation, a canner shall not, with respect to canned fruits of a season that have been produced by him—

(*a*) move those canned fruits, or cause or permit those canned fruits to be moved, from the cannery in which they were produced;

or

(*b*) sell or deliver or part with the possession of, or otherwise deal with, those canned fruits.

Penalty: One thousand dollars in the case of a canner not being a body corporate, or two thousand dollars in the case of a canner being a body corporate.

(2) In subsection (1) of this section, "canned fruits" does not include canned fruits in respect of which a certificate has been issued under subsection (2) of section 5 of the *Canned Fruits Levy Act* 1979 of the Parliament of the Commonwealth as that Act is amended from time to time.

Insurance reimbursement rate.

12. The cost to the Corporation of insurance required by subsection (3) of section 6 of this Act shall be met from the proceeds of the disposal by the Corporation of the canned fruits covered by the insurance and, for that purpose, the Corporation shall, from time to time, fix an insurance reimbursement rate.

Payment into, and out of, equalization pools.

13. (1) Where, in respect of a season, an equalization pool is set up and maintained under section 7 of the Commonwealth Act for canned fruits of a particular kind, the Corporation shall pay into the equalization pool the net proceeds of the disposal by the Corporation in the equalization market, during the season, of canned fruits of that kind acquired by it under this Act.

(2) Where the net proceeds of the disposal of canned fruits are paid into an equalization pool under subsection (1) of this section, the Corporation shall pay, in respect of those canned fruits, out of the moneys standing to the credit of the equalization pool, an amount determined by the Corporation in accordance with subsection (3) of this section.

(3) The Corporation shall determine the amount payable under subsection (2) of this section, in respect of canned fruits referred to in that subsection—

(*a*) by setting aside, out of the moneys standing to the credit of the equalization pool concerned, an amount sufficient to pay any premiums in respect of any canned fruits, whether acquired by the Corporation under this Act, the Commonwealth Act or a State Act, the net proceeds of the disposal of which have been paid into the equalization pool;

(*b*) by apportioning the remainder of those moneys left after setting aside the amount referred to in paragraph (*a*) of this subsection among the canners who produced the canned fruits the net proceeds of the disposal of which have been credited to the equalization pool on the basis of the quantity of those canned fruits produced by each such canner;

and

(*c*) by adding to an amount resulting from that appointment the amount of any premium in respect of the canned fruits to which the amount so resulting relates.

(4) In this section—

"canned fruits" does not include canned fruits to which a notice under section 10 of this Act, or the corresponding provision of the Commonwealth Act or of a State Act, relates:

"canner" includes a person who is a canner for the purposes of the Commonwealth Act or of a State Act.

Payment for canned fruits otherwise than out of equalization pool.

14. On the disposal by the Corporation during a season of canned fruits acquired by it under this Act, other than canned fruits the net proceeds of the disposal of which are required to be paid into an equalization pool by virtue of subsection (1) of section 13 of this Act, the Corporation shall pay in respect of those canned fruits the net proceeds of that disposal.

Person entitled to payment for canned fruits, other than canned fruits acquired by purchase.

15. (1) In this section, "canned fruits" does not include canned fruits that have been purchased by the Corporation.

(2) Subject to this section, the amount payable by the Corporation under section 13 or 14 of this Act in respect of any canned fruits is payable to the person who would have been entitled to receive the price of the canned fruits if the canned fruits had been lawfully sold to the Corporation at the time when the canned fruits became the property of the Corporation.

(3) The same rights (if any) exist against the person receiving an amount paid by the Corporation under section 13 or 14 of this Act in respect of canned fruits as would exist if the moneys so paid were the proceeds of a sale or purported sale of the canned fruits by him, and any such rights may be enforced by action in any court that would have had jurisdiction if the moneys were the proceeds of such a sale or purported sale.

(4) Payment in good faith by the Corporation of any moneys payable by it under section 13 or 14 of this Act to the person appearing to the Corporation to be entitled to receive them discharges the Corporation from any further liability in respect of those moneys.

(5) An assignment of moneys payable by the Corporation under section 13 or 14 of this Act in respect of canned fruits is void as against the Corporation.

Person entitled to payment for canned fruits purchased by Corporation.

16. (1) In this section, "canned fruits" means canned fruits that have been purchased by the Corporation.

(2) Subject to subsection (3) of this section, the amount payable by the Corporation under section 13 or 14 of this Act in respect of canned fruits is payable to the person entitled to payment for the canned fruits in accordance with the contract of sale.

(3) An assignment of moneys payable by the Corporation under section 13 or 14 of this Act in respect of canned fruits is void as against the Corporation.

Advance payments.

17. (1) The Corporation is not bound to make a final payment in respect of canned fruits acquired by it under this Act until the disposal by the Corporation of the canned fruits or, where the net proceeds of the canned fruits so disposed of are required to be paid into an equalization pool by virtue of subsection (1) of section 13 of this Act, until the end of the season during which they are so disposed of, but the Corporation may, with the approval of the Commonwealth Minister, make from time to time such advance payments as it considers justified.

(2) An advance payment shall not be made in respect of canned fruits to which a notice under section 10 of this Act relates and, if an advance payment is made in respect of canned fruits that are subsequently made the subject of a notice under section 10 of this Act, that advance payment shall be repaid to the Corporation and, if not so repaid, may be recovered by the Corporation by set off against any advance payment payable to the canner in respect of other canned fruits.

(3) An advance payment made in respect of canned fruits shall be deducted from the final payment in respect of those canned fruits before that final payment is made to the person to whom it is payable.

(4) In ascertaining the amount of an advance payment for the purposes of subsection (3) of this section, the fact that an amount was set off by the Corporation under subsection (2) of this section against that advance payment shall be disregarded.

PART III

MISCELLANEOUS

Corporation may require information.

18. (1) The Corporation may, by notice in writing given, or sent by post, to a person, require the person to furnish, within such time as is specified in the notice, such information, in addition to any other information that he is required to furnish under this Act or any other Act or the Commonwealth Act or a State Act, relating to canned fruits of any season as is specified in the notice.

(2) A person shall not, without reasonable excuse, fail or neglect duly to furnish information that he is required to furnish by virtue of a notice given, or sent by post, to him under subsection (1) of this section.

(3) A person is not excused from furnishing information that he is required to furnish by virtue of a notice given, or sent by post, to him under subsection (1) of this section on the ground that the information might tend to incriminate him or make him liable to a penalty, but any information so furnished is not admissible in evidence against him in proceedings other than proceedings for an offence against subsection (4) of this section.

(4) A person shall not furnish to the Corporation information that is false or misleading in a material particular.

Penalty: Five hundred dollars.

Delegation.

19. (1) The Corporation may, either generally or as otherwise provided by the instrument of delegation, by writing under its common seal, delegate to a person any of its powers under this Act, other than this power of delegation.

(2) A power so delegated when exercised by the delegate, shall, for the purposes of this Act, be deemed to have been exercised by the Corporation.

(3) A delegation under this section does not prevent the exercise of a power by the Corporation.

Indemnity.

20. (1) A member of the Corporation is not personally liable for an act of the Corporation or of the member acting as such.

(2) In this section, "member of the Corporation" includes an acting Chairman and a deputy of a member.

Function of Advisory Committee.

21. The function of the Advisory Committee shall, at the request of the Corporation, consult with, and furnish advice to, the Corporation in connection with the performance of the functions, or the exercise of the powers, of the Corporation under this Act.

Proper care to be taken of canned fruits owned by Corporation.

22. A person having canned fruits the property of the Corporation in his possession or under his care shall exercise proper care and take all proper and reasonable precautions and do all things necessary to preserve and safeguard those canned fruits and to keep them free from damage or deterioration.

Penalty: Two hundred dollars.

PART III

Access to premises.

23. (1) An authorized person may, with the consent of the occupier of any premises, enter the premises for the purpose of exercising the functions of an authorized person under this section.

(2) Where an authorized person has reason to believe that—

(*a*) there are on any premises canned fruits of any season;

or

(*b*) there are on any premises books, documents or other papers relating to canned fruits of any season,

the authorized person may make application to a Justice of the Peace for a warrant authorizing the authorized person to enter the premises for the purposes of exercising the functions of an authorized person under this section.

(3) If, on an application under subsection (2) of this section, the Justice of the Peace is satisfied by information on oath or affirmation—

(*a*) that there is reasonable ground for believing that there are on the premises any canned fruits, or any books, documents or papers, referred to in subsection (2) of this section;

and

(*b*) that the issue of the warrant is reasonably required for purposes of, or related to the operation of, this Act,

the Justice of the Peace may grant a warrant authorizing the authorized person, with such assistance as he thinks necessary, to enter the premises during such hours or the day or night as the warrant specifies or, if the warrant so specifies, at any time, if necessary by force, for the purpose of exercising the functions of an authorized person under this section.

(4) A warrant under subsection (3) of this section shall specify a date after which the warrant ceases to have effect.

(5) Where an authorized person has entered any premises in pursuance of subsection (1) of this section or in pursuance of a warrant granted under subsection (3) of this section, he may exercise the functions of an authorized person under this section.

(6) A person shall not, without reasonable excuse, obstruct or hinder an authorized person acting in pursuance of a warrant granted under subsection (3) of this section or in pursuance of subsection (5) of this section.

Penalty: Five hundred dollars.

(7) The functions of an authorized person under this section are—

(*a*) to search for and inspect canned fruits, or books, documents or papers, referred to in subsection (2) of this section;

(*b*) to take possession of and remove canned fruits to which a requirement under subsection (2) of section 9 of this Act relates;

and

(*c*) to take extracts from and make copies of books, documents or papers referred to in subsection (2) of this section.

(8) On the taking possession, under subsection (7) of this section, of canned fruits that, immediately before such taking, were not the property of the Corporation, those canned fruits become the absolute property of the Corporation, freed from all mortgages, charges, liens, pledges, interests and trusts, but the operation of this subsection does not affect the liability of a person for an offence.

(9) In this section—

"authorized person" means a person appointed by the Corporation or the Chairman of the Corporation to be an authorized person for the purposes of this section:

"occupier", in relation to premises, includes the person in charge of the premises.

Proceedings.

24. Proceedings for an offence against this Act shall be disposed of summarily.

Regulations.

25. The Governor may make regulations, not inconsistent with this Act, prescribing all matters which by this Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act, and, in particular, making provision for penalties not exceeding a fine of two hundred dollars for offences against the regulations.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 17 of 1980

An Act to amend the Local Government Act, 1934-1979.

[*Assented to 17th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Local Government Act Amendment Act, 1980".

(2) The Local Government Act, 1934-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Local Government Act, 1934-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 3—Arrangement of Act.

3. Section 3 of the principal Act is amended by striking out the item—

PART XXVII—Slaughterhouses.

Repeal of Part XXVII of principal Act.

4. Part XXVII (including the heading thereto) is repealed.

Amendment of principal Act, s. 667—By-laws.

5. Section 667 of the principal Act is amended by striking out subparagraphs IX to XV of paragraph 4 of subsection (1).

Repeal of ss. 871w, 871wa, 871wb, 871x and 871xa of principal Act.

6. Sections 871w, 871wa, 871wb, 871x and 871xa of the principal Act are repealed.

7. Section 877 of the principal Act is amended by striking out from paragraph (*b*) the passage "slaughterhouses, markets, baths, butchers, and other shops and shambles" and inserting in lieu thereof the passage "markets, baths, shops". Amendment of principal Act, s. 877— Powers of inspectors.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 18 of 1980

An Act to amend the Health Act, 1935-1978.

[*Assented to 17th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Health Act Amendment Act, 1980".

(2) The Health Act, 1935-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Health Act, 1935-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 87—Cesspools.

3. Section 87 of the principal Act is amended by striking out from subsection (1) the word "slaughterhouse,".

Repeal of s. 101 of principal Act.

4. Section 101 of the principal Act is repealed.

Repeal of ss. 103 to 109 of principal Act.

5. Sections 103, 104, 105, 106, 107, 108 and 109 of the principal Act are repealed.

Amendment of principal Act, s. 147—Regulations.

6. Section 147 of the principal Act is amended by striking out paragraphs (*i*), (*j*), (*k*), (*l*) and (*m*) of subsection (1).

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 19 of 1980

An Act to amend the Consumer Transactions Act, 1972-1979.

[*Assented to 17th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Consumer Transactions Act Amendment Act, 1980".

(2) The Consumer Transactions Act, 1972-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Consumer Transactions Act, 1972-1980".

Enactment of s. 48a of principal Act.

2. The following section is enacted and inserted in the principal Act after section 48 thereof:—

Relief against civil consequences of non-compliance with this Act.

48a. (1) Where a person has made, or stands to make, a loss in consequence of contravention of or non-compliance with a provision of this Act, he may apply to the Tribunal for relief against the consequences of that contravention or non-compliance.

(2) An application may be made under subsection (1) of this section in respect of a series of acts or omissions of a similar character.

(3) Where, upon an application under subsection (1) of this section, the Tribunal is satisfied that the contravention or failure to comply with the provisions of this Act was not, in the circumstances of the case, such as to warrant the consequences prescribed by this Act, it may grant relief against those consequences to such extent as may be just.

(4) In determining whether it should make an order for relief against the consequences of contravention of, or non-compliance with, a provision of this Act and, if so, the terms on which relief should be granted, the Tribunal shall have regard to—

(*a*) the gravity of the contravention or non-compliance;

(*b*) the conduct of the applicant in relation to the transaction to which the application relates;

and

(*c*) any prejudice that may result from the making of the order.

(5) An order for relief against the consequences of contravention of, or failure to comply with, a provision of this Act may be made upon such conditions as the Tribunal considers just.

(6) The Commissioner, and any person whose interests would be affected by an order under this section, may appear and be heard in proceedings under this section.

(7) Relief may be granted against the consequences of contravention of, or non-compliance with, a provision of this Act whether the contravention or non-compliance occurred before or after the commencement of the Consumer Transactions Act Amendment Act, 1980.

(8) An order under this section has effect in accordance with its terms notwithstanding any other provision of this Act.

(9) Nothing in this section authorizes the Tribunal to grant relief against any criminal liability or criminal penalty.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 20 of 1980

An Act to amend the Consumer Credit Act, 1972-1973.

[*Assented to 17th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Consumer Credit Act Amendment Act, 1980".

(2) The Consumer Credit Act, 1972-1973, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Consumer Credit Act, 1972-1980".

Amendment of principal Act, s. 5—Interpretation.

2. Section 5 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of the definition of "revolving charge account" the passage "consumer contract or consumer contracts" and inserting in lieu thereof the passage "contract or contracts";

(*b*) by striking out from the definition of "sale by instalment" the word "consumer";

and

(*c*) by striking out the definition of "the Registrar" and inserting after the definition of "statutory rebate" the following definition:—

"the Commercial Registrar" or "the Registrar" means the person for the time being holding, or acting in, the office of Commercial Registrar under this Act:.

Amendment of principal Act, s. 18—How Tribunal is to be constituted.

3. Section 18 of the principal Act is amended by striking out subsections (3) and (4) and inserting in lieu thereof the following subsections:—

(3) The Chairman may, with the approval of the Minister responsible for the administration of the department of the Public Service to which special magistrates are assigned, delegate a jurisdiction conferred upon him by regulation to a special magistrate.

(4) A delegation under this section—

(*a*) is revocable at will;

(*b*) does not prevent the chairman from acting personally in any matters;

and

(*c*) may be subjected to such conditions and limitations as the Chairman thinks fit and specifies in the instrument of delegation.

(5) A special magistrate to whom any jurisdiction has been delegated under this section may exercise the delegated jurisdiction in accordance with the instrument of delegation but if any party, at or before the commencement of proceedings before the special magistrate, objects to the exercise of jurisdiction by the special magistrate, he shall refer those proceedings to the Chairman for hearing and determination.

Amendment of principal Act, s. 21— Powers of the Tribunal.

4. Section 21 of the principal Act is amended by striking out from paragraphs (*a*) and (*b*) of subsection (1) the passage "the Registrar" wherever it occurs and inserting in lieu thereof, in each case, the passage "the Commercial Registrar".

Repeal of s. 27 of principal Act and enactment of section in its place.

5. Section 27 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Commercial Registrar.

27. (1) There shall be a Commercial Registrar.

(2) The Commercial Registrar must be a legal practitioner.

(3) The Commercial Registrar shall be appointed, and shall hold office, subject to and in accordance with the Public Service Act, 1967-1978, and the office of the Commercial Registrar may be held in conjunction with any other office in the Public Service of the State.

(4) The Commercial Registrar shall exercise such powers, discretions and functions—

(*a*) as may be conferred on, or assigned to, him by or under this Act or any other Act;

or

(*b*) as may be delegated to him by the Chairman in pursuance of subsection (5) of this section.

(5) The Chairman may delegate to the Commercial Registrar any of his powers, discretions and functions that he is authorized by regulation to delegate to the Commercial Registrar.

(6) The Commercial Registrar may delegate to any person approved by the Chairman of the Tribunal any functions of a clerical nature assigned (by delegation or otherwise) to him.

(7) A delegation under subsection (5) or (6) of this section—

(*a*) is revocable at will;

and

(*b*) does not prevent the Chairman or the Commercial Registrar (as the case may require) from acting personally in any matter.

Amendment of principal Act, s. 28—

Obligation to be licensed.

6. Section 28 of the principal Act is amended—

(*a*) by striking out from subsection (3) the passage "A credit provider" and inserting in lieu thereof the passage "Subject to subsection (4) of this section, a credit provider";

and

(*b*) by inserting after subsection (3) the following subsection:—

(4) Where a credit charge, when reduced to a rate of interest in accordance with the regulations, does not exceed ten per centum per annum or such other rate as is, at the time the contract is made, prescribed for the purposes of section 6 (1) (i) of this Act, that credit charge may, notwithstanding the provisions of subsection (3) of this section, be recovered and retained by the credit provider in pursuance of the credit contract.

Amendment of principal Act, s. 41—

Form of a contract that is a sale by instalment.

7. Section 41 of the principal Act is amended by inserting after subsection (6) the following subsection:—

(6a) Any such amount paid by or on behalf of the consumer in respect of a credit charge may be recovered back or deducted from any amount payable under the contract or payable in respect of any security given in respect of the contract, notwithstanding agreement to the contrary.

Enactment of s. 60a of principal Act.

8. The following section is enacted and inserted in the principal Act after section 60 thereof:—

Relief against civil consequences of non-compliance with this Act.

60a. (1) Where a person has made, or stands to make, a loss in consequence of contravention of or non-compliance with a provision of this Act, he may apply to the Tribunal for relief against the consequences of that contravention or non-compliance.

(2) An application may be made under subsection (1) of this section in respect of a series of acts or omissions of a similar character.

(3) Where, upon an application under subsection (1) of this section, the Tribunal is satisfied that the contravention or failure to comply with the provisions of this Act was not, in the circumstances of the case, such as to warrant the consequences prescribed by this Act, it may grant relief against those consequences to such extent as may be just.

(4) In determining whether it should make an order for relief against the consequences of contravention of, or non-compliance with a provision of this Act, and, if so, the terms on which the relief should be granted, the Tribunal shall have regard to—

(*a*) the gravity of the contravention, or non-compliance;

(*b*) the conduct of the applicant in relation to the transaction to which the application relates;

and

(*c*) any prejudice that may result from the making of the order.

(5) An order for relief against the consequences of contravention of, or failure to comply with, a provision of this Act may be made upon such conditions as the Tribunal considers just.

(6) The Commissioner, and any person whose interests would be affected by an order under this section may appear and be heard in proceedings under this section.

(7) Relief may be granted against the consequences of contravention of, or non-compliance with, a provision of this Act whether the contravention or non-compliance occurred before or after the commencement of the Consumer Credit Act Amendment Act, 1980.

(8) An order under this section has effect in accordance with its terms notwithstanding any other provision of this Act.

(9) Nothing in this section authorizes the Tribunal to grant relief against any criminal liability or criminal penalty.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 21 of 1980

An Act to vest certain land in the District Council of Burra Burra, and for other related purposes.

[*Assented to* 17*th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "District Council of Burra Burra (Vesting of Land) Act, 1980".

Interpretation.

2. In this Act—

"the Council" means the District Council of Burra Burra:

"the land" means the whole of the land comprised in Certificate of Title Register Book Volume 985 Folio 115:

"the Trust" means The Lewis Trust Incorporated.

Vesting of the land.

3. (1) The land is vested in the Council for an estate in fee simple.

(2) The land is discharged from any trust, mortgage or encumbrance affecting the land immediately before the commencement of this Act.

Duty of Registrar-General.

4. (1) The Registrar-General shall, upon application by the Council and production of the appropriate duplicate certificate of title, make such entries in the Register Book as may be necessary to evidence the vesting of the land in the Council pursuant to this Act.

(2) No fees or stamp duty are payable in respect of an application made under subsection (1) of this section.

Council may deal with the land as it thinks fit.

5. The Council may sell, lease or otherwise deal with the land as it thinks fit, and the proceeds (if any) shall be paid into the general revenue of the Council.

Vesting of all other assets of the Trust in the Council.

6. (1) All other assets of the Trust are vested in the Council.

(2) The assets vested in the Council under this section are discharged from any trust affecting those assets immediately before the commencement of this Act.

(3) The Council shall use the proceeds from the assets vested in the Council under this section for the purpose of restoring or furnishing the buildings existing on the land immediately before the commencement of this Act.

Vesting of liability in the Council.

7. Any liability of the Trust that existed immediately prior to the commencement of this Act is vested in, and shall be discharged by, the Council.

Dissolving of Trust.

8. The Trust is dissolved.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 22 of 1980

An Act to amend the Boating Act, 1974-1978.

[*Assented to* 17*th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Boating Act Amendment Act, 1980".

(2) The Boating Act, 1974-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Boating Act, 1974-1980".

Commencement.

2. (1) Subject to subsection (2) of this section, this Act shall come into operation on a day to be fixed by proclamation.

(2) This Act shall not come into operation until Her Majesty's pleasure thereon has been publicly signified in this State.

Amendment of principal Act, s. 9—Licenses for aquatic activities.

3. Section 9 of the principal Act is amended by striking out subsections (1), (2) and (3).

Amendment of principal Act, s. 36—Evidence.

4. Section 36 of the principal Act is amended by inserting after paragraph (*e*) the following paragraph:—

(*f*) an allegation in the complaint that a place referred to in the complaint is within a zone or other area to which a specified regulation applies shall be deemed to be proved in the absence of proof to the contrary.

Amendment of principal Act, s. 38—Regulations.

5. Section 38 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsections:—

(2) Any such regulation may be expressed to be limited in application to—

(*a*) any portion of the waters under the control of the Minister specified in the regulations;

or

(*b*) any zone established under this section,

and where such a limitation is expressed, the application of the regulation shall be limited accordingly.

(2a) The Minister may, for the purposes of the regulations, establish zones, or cause zones to be established, by marking out portions of the waters under the control of the Minister by markers or buoys, or in any other prescribed manner.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 23 of 1980

An Act to license slaughtering works and pet food works; to regulate the standards of hygiene and sanitation at slaughtering works and pet food works; to regulate the quality of meat, meat products, and pet food; and for other purposes.

[*Assented to* 17*th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Meat Hygiene Act, 1980".

Commencement.

2. (1) This Act shall come into operation on a day to be fixed by proclamation.

(2) The Governor may, in a proclamation made for the purposes of subsection (1) of this section, suspend the operation of any specified provisions of this Act until a subsequent day fixed in the proclamation, or a day to be fixed by subsequent proclamation.

Arrangement.

3. This Act is arranged as follows:—

PART I—PRELIMINARY

PART II—ADMINISTRATION

PART III—LICENCES

DIVISION I—ABATTOIRS AND SLAUGHTERHOUSES

DIVISION II—PET FOOD WORKS

PART IV—INSPECTIONS, BRANDING AND SALE OF MEAT, ETC.

PART V—MISCELLANEOUS

PART I
Interpretation.

4. (1) In this Act, unless the contrary intention appears—

"abattoir licence" means an abattoir licence under Part III of this Act:

"animal", in relation to meat or a meat product or the production of meat or a meat product, means any head of cattle, buffalo, sheep, goat, pig, horse, deer or other animal of a class of animals declared by proclamation under this section for the purposes of this definition:

"appointed member" means a member of the Authority appointed by the Minister under Part II of this Act:

"the Authority" means the Meat Hygiene Authority established under Part II of this Act:

"brand" means brand, mark, stamp or affix a label or tag bearing a brand, mark or stamp:

"carcass" means the dressed body of any slaughtered animal:

"the Chief Inspector" means the person appointed to be, or acting in the office of, the Chief Inspector of Meat Hygiene under Part II of this Act:

"Commonwealth Inspector" means an officer of the Commonwealth who in his capacity as such engages in the inspection of meat:

"diseased" means—

(*a*) in relation to meat and meat products or animals intended for meat or meat products, infected with, or affected by, a condition, or in a state, prescribed in relation thereto;

or

(*b*) in relation to pet food or animals intended for pet food, infected with, or affected by, a condition, or in a state, prescribed in relation thereto:

"edible offal" means offal that is suitable for human consumption:

"Inspector" means a person appointed to be an inspector under Part II of this Act and includes the Chief Inspector:

"licensed abattoir" means a slaughtering works in respect of which an abattoir licence is in force under Part III of this Act:

"licensed pet food works" means a pet food works in respect of which a licence is in force under Part III of this Act:

"licensed slaughterhouse" means a slaughtering works in respect of which a slaughterhouse licence is in force under Part III of this Act:

"meat" means the whole or any part of the carcass or edible offal of any animal that is intended for human consumption and is unprocessed otherwise than by chilling or freezing:

"meat inspection depot" means premises where meat is held for the purposes of inspection, not being part of a slaughtering works:

"meat product" means a product that is the result of the processing of meat and is intended for human consumption:

"municipality" means a municipality as defined in the Local Government Act, 1934, as amended:

"offal" means the brain, thymus gland, pancreas gland, liver, spleen, kidney, heart, lung, stomach, tongue, head or tail of any slaughtered animal, or any part of the body of any slaughtered animal which is removed in the course of dressing the body:

"pet" includes any carnivorous animal kept by a person:

"pet food" means any part, or product that is the result of the processing of any part, of the body of any animal, being a part or product intended for consumption by pets, but does not include any such product that has less than the prescribed moisture content determined in the prescribed manner:

"pet food works" means a works that is used for the production for sale of pet food or for slaughtering for such production:

"place" includes premises and land:

"plant" includes vehicles:

"prescribed standard" means—

(*a*) in relation to a licensed abattoir, a standard of construction, plant or equipment prescribed in relation to licensed abattoirs;

(*b*) in relation to a licensed slaughterhouse, a standard of construction, plant or equipment prescribed in relation to licensed slaughterhouses;

or

(*c*) in relation to a licensed pet food works, a standard of construction, plant or equipment prescribed in relation to licensed pet food works:

"recognized abattoir" means a slaughtering works declared under Part III of this Act to be a recognized abattoir:

"sell" means—

(*a*) sell, barter or exchange;

(*b*) agree or offer to sell, barter or exchange;

(*c*) expose, store or deliver for or on sale, barter or exchange;

or

(*d*) cause, suffer or permit any act referred to in paragraph (*a*), (*b*) or (*c*) of this definition:

"slaughterhouse licence" means a slaughterhouse licence under Part III of this Act:

"slaughtering product" means any product (including any by-product or waste material) derived from the slaughtering of any animal whether for the production of meat, a meat product or pet food:

"slaughtering works" means a works that is used for slaughtering for the production of meat or a meat product:

"works" includes all places, plant and equipment, used for, or in connection with, the activity carried on at the works.

(2) The Governor may by proclamation declare a class of animals for the purposes of the definition of "animal", and by further proclamation amend, vary or revoke any such declaration.

(3) Subject to this Act, the provisions of this Act shall apply to and in relation to any slaughtering works or pet food works, including any slaughtering works or pet food works established by or pursuant to an Act.

PART II

ADMINISTRATION

Establishment and incorporation of Authority.

5. (1) There shall be an Authority entitled the "Meat Hygiene Authority".

(2) The Authority—

(*a*) shall be a body corporate with perpetual succession and a common seal;

(*b*) shall, in its corporate name, be capable of suing and of being sued;

(*c*) shall be capable of holding, acquiring, dealing with, and disposing of real and personal property;

(*d*) shall be capable of acquiring or incurring any other rights or liabilities;

(*e*) shall have the powers, rights, duties and functions conferred, imposed or prescribed by or under this Act;

and

(*f*) shall hold its property on behalf of the Crown.

Constitution of the Authority.

6. (1) The Authority shall consist of three members, of whom—

(*a*) one shall be the Chief Inspector, who shall be the Chairman of the Authority;

(*b*) one shall be a person appointed by the Minister upon the nomination of the Minister of Health;

and

(*c*) one shall be a person appointed by the Minister from a panel of three persons nominated by the Local Government Association of South Australia, Incorporated.

(2) The Minister may, for the purpose of appointing a member of the Authority under paragraph (*c*) of subsection (1) of this section, by notice in writing, request the Local Government Association of South Australia, Incorporated, to nominate a panel of three persons within a period (being not less than twenty-one days) specified in the notice, and, if no nomination is made in accordance with that request, he may appoint a person without a nomination and a person so appointed shall, for all purposes, be deemed to have been duly appointed under that paragraph.

Terms and conditions of office.

7. (1) An appointed member shall be appointed for such term of office, being not less than two years nor more than four years, and upon such conditions as may be determined by the Governor, and, upon the expiration of his term of office, shall be eligible for re-appointment.

(2) The Minister may appoint a person to be a deputy of a member of the Authority and that person, while acting in the absence of that member, shall be deemed to be a member of the Authority and shall have all the powers, rights and duties of a member.

(3) The Minister may remove an appointed member from office for—

(*a*) a breach of, or non-compliance with, the conditions of his appointment;

(*b*) mental or physical incapacity;

(*c*) neglect of duty;

or

(*d*) dishonourable conduct.

(4) The office of an appointed member shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by written notice addressed to the Minister;

or

(*d*) he is removed from office by the Minister pursuant to subsection (3) of this section.

(5) Upon the office of an appointed member becoming vacant, a person shall be appointed in accordance with this Act to the vacant office, but where the office of an appointed member becomes vacant before the expiration of the term for which he was appointed, the person appointed in his place shall be appointed only for the balance of the term of his predecessor.

Allowances and expenses.

8. A member of the Authority shall be entitled to receive such allowances and expenses as may be determined by the Governor.

Quorum, etc.

9. (1) Two members of the Authority shall constitute a quorum of the Authority, and no business shall be transacted at a meeting of the Authority unless a quorum is present.

(2) The Chairman shall preside at a meeting of the Authority at which he is present and in the absence of the Chairman from a meeting of the Authority the members of the Authority present shall decide who is to preside at the meeting.

(3) A decision carried by a majority of the votes of the members of the Authority present at a meeting shall be a decision of the Authority.

(4) Each member of the Authority shall be entitled to one vote on a matter arising for determination by the Authority, and the person presiding at the meeting of the Authority shall, in the event of an equality of votes, have a second or casting vote.

(5) The Authority shall cause proper minutes to be kept of its proceedings at meetings.

(6) Subject to this Act, the business of the Authority shall be conducted in a manner determined by the Authority.

Due execution of documents by the Authority.

10. (1) A document is duly executed by the Authority if it is sealed with the common seal of the Authority and signed by a member of the Authority.

(2) An apparently genuine document purporting to have been executed in accordance with subsection (1) of this section shall be presumed in any legal proceedings, in the absence of proof to the contrary, to have been duly executed.

Validity of acts of the Authority and immunity of its members.

11. (1) An act or proceeding of the Authority shall not be invalid by reason only of a vacancy in its membership and notwithstanding the subsequent discovery of a defect in the appointment of a member, the act or proceeding shall be as valid and effectual as if the member had been duly appointed.

(2) No liability shall attach to a member of the Authority for any act or omission by him, or by the Authority, in the exercise, or purported exercise, of his or its powers or functions, or in the discharge, or purported discharge, of his or its duties, under this Act.

(3) A liability that would, but for subsection (2) of this section, lie against a member of the Authority shall lie against the Crown.

Functions of the Authority.

12. (1) The functions of the Authority shall be—

(*a*) to determine applications for abattoir licences and slaughterhouse licences;

(*b*) to recommend the declaration of recognized abattoirs;

(*c*) to determine applications for licences in respect of pet food works;

(*d*) to determine any question relating to the suspension or cancellation of licences under this Act;

(*e*) to keep under review and report annually to the Minister on any matter relating to slaughtering and the production of meat, meat products and pet food, standards of hygiene and sanitation at slaughtering works and pet food works and meat inspection procedures;

(*f*) to inquire into and report to the Minister on any other matter referred to the Authority by the Minister or that the Authority thinks fit;

and

(*g*) to perform such other functions as are assigned to it by the Minister or this Act.

(2) The Authority shall have power to do all things necessary to be done for, or in connection with, or incidental to, the performance of its functions, or the discharge of its duties, under this Act.

Authority subject to general control and direction of Minister.

13. In the exercise, discharge and performance of its powers, duties and functions under this Act, the Authority shall, except where it makes, or is required to make, a recommendation to the Minister, be subject to the general control and direction of the Minister.

Accounts and audit.

14. (1) The Authority shall cause proper accounts to be kept of its financial affairs and shall in respect of each financial year prepare a statement of accounts in such form as the Treasurer may approve.

(2) The Auditor-General may at any time, and shall at least once in every year, audit the accounts of the Authority.

(3) The Auditor-General shall have and may exercise in respect of the moneys and accounts of the Authority and the persons dealing therewith the powers that are vested in the Auditor-General by the Audit Act, 1921-1975, in respect of public accounts and accounting officers.

PART II

Annual report.

15. (1) The Authority shall, as soon as practicable after the end of each financial year, submit to the Minister a report on its operations during that financial year together with the audited statement of accounts of the Authority for that financial year.

(2) The Minister shall cause the report and audited statement of accounts of the Authority to be laid before each House of Parliament as soon as practicable after his receipt thereof.

Meat Hygiene Consultative Committee.

16. The Minister may appoint a committee entitled the "Meat Hygiene Consultative Committee" to advise the Authority on any matter relating to its functions under this Act or the administration of this Act.

Staff.

17. (1) The Governor may, subject to and in accordance with the Public Service Act, 1967-1978, appoint such officers as he considers necessary or expedient for the proper administration of this Act.

(2) The Authority may, with the approval of the Minister controlling any department of the Public Service of the State, on terms mutually arranged, make use of the services of an officer of that department.

Inspectors.

18. (1) The Governor may—

(*a*) appoint a person who is registered as a veterinary surgeon under the Veterinary Surgeons Act, 1935-1975, to be the Chief Inspector of Meat Hygiene;

(*b*) appoint a person who is so registered to act in the office of the Chief Inspector in his absence;

and

(*c*) appoint a person to be an Inspector under this Act.

(2) A person who is a Commonwealth Inspector or a local government officer may be appointed under subsection (1) of this section to be an Inspector under this Act.

(3) The Governor may make an arrangement with the Governor-General of the Commonwealth or a local government authority with respect to any matter necessary or convenient for the purposes of an appointment referred to in subsection (2) of this section and the exercise and discharge by a Commonwealth Inspector or a local government officer of the powers, functions and duties of an Inspector.

PART III

PART III

LICENCES

DIVISION I—ABATTOIRS AND SLAUGHTERHOUSES

DIVISION I

Interpretation.

19. In this Division "licence" means an abattoir licence or a slaughterhouse licence.

Offence to slaughter animals for meat except at licensed abattoir.

20. A person shall not—

(*a*) slaughter any animal, or cause any animal to be slaughtered, for the production for sale of meat or a meat product except at a licensed abattoir or a licensed slaughterhouse;

or

(*b*) operate a slaughtering works, or cause or permit a slaughtering works to be operated, unless the person is the holder of a licence in respect of the slaughtering works.

Penalty: Three thousand dollars.

Applications for licences.

21. (1) An application for a licence must be made to the Authority in the prescribed manner and form, contain the prescribed information and be accompanied by the prescribed application fee.

(2) An applicant under subsection (1) of this section must furnish the Authority with such further information as it may require to determine the application.

Grant of licences.

22. (1) Subject to this Act, where application is made under this Act for a licence in respect of an existing slaughtering works or a slaughtering works that the applicant proposes to establish, the Authority shall determine whether a licence should be granted having regard to—

(*a*) the suitability of the applicant to be granted the licence;

(*b*) the standards of construction, plant and equipment of the slaughtering works, or the slaughtering works as proposed;

(*c*) the location of the slaughtering works, or the proposed location of the slaughtering works;

and

(*d*) any prescribed matter,

and shall advise the applicant of its decision.

(2) Where the Authority determines under this section that the licence should be granted, and, in the case of an application in respect of a proposed slaughtering works, subsequently is satisfied that the slaughtering works has been established substantially in accordance with the proposals of the applicant, the Authority shall, upon payment of the prescribed fee, grant the licence to the applicant.

Grant of licences in respect of existing slaughtering works.

23. (1) Notwithstanding the provisions of section 22 of this Act, but subject to this section, where application is made under this Act for a licence in respect of a slaughtering works that has been in operation for not less than six months immediately preceding the commencement of this Division, the Authority shall, upon payment of the prescribed fee, grant the licence.

(2) The Authority may refuse to grant an abattoir licence under this section having regard to the standards of construction, plant and equipment of the slaughtering works in question.

(3) The Authority shall not grant a licence under this section unless the application is made within three months from the commencement of this Division.

(4) The Authority shall, upon granting a licence under this section, by notice in writing to the holder of the licence, exempt the slaughtering works from compliance with any prescribed standard that the Authority is satisfied the slaughtering works does not comply with at the time of granting the licence and shall specify any such prescribed standards in the notice.

(5) An exemption granted under this section shall be subject to such conditions as the Authority may specify in the notice.

(6) The Authority may, by notice in writing to the holder of the licence, vary or revoke a condition of the exemption or impose a further condition.

(7) A person granted an exemption under this section shall not breach, or fail to comply with, a condition of the exemption.

Penalty: One thousand dollars.

Default Penalty: One hundred dollars.

(8) The Authority may, after the expiration of twelve months from the commencement of this Division, vary or revoke an exemption granted to any person under this section.

(9) An exemption granted under this section shall cease to be of any force or effect after the expiration of three years from the commencement of this Division.

Conditions of licences.

24. (1) A licence granted under this Division shall be subject to such conditions as the Authority may specify by notice in writing given to the holder of the licence.

(2) Without limiting the matters with respect to which conditions may be imposed, the Authority may impose conditions in respect of any slaughter-house licence—

(*a*) limiting the maximum throughput of the slaughtering works;

or

(*b*) regulating the sale or supply of meat or meat products produced at the slaughtering works.

(3) The Authority may, by notice in writing given to the holder of a licence, vary or revoke a condition of the licence or impose a further such condition.

Review by Minister of refusal to grant licence or conditions of licence.

25. (1) A person affected by a decision of the Authority to refuse to grant a licence or to impose a condition of a licence under this Division may apply to the Minister for review of the decision within one month of the making of the decision.

(2) The Minister may, on application made under subsection (1) of this section, do one or more of the following:—

(*a*) affirm, vary or quash the decision, or substitute, or make in addition, any decision that he considers should have been made in the first instance;

(*b*) remit the subject matter of the application to the Authority for further consideration.

Offences in relation to conditions of licences and minimum standards.

26. The holder of a licence shall not—

(*a*) operate the slaughtering works or cause or permit the slaughtering works to be operated if it does not comply with the prescribed standards;

or

(*b*) breach, or fail to comply with, a condition of the licence.

Penalty: One thousand dollars.

Default penalty: One hundred dollars.

Renewal of licence.

27. (1) A licence shall, subject to this Act, remain in force for such term as the Authority may specify in the licence and may be renewed by application made to the Authority before the expiration of the term last specified in the licence.

(2) An application for renewal under subsection (1) of this section must be made in the prescribed manner and form and contain the prescribed information.

(3) The Authority may, if it thinks fit, determine an application notwithstanding that it is delivered out of time.

(4) Where application is made under this section the Authority shall, subject to this Act, upon payment of the prescribed fee, renew the licence.

(5) A licence renewed under this section shall, subject to this Act, remain in force for such term as the Authority may specify in the licence.

Surrender, suspension and cancellation of licences.

28. (1) The holder of a licence may at any time surrender the licence, and the licence shall thereupon cease to be of any force or effect.

(2) The Authority may, after calling upon the holder of a licence to show cause why the licence should not be suspended or cancelled, suspend the licence for such period as it thinks fit, or cancel the licence, if it is satisfied—

(*a*) that the grant or a renewal of the licence was obtained improperly;

(*b*) that the holder of the licence has been guilty of an offence against this Act;

or

(*c*) that the licence should be suspended or cancelled on any prescribed ground for suspension or cancellation.

(3) A licence—

(*a*) that is suspended under subsection (2) of this section shall cease to be of any force or effect for the period of the suspension;

or

(*b*) that is cancelled under that subsection shall cease to be of any force or effect.

Appeal against suspension or cancellation.

29. (1) A right of appeal to a Local Court of full jurisdiction within the meaning of the Local and District Criminal Courts Act, 1926-1978, shall lie against any decision or order of the Authority suspending or cancelling a licence under this Division.

(2) The appeal must be instituted within one month of the making of the decision or order appealed against, but the Local Court may, if it is satisfied that it is just and reasonable in the circumstances to do so, dispense with the requirement that the appeal should be so instituted.

(3) The Local Court may, on the hearing of the appeal, do one or more of the following, according to the nature of the case:—

(*a*) affirm, vary or quash the decision or order appealed against, or substitute, or make in addition, any decision or order that should have been made in the first instance;

(*b*) remit the subject matter of the appeal to the Authority for further consideration;

(*c*) make any further or other order as to costs or any other matter that the case requires.

(4) The powers conferred by section 28 of the Local and District Criminal Courts Act, 1926-1978, include power to make rules regulating the practice and procedure on such appeals.

(5) The Authority shall, if so required by any person affected by a decision or order made by it, state in writing the reasons for its decision or order.

(6) If the reasons of the Authority are not given in writing at the time of making a decision or order and the appellant then requested the Authority to state its reasons in writing, the time for instituting the appeal shall run from the time when the appellant receives the written statement of those reasons.

(7) Where the Authority or the Local Court is satisfied that an appeal against an order of the Authority has been instituted, or is intended, the Authority or the Local Court may suspend the operation of the order until the determination of the appeal.

(8) Where the Authority has suspended the operation of an order under subsection (7) of this section, the Authority, may terminate the suspension, and where the Local Court has done so, the Local Court may terminate the suspension.

Holders of licences to keep prescribed records.

30. (1) The holder of a licence shall not fail to keep such records relating to the slaughtering works and its operation as may be prescribed.

Penalty: Two hundred dollars.

(2) An Inspector may at any reasonable time inspect any records kept in compliance with subsection (1) of this section.

Register of licences.

31. (1) The Authority shall cause a register to be kept of licences in force under this Division.

(2) The register shall be made available for the inspection of any person desiring to inspect it.

PART III

DIVISION I

32. The holder of a licence shall not carry out, or cause or permit to be carried out, any structural alterations or additions to the slaughtering works, without the approval of the Authority. Structural alterations and additions to abattoirs.

Penalty: Five hundred dollars.

33. (1) The Governor may, upon the recommendation of the Authority, by proclamation, declare a slaughtering works located in another State, or a Territory, of the Commonwealth to be a recognized abattoir. Recognition of abattoirs located outside the State.

(2) The Authority may make a recommendation referred to in subsection (1) of this section in relation to a slaughtering works if it is satisfied that the standards of construction, plant, equipment, hygiene, sanitation and inspection applying at or in relation to the slaughtering works are equivalent to the standards applying at or in relation to licensed abattoirs.

(3) The Governor may, upon the recommendation of the Authority, by proclamation amend, vary or revoke a declaration made under subsection (1) of this section.

DIVISION II—PET FOOD WORKS

DIVISION II

34. In this Division "licence" means a licence in respect of a pet food works. Interpretation.

35. A person shall not operate a pet food works, or cause or permit a pet food works to be operated, unless the person is the holder of a licence in respect of the pet food works. Offence to operate pet food works unless licensed.

Penalty: Three thousand dollars.

Default Penalty: Two hundred dollars.

36. (1) An application for a licence must be made to the Authority in the prescribed manner and form, contain the prescribed information and be accompanied by the prescribed application fee. Applications for licences.

(2) An applicant under subsection (1) of this section must furnish the Authority with such further information as it may require to determine the application.

37. (1) Where application is made under this Act for a licence in respect of an existing pet food works or a pet food works that the applicant proposes to establish, the Authority shall determine whether a licence should be granted having regard to— Grant of licences.

(*a*) the suitability of the applicant to be granted the licence;

(*b*) the standards of construction, plant and equipment of the pet food works, or the pet food works as proposed;

(*c*) the location of the pet food works, or the proposed location of the pet food works;

and

(*d*) any prescribed matter,

and shall advise the applicant of its decision.

(2) Where the Authority determines under subsection (1) of this section that the licence should be granted, and, in the case of an application in respect of a proposed pet food works, subsequently is satisfied that the pet food works has been established substantially in accordance with the proposals of the applicant, the Authority shall, upon payment of the prescribed fee, grant the licence to the applicant.

Grant of licences in respect of existing pet food works.

38. (1) Notwithstanding the provisions of section 37 of this Act, where application is made under this Act for a licence in respect of a pet food works that has been in operation for not less than six months immediately preceding commencement of this Division, the Authority shall, upon payment of the prescribed fee, grant the licence.

(2) The Authority shall not grant a licence under this section unless the application is made within three months from the commencement of this Division.

(3) The Authority shall, upon granting a licence under this section, by notice in writing to the holder of the licence, exempt the pet food works from compliance with any prescribed standard that the Authority is satisfied the pet food works does not comply with at the time of granting the licence and shall specify any such prescribed standards in the notice.

(4) An exemption granted under this section shall be subject to such conditions as the Authority may specify in the notice.

(5) The Authority may, by notice in writing to the holder of the licence, vary or revoke a condition of the exemption or impose a further condition.

(6) A person granted an exemption under this section shall not breach, or fail to comply with, a condition of the exemption.

Penalty: One thousand dollars.

Default penalty: One hundred dollars.

(7) The Authority may, after the expiration of twelve months from the commencement of this Division, vary or revoke an exemption granted to any person under this section.

(8) An exemption granted under this section shall cease to be of any force or effect after the expiration of three years from commencement of this Division.

Conditions of licences.

39. (1) A licence granted under this Division shall be subject to such conditions as the Authority may specify by notice in writing given to the holder of the licence.

(2) The Authority may, by notice in writing given to the holder of a licence, vary or revoke a condition of the licence or impose a further such condition.

Review by Minister of refusal to grant licence or conditions of licence.

40. (1) A person affected by a decision of the Authority to refuse to grant a licence or to impose a condition of a licence under this Division may apply to the Minister for review of the decision within one month of the making of the decision.

(2) The Minister may, on application made under subsection (1) of this section, do one or more of the following:—

(*a*) affirm, vary or quash the decision, or substitute, or make in addition, any decision that he considers should have been made in the first instance;

(*b*) remit the subject matter of the application to the Authority for further consideration.

Offences in relation to conditions of licences and minimum standards.

41. The holder of a licence shall not—

(*a*) operate the pet food works or cause or permit the pet food works to be operated if it does not comply with the prescribed standards;

or

(*b*) breach, or fail to comply with, a condition of the licence.

Penalty: One thousand dollars.

Default penalty: One hundred dollars.

Renewal of licence.

42. (1) A licence shall, subject to this Act, remain in force for such term as the Authority may specify in the licence and may be renewed by application made to the Authority before the expiration of the term last specified in the licence.

(2) An application for renewal under subsection (1) of this section must be made in the prescribed manner and form and contain the prescribed information.

(3) The Authority may, if it thinks fit, determine an application notwithstanding that it is delivered out of time.

(4) Where application is made under this section the Authority shall, subject to this Act, upon payment of the prescribed fee, renew the licence.

(5) A licence renewed under this section shall, subject to this Act, remain in force for such term as the Authority may specify in the licence.

Surrender, suspension and cancellation of licences.

43. (1) The holder of a licence may at any time surrender the licence, and the licence shall thereupon cease to be of any force or effect.

(2) The Authority may, after calling upon the holder of a licence to show cause why the licence should not be suspended or cancelled, suspend the licence for such period as it thinks fit, or cancel the licence, if it is satisfied—

(*a*) that the grant or a renewal of the licence was obtained improperly;

(*b*) that the holder of the licence has been guilty of an offence against this Act;

or

(*c*) that the licence should be suspended or cancelled on any prescribed ground for suspension or cancellation.

(3) A licence—

(*a*) that is suspended under subsection (2) of this section shall cease to be of any force or effect for the period of the suspension;

or

(*b*) that is cancelled under that subsection shall cease to be of any force or effect.

Appeal against suspension or cancellation.

44. (1) A right of appeal to a Local Court of full jurisdiction within the meaning of the Local and District Criminal Courts Act, 1926-1978, shall lie against any decision or order of the Authority suspending or cancelling a licence under this Division.

(2) The appeal must be instituted within one month of the making of the decision or order appealed against, but the Local Court may, if it is satisfied that it is just and reasonable in the circumstances to do so, dispense with the requirement that the appeal should be so instituted.

(3) The Local Court may, on the hearing of the appeal, do one or more of the following, according to the nature of the case:—

(*a*) affirm, vary or quash the decision or order appealed against, or substitute, or make in addition, any decision or order that should have been made in the first instance;

(*b*) remit the subject matter of the appeal to the Authority for further consideration;

(*c*) make any further or other order as to costs or any other matter that the case requires.

(4) The powers conferred by section 28 of the Local and District Criminal Courts Act, 1926-1978, include power to make rules regulating the practice and procedure on such appeals.

(5) The Authority shall, if so required by any person affected by a decision or order made by it, state in writing the reasons for its decision or order.

(6) If the reasons of the Authority are not given in writing at the time of making a decision or order and the appellant then requested the Authority to state its reasons in writing, the time for instituting the appeal shall run from the time when the appellant receives the written statement of those reasons.

(7) Where the Authority or the Local Court is satisfied that an appeal against an order of the Authority has been instituted, or is intended, the Authority or the Local Court may suspend the operation of the order until the determination of the appeal.

(8) Where the Authority has suspended the operation of an order under subsection (7) of this section, the Authority, may terminate the suspension, and where the Local Court has done so, the Local Court may terminate the suspension.

Holders of licences to keep prescribed records.

45. (1) The holder of a licence shall not fail to keep such records relating to the pet food works and its operation as may be prescribed.

Penalty: Two hundred dollars.

(2) An Inspector may at any reasonable time inspect any records kept in compliance with subsection (1) of this section.

Register of licences.

46. (1) The Authority shall cause a register to be kept of licences in force under this Division.

(2) The register shall be made available for the inspection of any person desiring to inspect it.

Structural alterations and additions to pet food works.

47. The holder of a licence shall not carry out, or cause or permit to be carried out, any structural alterations or additions to the pet food works, without the approval of the Authority.

Penalty: Five hundred dollars.

PART IV

INSPECTIONS, BRANDING AND SALE OF MEAT, ETC.

Inspections of works, meat, etc.

48. (1) An Inspector may—

(*a*) at any time enter into or upon, and inspect, any place that he believes on reasonable grounds is being, or has been, used as a slaughtering works or pet food works or for or in connection with the production, storage, transport, sale or supply of slaughtering products;

(*b*) stop and enter into or upon, and inspect, any vehicle that he believes on reasonable grounds is being or has been used for the transport of slaughtering products;

(*c*) direct any vehicle in or on which there is any meat or meat product to a meat inspection depot for the purpose of inspecting the meat or meat product;

(*d*) inspect and take and test a sample of any slaughtering product;

(*e*) brand any meat, or any container containing any meat or meat product, as fit for human consumption, or direct such branding;

(*f*) seize and dispose of any meat or meat product if in his opinion the animal or any of the animals from which it was produced was diseased or it is for any other reason unfit for human consumption, or direct such disposal;

(*g*) brand, dye or mark any pet food in order to indicate that it is unsuitable for human consumption, or direct such branding, dyeing or marking;

(*h*) seize and dispose of any pet food, if, in his opinion, the animal or any of the animals from which it was produced was diseased or it is for any other reason unfit for consumption by pets, or direct such disposal;

(*i*) seize and dispose of any slaughtering product that is being, or has been, produced, stored, transported, sold or supplied in contravention of this Act, or direct such disposal;

(*j*) inspect and take and test any sample from any animal intended for slaughter for the production of meat or a meat product and seize and dispose of, or direct the disposal of, it, if, in his opinion, it is diseased or meat produced from it would for any other reason be unfit for human consumption;

(*k*) inspect and take and test any sample from any animal intended for slaughter for the production of pet food, and seize and dispose of, or direct the disposal of, it, if, in his opinion, it is diseased or pet food produced from it would for any other reason be unfit for consumption by pets;

(*l*) inspect and take any sample for testing from any part of, or thing in, any slaughtering works or pet food works in order to determine whether the works is being, or has been, operated in a sanitary and hygienic manner;

(*m*) require a person to answer truthfully any question that in his opinion may disclose information as to whether or not the

provisions of this Act are being complied with, whether that question is put to that person directly or through an interpreter;

and

(*n*) require the production of, and inspect and take copies of any book, paper or document or any record of any kind that in his opinion may disclose information as to whether or not this Act is being complied with.

(2) In the exercise of his powers under subsection (1) of this section an Inspector may be accompanied by such other persons as he considers necessary or desirable in the circumstances.

(3) A person shall not—

(*a*) hinder or obstruct an Inspector or a person accompanying an Inspector in the exercise by the Inspector of the powers conferred on him by subsection (1) of this section;

(*b*) refuse or fail to comply with a direction or requirement of an Inspector made under subsection (1) of this section.

Penalty: Five hundred dollars.

Default Penalty: One hundred dollars.

(4) A person shall not be obliged to answer any question or produce any book, paper or document under this section if the answer to the question or the contents of the book, paper or document would tend to incriminate him.

(5) No person shall be entitled to claim any payment or compensation in respect of the taking of any sample, the seizure or the disposal of anything by, or pursuant to the directions of, an Inspector exercising the powers conferred by this section.

Notice relating to condition of slaughtering works or pet food works.

49. (1) Where in the opinion of an Inspector the condition of any slaughtering works or pet food works is insanitary or unhygienic, the Inspector may, by notice in writing given to the person apparently in charge of the works—

(*a*) require that person to cause that condition to be remedied by taking steps specified in the notice within the time specified in the notice;

and

(*b*) require the cessation of use of the works either absolutely, or as specified in the notice, until the steps so specified are taken.

(2) A person given a notice under subsection (1) of this section may apply to the Minister for review of the notice within fourteen days of the giving of the notice, but such application shall not affect the obligation to comply with any requirement referred to in paragraph (*b*) of that subsection that is included in the notice.

(3) The Minister may, on application made under subsection (2) of this section, confirm, vary or set aside the notice.

(4) A person given a notice under subsection (1) of this section shall not fail, without reasonable excuse, to comply with the notice.

Penalty: Five hundred dollars.

Default Penalty: One hundred dollars.

Inspector present at slaughtering at abattoirs.

50. The holder of an abattoir licence shall not cause, suffer or permit any animal to be slaughtered at the licensed abattoir except in the presence of an Inspector.

Penalty: One thousand dollars.

Offences relating to branding of meat.

51. (1) Subject to this section, a person shall not brand meat, or any container containing any meat or meat product, as fit for human consumption, or cause meat or any such container to be so branded, unless he is an Inspector or is acting at the direction of an Inspector.

Penalty: Five hundred dollars.

(2) The provisions of subsection (1) of this section do not apply to the branding, in accordance with the regulations, of any meat, or container containing any meat or meat product, produced at a licensed slaughterhouse.

Prohibition of sale of meat produced at unlicensed works.

52. (1) A person shall not sell any meat unless—

(*a*) it was produced at a licensed abattoir and passed by an Inspector as fit for human consumption;

(*b*) it was produced in another State, or a Territory, of the Commonwealth at a recognized abattoir and certified by an inspector appointed by the Government of that State or Territory or by a Commonwealth Inspector as fit for human consumption.

or

(*c*) it was produced at a licensed slaughterhouse.

Penalty: One thousand dollars.

Default Penalty: One hundred dollars.

(2) A person shall not sell any meat product unless it was produced from meat of a kind referred to in subsection (1) of this section.

Penalty: One thousand dollars.

Default Penalty: One hundred dollars.

Prohibition of sale of meat unfit for human consumption.

53. A person shall not sell any meat or meat product if the meat or meat product was produced from a diseased animal or is for any other reason unfit for human consumption.

Penalty: One thousand dollars.

Default Penalty: One hundred dollars.

Prohibition of sale for human consumption of flesh or offal produced, etc., at pet food works.

54. A person shall not sell for human consumption any flesh or offal produced, processed or stored at a pet food works or any product derived therefrom.

Penalty: One thousand dollars.

Default Penalty: One hundred dollars.

PART IV

Prohibition of sale of pet food at unlicensed pet food works.

55. A person shall not sell any pet food unless it was produced at a licensed pet food works.

Penalty: Five hundred dollars.

Default Penalty: One hundred dollars.

Prohibition of sale of unfit pet food.

56. A person shall not sell any pet food if it was produced from a diseased animal or is for any other reason unfit for consumption by pets.

Penalty: Five hundred dollars.

Default Penalty: One hundred dollars.

PART V

MISCELLANEOUS

General exemptions.

57. (1) The Minister may, by notice published in the *Gazette*—

(*a*) exempt any person, or class of persons, specified in the notice from compliance with this Act or any provision of this Act specified in the notice;

or

(*b*) exempt any slaughtering works or pet food works specified in the notice from the application of this Act or any provision of this Act specified in the notice.

(2) An exemption granted under this section may—

(*a*) be permanent or for a period specified in the notice;

or

(*b*) be unconditional or subject to conditions specified in the notice.

(3) The Minister may, by notice published in the *Gazette*, vary or revoke an exemption or a condition of an exemption under this section or impose a further condition.

(4) A person granted an exemption under this section shall not breach, or fail to comply with, a condition of the exemption.

Penalty: One thousand dollars.

Default Penalty: One hundred dollars.

Service.

58. (1) A notice or document required or permitted to be served on a person under this Act shall be deemed to have been duly served if it has been—

(*a*) served on him personally;

or

(*b*) in the case of the holder of a licence under this Act, sent by registered or certified mail addressed to him at his address for service, or left for him at that address with a person apparently over the age of sixteen years.

(2) The address for service of the holder of a licence is the last address for service of that person of which notice has been given in accordance with the regulations.

False or misleading information.

59. A person shall not in furnishing any information, or keeping any record, pursuant to this Act make, or cause to be made, any statement or representation that is false or misleading in a material particular.

Penalty: Five hundred dollars.

Evidence.

60. In any proceedings for an offence against this Act—

(*a*) an allegation in the complaint that—

(i) a person is or was at the time mentioned therein an Inspector;

(ii) a person was or was not the holder of a licence under this Act at the time mentioned therein;

(iii) any provision set out in the complaint was at the time mentioned therein a condition of a licence or exemption under this Act;

(iv) any substance was meat or a meat product or pet food;

(v) any flesh or offal was sold for human consumption;

(vi) any meat was produced at a licensed abattoir or a recognized abattoir and was not passed or certified as fit for human consumption;

(vii) any meat product was produced from meat that was produced at a licensed abattoir or a recognized abattoir and not passed or certified as fit for human consumption;

(viii) any meat or meat product was produced at a licensed slaughterhouse;

(ix) any meat or meat product was not produced at a licensed abattoir, a recognized abattoir or a licensed slaughterhouse;

or

(x) any pet food was not produced at a licensed pet food works,

shall, in the absence of proof to the contrary, be deemed to be proved;

(*b*) proof that any meat, meat product, or pet food was on any premises used by any person for or in connection with the business of selling the same or on any premises occupied by that person or any member of his family and adjacent to such premises shall, in the absence of proof to the contrary, be accepted as proof that it was being offered, exposed or stored for sale by that person;

and

(*c*) evidence by an Inspector that—

(i) any meat, or meat product, in his opinion, was produced from any diseased animal or was for any other reason unfit for human consumption;

(ii) any pet food, in his opinion, was produced from a diseased animal or was for any other reason unfit for consumption by pets,

shall be deemed to be conclusive evidence of that matter.

Defences.

61. (1) In proceedings for an offence against this Act it shall, subject to subsection (2) of this section, be a defence for the person charged to prove—

(*a*) that the commission of the offence was due to a mistake, to reliance on information provided to him by, or the act or default of, another person other than his employee, or to some cause beyond his control;

and

(*b*) that he took all reasonable precautions and exercised all due diligence to avoid the commission of the offence.

(2) In proceedings for an offence against this Act, a person shall not, without the leave of the court, be entitled to rely upon the defence that the commission of an offence was due to the act or default of another person or to

reliance on information provided to him by another person unless, within seven days before the hearing, he has served on the complainant a notice in writing giving such information identifying or assisting in the identification of that other person as was then in his possession.

Summary procedure.

62. Proceedings in respect of offences against this Act shall be disposed of summarily.

Offences by bodies corporate.

63. Where a person convicted of an offence against this Act is a body corporate, every member of the governing body and the manager of the body corporate shall be guilty of an offence and liable to the same penalty as is prescribed for that offence unless he proves that he could not by the exercise of reasonable diligence have prevented the commission of the offence.

Continuing offences.

64. (1) A person convicted of an offence against any provision of this Act in respect of a continuing act or omission—

(*a*) shall be liable, in addition to the penalty otherwise applicable to that offence, to a penalty for each day during which the act or omission continued of not more than the amount prescribed at the foot of the provision as being the amount of the default penalty;

and

(*b*) shall, if the act or omission continues after he is convicted, be guilty of a further offence against that provision and liable, in addition to the penalty otherwise applicable to that further offence, to a penalty for each day during which the act or omission continued after that conviction of not more than the amount prescribed at the foot of the provision as being the amount of the default penalty.

(2) Where an offence against a provision of this Act consists of an omission to do something that is required or directed to be done, the omission shall, for the purposes of subsection (1) of this section, be deemed to continue for so long as the thing required or directed to be done remains undone after the expiration of the period for compliance with the requirement or direction.

Regulations.

65. (1) The Governor may make such regulations as are contemplated by, or as are necessary or expedient for the purposes of, this Act.

(2) Without limiting the generality of subsection (1) of this section, those regulations may provide for, and prescribe any matter or thing relating to—

(*a*) the standards for the construction, plant and equipment of licensed abattoirs, licensed slaughterhouses, pet food works or meat inspection depots;

(*b*) the hygiene of slaughtering works, pet food works or meat inspection depots and persons employed in the operation of such works or depots;

(*c*) the sale or supply of meat, or meat products produced from meat, produced at a licensed slaughterhouse;

(*d*) inspections under this Act;

(*e*) the disposal of effluent and waste resulting from the operation of slaughtering works or pet food works;

(*f*) the disposal of condemned carcasses, meat, meat products or pet food;

(*g*) the quality of water and the supply of water for use in the operation of slaughtering works or pet food works;

(*h*) the holding or keeping of animals prior to slaughter at slaughtering works or pet food works;

(*i*) the slaughter of animals at slaughtering works or pet food works;

(*j*) the dressing of carcasses produced at slaughtering works;

(*k*) the keeping of animals at or in the vicinity of slaughtering works or pet food works;

(*l*) the use of drugs and chemicals in the treatment of animals prior to slaughter at slaughtering works or pet food works;

(*m*) the branding of meat, or containers containing meat or meat products, produced at licensed abattoirs;

(*n*) the branding of meat, or containers containing meat or meat products, produced at licensed slaugherhouses;

(*o*) the dyeing or marking of pet food;

(*p*) the grading or trade descriptions of meat;

(*q*) the production, packaging, storage, processing and transport of meat or meat products or pet food;

(*r*) the fees payable in respect of licences under this Act which may vary according to factors prescribed in the regulations;

(*s*) the forms of notices and other documents given under this Act;

(*t*) the payment and recovery of fees in respect of inspections and branding of meat, or containers containing meat or meat products, by Inspectors;

(*u*) approvals of structural alterations or additions to slaughtering works or pet food works;

(*v*) the payment and recovery of fees for approvals;

and

(*w*) the imposition of a penalty, not exceeding five hundred dollars, for a breach of, or failure to comply with, a regulation and, where a person is convicted of an offence for such breach of failure in respect of a continuing act or omission, a default penalty not exceeding one hundred dollars.

(3) Any regulations made under this section or any other section of this Act may be of general or limited application according to the persons or classes of persons to whom, or the slaughtering works or pet food works or classes of slaughtering works or pet food works, or the time, place or circumstances, to which, they are expressed to apply.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 24 of 1980

An Act to amend the Road Traffic Act, 1961-1979.

[*Assented to 17th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Road Traffic Act Amendment Act, 1980".

(2) The Road Traffic Act, 1961-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Road Traffic Act, 1961-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 47e—Police may require alcotest or breath analysis.

3. Section 47e of the principal Act is amended—

(*a*) by striking out paragraph (*aa*) of subsection (1) and inserting in lieu thereof the following paragraph:—

(*aa*) has committed an offence against any provision of Part III of this Act of which the driving of a motor vehicle is an element;;

and

(*b*) by striking out subsection (1a);

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 25 of 1980

An Act to amend the Road Traffic Act, 1961-1979.

[*Assented to* 17*th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Road Traffic Act Amendment Act (No. 2), 1980".

(2) The Road Traffic Act, 1961-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Road Traffic Act, 1961-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 20—Signs indicating that works are in progress on a road.

3. Section 20 of the principal Act is amended—

(*a*) by striking out subsection (2) and inserting in lieu thereof the following subsections:—

(2) A public authority may, with the approval of the Board or of a person appointed by the Board to give approvals under this section, place signs on a road for the purpose of indicating a maximum speed to be observed by drivers while driving on a portion of a road on which works are in progress, or on which men are working.;

(2a) The maximum speed to be indicated by signs placed on a road in pursuance of this section shall be—

(*a*) in relation to a portion of a road on which works are in progress—a speed not exceeding 60 kilometres an hour;

or

(*b*) in relation to a portion of a road on which men are working—a speed not exceeding 25 kilometres an hour.

and

(*b*) by inserting after subsection (3) the following subsection:—

(4) While driving a motor vehicle on a portion of a road between signs placed in pursuance of this section, a person shall not drive at a speed greater than the speed indicated by the signs.

Amendment of principal Act, s. 49—Speed limits.

4. Section 49 of the principal Act is amended—

(*a*) by striking out paragraph (*c*) of subsection (1) and inserting in lieu thereof the following paragraph:—

(*c*) 25 kilometres an hour on a portion of a road that is between a sign bearing the word "School" and a further sign bearing the words "End School Limit" at a time when children proceeding to or from a school are on that portion of the road;;

and

(*b*) by striking out paragraph (*e*) of subsection (1).

Amendment of principal Act, s. 63—Giving way at intersections and junctions.

5. Section 63 of the principal Act is amended by inserting after subsection (5) the following subsection:—

(6) For the purposes of this section, traffic lights shall not be regarded as operating if they are merely displaying a flashing yellow light.

Enactment of s. 162ac of principal Act.

Child restraints.

6. The following section is enacted and inserted in the principal Act after section 162ab thereof:—

162ac. (1) Where—

(*a*) a child is in a motor vehicle while the vehicle is in motion;

(*b*) there is a seating position in the motor vehicle equipped with a child restraint and unoccupied by another child,

the child must occupy a seating position equipped with a child restraint and the child restraint must be properly adjusted and securely fastened.

(2) Where—

(*a*) a child is in a motor vehicle while the vehicle is in motion;

(*b*) either—

(i) there is no seating position in the motor vehicle equipped with a child restraint;

or

(ii) the seating positions equipped with child restraints are occupied by other children;

(*c*) the motor vehicle is equipped with front and back seats, and there is a seating position in the back seat unoccupied by another child,

the child must occupy a seating position in the back seat.

(3) Subsection (1) of this section does not apply in relation to a child under the age of one year if the child is occupying a position in the back seat of the motor vehicle, or if the motor vehicle is equipped with a front seat only.

(4) A person shall not drive a motor vehicle while a requirement of subsection (1) or subsection (2) of this section is not complied with.

(5) It shall be a defence to a charge under subsection (4) of this section for the defendant to prove that there are in the circumstances of the case special reasons justifying non-compliance with the requirements of this section.

(6) In this section—

"child" means a child under the age of eight years:

"child restraint", in relation to a motor vehicle, means a device—

(*a*) for restraining movement of a child in the event of rapid acceleration or deceleration of the vehicle; and

(*b*) of a kind declared by regulation to be a child restraint.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 26 of 1980

An Act to amend the Companies Act, 1962-1979.

[*Assented to* 17*th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Companies Act Amendment Act, 1980".

(2) The Companies Act, 1962-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Companies Act, 1962-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 3—Division into Parts.

3. Section 3 of the principal Act is amended by striking out the item—

PART VIB—Take-overs ss. 180a-180za

and inserting in lieu thereof the item—

PART VIB—Take-overs ss. 180a-180y

Amendment of principal Act, s. 5—Interpretation.

4. Section 5 of the principal Act is amended by inserting in subsection (1) after the definition of "contributory" the following definition:—

"copy" in relation to a document includes a reproduction of the document:.

Amendment of principal Act, s. 9—Company auditors and liquidators.

5. Section 9 of the principal Act is amended by striking out paragraph (*a*) of subsection (1).

Amendment of principal Act, s. 12—Registers.

6. Section 12 of the principal Act is amended by inserting after subsection (5) the following subsection:—

(5a) Where the Commission is required by law to produce to a court or other authority a document that is filed or lodged with the Commission, the Commission may produce to the court or authority a

copy of that document, certified under the seal of the Commission to be a true copy, and production of the certified copy shall be deemed to constitute compliance with the requirement.

Amendment of principal Act, s. 21— General provision as to alteration of memorandum.

7. Section 21 of the principal Act is amended by striking out subsection (3a) and inserting in lieu thereof the following subsection:—

(3a) Subject to any other provision of this Act, an alteration of the memorandum of a company shall take effect—

(*a*) from the date of registration by the Commission of the resolution, order or other document by which the alteration is to be effected;

or

(*b*) at the expiration of seven days from the lodgement with the Commission of the resolution, order or other document,

whichever occurs first.

Amendment of principal Act, s. 26— Change to proprietary company.

8. Section 26 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (2) the passage ", in the case of the proprietary company,";

(*b*) by striking out from paragraph (i) of subsection (2) the passage "(i) in the case of the proprietary company—";

and

(*c*) by striking out paragraph (ii) of subsection (2) and by striking out the word "and" immediately preceding that paragraph.

Amendment of principal Act, s. 54— Return as to allotments.

9. Section 54 of the principal Act is amended by inserting in subsection (7) after the passage "with this section" the passage "the company and".

Amendment of principal Act, s. 77— Approved deeds.

10. Section 77 of the principal Act is amended by striking out paragraph (*a*) and inserting in lieu thereof the following paragraph:—

(*a*) the Commission has granted its approval to the deed under this Division or the deed was approved under a corresponding previous enactment;.

Amendment of principal Act, s. 79— Approval of trustees.

11. Section 79 of the principal Act is amended by striking out subsection (2).

Amendment of principal Act, s. 127— General duty to make disclosure.

12. Section 127 of the principal Act is amended—

(*a*) by striking out from paragraph (*c*) of subsection (1) the passage "or 184 (as in force immediately before the commencement of the Companies Act Amendment Act, 1971-1972)";

and

(*b*) by striking out subparagraph (i) of paragraph (*a*) of subsection (2).

Amendment of principal Act, s. 157— Branch registers.

13. Section 157 of the principal Act is amended by striking out subsection (7).

Amendment of principal Act, s. 218—Liability as contributories of present and past members.

14. Section 218 of the principal Act is amended by striking out from subparagraph (i) of paragraph (*aa*) of subsection (1) the word "section" and inserting in lieu thereof the word "subsection".

Amendment of principal Act, s. 223—Commencement of winding up by the Court.

15. Section 223 of the principal Act is amended—

(*a*) by striking out from subsection (3) the passage "At the time of the" and inserting in lieu thereof the passage "Within one day after the";

(*b*) by striking out from subsection (3) the word "Court" and inserting in lieu thereof the word "applicant";

and

(*c*) by inserting at the end thereof the following subsection:—

(4) A person who fails to comply with subsection (3) of this section (and if that person is a company then every officer of that company who is in default) shall be guilty of an offence against this Act.

Penalty: Five hundred dollars. Default penalty.

Amendment of principal Act, s. 309—Commission to act as representative of defunct company in certain events.

16. Section 309 of the principal Act is amended by striking out from subsection (2) the passage "or signature".

Amendment of principal Act, s. 346—Documents, etc., to be lodged by foreign companies.

17. Section 346 of the principal Act is amended by inserting in subsection (9) after the passage "paragraph (*f*)" the passage "of subsection (1)".

Amendment of principal Act, s. 382—Proceedings under this Act.

18. Section 382 of the principal Act is amended—

(*a*) by striking out paragraph (*b*) of subsection (1) and inserting in lieu thereof the following paragraphs:—

(*b*) by the Commissioner;

(*ba*) by an officer or employee of the Commission;;

and

(*b*) by inserting in subsection (4) after paragraph (*c*) the following paragraph:—

or

(*d*) that the person who has laid the information or made the complaint is the Commissioner or an officer or employee of the Commission.

Amendment of principal Act, s. 384—Registration to be refused in certain cases.

19. Section 384 of the principal Act is amended—

(*a*) by striking out from subsections (1) and (2) the passage "The Registrar" wherever it occurs and inserting in lieu thereof, in each case, the passage "The Commission";

and

(*b*) by striking out from subsection (3) the passage "the Registrar" and inserting in lieu thereof the passage "the Commission".

Amendment of principal Act, s. 397— Establishment of the Commission.

20. Section 397 of the principal Act is amended—

(*a*) by striking out from subsection (2) the word "and" immediately following paragraph (*e*);

and

(*b*) by inserting in subsection (2), after paragraph (*f*), the following paragraphs:—

(*g*) shall have power to exercise the powers and authorities and to perform the functions and duties delegated to it by the National Companies and Securities Commission established by the *National Companies and Securities Commission Act* 1979 of the Commonwealth;

and

(*h*) shall have power, in accordance with the *National Companies and Securities Commission Act* 1979 of the Commonwealth, to authorize any person to exercise a power or authority or to perform a function or duty delegated to the Commission by the National Companies and Securities Commission, or to revoke or vary any authorization given under this paragraph.

Amendment of ninth schedule of principal Act.

21. The ninth schedule to the principal Act is amended by striking out paragraph (*i*) of subclause (4) of clause 5 and inserting in lieu thereof the following paragraph:—

(*i*) the total amount outstanding of any loans made, guaranteed or secured by the company or by the company and its subsidiaries, being loans made to the directors of the company or of a related corporation, or loans made to any other corporation in which a director or directors of the company, or of a related corporation, owns or own a controlling interest;.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 27 of 1980

An Act to amend the Abattoirs Act, 1911-1973.

[*Assented to* 17*th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Abattoirs Act Amendment Act, 1980".

(2) The Abattoirs Act, 1911-1973, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Local Public Abattoirs Act, 1911-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 2—Arrangement of Act.

3. Section 2 of the principal Act is amended by striking out the items:

PART IV—Registration of an Abattoir and Effects thereof:

PART IVA—Provision for Use of Existing Premises as Abattoir:.

Amendment of principal Act, s. 3—Interpretation.

4. Section 3 of the principal Act is amended—

(*a*) by striking out the definitions of "brand", "carcass" and "Central Board";

(*b*) by striking out the definition of "court";

(*c*) by striking out the definitions of "disease" and "diseased";

(*d*) by striking out the definitions of "inspector" and "justice";

(*e*) by striking out the definition of "meat";

(*f*) by striking out the definitions of "small goods" and "stock";

(*g*) by striking out the definition of "the Health Act";

and

(*h*) by striking out the definition of "vehicles".

Repeal of ss. 4, 5, 6, 7 and 8 of principal Act and enactment of section in their place.

5. Sections 4, 5, 6, 7 and 8 of the principal Act are repealed and the following section is enacted and inserted in their place:—

Property of boards dissolved by virtue of Abattoirs Act Amendment Act, 1980.

4. The property vested immediately before the commencement of the Abattoirs Act Amendment Act, 1980, in any board dissolved by virtue of the repeal by that amending Act of Part IVA of this Act, as in force before that commencement, shall—

(*a*) where the abattoirs area in relation to the board comprises, or is wholly contained within, the local government area of one council only, upon that commencement, be hereby vested in that council;

or

(*b*) where the abattoirs area in relation to the board comprises or is contained within the local government areas of more than one council, be distributed, or sold and the proceeds therefrom distributed, between those councils in accordance with the directions of the Minister, and the property or proceeds shall thereby vest in those councils accordingly.

Amendment of principal Act, s. 9— Of what area an abattoirs area may consist.

6. Section 9 of the principal Act is amended by striking out from subsection (2) the passage "the Central District No. 1 or Central District No. 2 of the Legislative Council" and inserting in lieu thereof the passage "the prescribed area".

Repeal of ss. 32 and 33 of principal Act.

7. Sections 32 and 33 of the principal Act are repealed.

Amendment of principal Act, s. 34— Appointment of superintendent and other officers.

8. Section 34 of the principal Act is amended by striking out the third sentence of subsection (1).

Repeal of Parts IV and IVA of principal Act and headings thereto.

9. Parts IV and IVA of the principal Act and the headings thereto are repealed.

Amendment of principal Act, s. 78— Regulation made by the Governor.

10. Section 78 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "regulations prescribing the duties and powers of inspectors appointed under this Act, and all such other" and inserting in lieu thereof the word "such";

and

(*b*) by striking out from subsection (2) the word "registered" and inserting in lieu thereof the word "established".

Amendment of principal Act, s. 79— Regulations made by boards.

11. Section 79 of the principal Act is amended—

(*a*) by striking out from paragraph II of subsection (1) the word "inspectors";

(*b*) by striking out paragraphs VI, VII, VIII, IX and X of subsection (1);

and

(*c*) by striking out paragraphs XII, XIII, XIV, XV, XVI, XVII, XVIII, XIX, XX, XXI, XXII, XXIII and XXIV of subsection (1).

12. Sections 80 and 81 of the principal Act are repealed. Repeal of ss. 80 and 81 of principal Act.

13. Section 82 of the principal Act is amended— Amendment of principal Act, s. 82— Confirmation and publication of regulations.

(*a*) by striking out from subsection (1) the passage "approved by the Central Board and";

(*b*) by striking out subsection (2);

and

(*c*) by striking out from subsection (3) the passage "when approved and confirmed as aforesaid, and all regulations made by the Central Board,".

14. Section 83 of the principal Act is repealed. Repeal of s. 83 of principal Act.

15. Sections 84, 85 and 86 of the principal Act are repealed. Repeal of ss. 84, 85 and 86 of principal Act.

16. Section 87 of the principal Act is amended by striking out the passage ", the secretary thereof, or any inspector of the abattoirs area" and inserting in lieu thereof the passage "or the secretary thereof". Amendment of principal Act, s. 87— Recovery of charges.

17. Section 89 of the principal Act is amended by striking out the passage ", or of any inspector of the abattoirs area". Amendment of principal Act, s. 89— Legal proceedings in whose name.

18. Section 90 of the principal Act is repealed. Repeal of s. 90 of principal Act.

19. The schedule to the principal Act is repealed. Repeal of schedule of principal Act.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 28 of 1980

An Act to amend the South Australian Meat Corporation Act, 1936-1977.

[*Assented to 17th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "South Australian Meat Corporation Act Amendment Act, 1980".

(2) The South Australian Meat Corporation Act, 1936-1977, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Meat Corporation Act, 1936-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 2—Division of Act.

3. Section 2 of the principal Act is amended by striking out the item:—

PART VII—Alteration of the Metropolitan Abattoirs Area: Sections 107-111.

Amendment of principal Act, s. 3—Interpretation.

4. Section 3 of the principal Act is amended—

(*a*) by striking out from subsection (1) the definitions of "brand", "carcass", "constituent councils", "disease", "diseased", "district", "inspector" and "meat";

(*b*) by striking out from subsection (1) the definition of "metropolitan abattoirs area";

(*c*) by striking out from subsection (1) the definition of "municipality";

(*d*) by striking out from subsection (1) the definition of "Port Lincoln abattoirs area";

(*e*) by striking out from subsection (1) the definitions of "small goods" and "stock";

(*f*) by striking out from subsection (1) the definition of "vehicle";

and

(*g*) by striking out subsection (2).

5. Sections 5, 6, 7 and 8 of the principal Act (including the heading before section 6 thereof) are repealed. Repeal of ss. 5, 6, 7 and 8 of principal Act.

6. Section 28 of the principal Act is amended by striking out from subsection (1) the word "inspectors,". Amendment of principal Act, s. 28—Officers.

7. Section 29a of the principal Act is repealed. Repeal of s. 29a of principal Act.

8. Sections 50 and 50a of the principal Act are repealed. Repeal of ss. 50 and 50a of principal Act.

9. Section 52a of the principal Act (including the heading thereto) is repealed. Repeal of s. 52a of principal Act.

10. Section 65a of the principal Act is repealed. Repeal of s. 65a of principal Act.

11. Sections 70, 70a, 72 and 73 of the principal Act are repealed. Repeal of ss. 70, 70a, 72 and 73 of principal Act.

12. Sections 75, 76, 77, 77a, 78, 78a, 78b, 78c, 78d, 79, 80 and 81 of the principal Act are repealed. Repeal of ss. 75, 76, 77, 77a, 78, 78a, 78b, 78c, 78d, 79, 80 and 81 of principal Act.

13. Sections 83, 84, 85, 86, 87, 88, 89 and 90 of the principal Act are repealed. Repeal of ss. 83, 84, 85, 86, 87, 88, 89 and 90 of principal Act.

14. Section 91 of the principal Act is amended— Amendment of principal Act, s. 91—Corporation may deliver meat.

(*a*) by striking out from subsection (1) the passage "within the metropolitan abattoirs area";

and

(*b*) by striking out the proviso to subsection (1).

15. Section 93 of the principal Act is repealed. Repeal of s. 93 of principal Act.

16. Sections 93f, 93g, 93h and 93i of the principal Act are repealed. Repeal of ss. 93f, 93g, 93h and 93i of principal Act.

17. Sections 95 and 96 of the principal Act are repealed. Repeal of ss. 95 and 96 of principal Act.

Amendment of principal Act, s. 97—Power to take land compulsorily.

18. Section 97 of the principal Act is amended—

(*a*) by striking out the passage "within the metropolitan abattoirs area";

and

(*b*) by striking out the passage ", and, with the consent of the Governor, land".

Repeal of Part VII of principal Act.

19. Part VII of the principal Act is repealed.

Amendment of principal Act, s. 111a—Resolutions of Corporation.

20. Section 111a of the principal Act is amended by striking out paragraphs (*b*) and (*c*).

Amendment of principal Act, s. 112—Regulations.

21. Section 112 of the principal Act is amended—

(*a*) by striking out from paragraph (2) the word "inspectors";

(*b*) by striking out paragraph (3);

(*c*) by striking out paragraphs (5), (6), (7), (8) and (9);

and

(*d*) by striking out paragraphs (11), (12), (13), (14), (15), (16), (17), (18), (19), (20), (21), (22) and (23).

Amendment of principal Act, s. 113—Provisions as to regulations.

22. Section 113 of the principal Act is amended by striking out from subsection (2) the passage "the approval of the Central Board of Health and".

Repeal of ss. 115 and 116 of principal Act.

23. Sections 115 and 116 of the principal Act are repealed.

Amendment of principal Act, s. 118—Recovery of charges.

24. Section 118 of the principal Act is amended by striking out the passage "or any inspector in his own name".

Repeal of s. 119 of principal Act.

25. Section 119 of the principal Act is repealed.

Amendment of principal Act, s. 121—Legal proceedings, in whose name.

26. Section 121 of the principal Act is amended by striking out the passage ", or of any inspector employed by the Corporation".

Amendment of principal Act, s. 123—Proof.

27. Section 123 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage ", or of any inspector or officer of the Corporation, or any member of the police force, or any special or district constable";

and

(*b*) by striking out subsections (2) and (3).

Amendment of principal Act, s. 125—Service of notices, etc., upon Corporation.

28. Section 125 of the principal Act is amended—

(*a*) by striking out the passage "or upon any constituent council,";

and

(*b*) by striking out the passage "or council", twice occurring.

Amendment of principal Act, s. 128—Authentication of certain documents.

29. Section 128 of the principal Act is amended—

(*a*) by striking out the passage ", or by any constituent council,";

(*b*) by striking out the passage "or council,";

and

(*c*) by striking out the passage "in the one case, or by two councillors or the town clerk or district clerk in the other".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 29 of 1980

An Act to amend the Superannuation Act, 1974-1979.

[*Assented to 17th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Superannuation Act Amendment Act, 1980".

(2) The Superannuation Act, 1974-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Superannuation Act, 1974-1980".

Amendment of principal Act, s. 10— Costs of administration.

2. Section 10 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "The cost of" and inserting in lieu thereof the passage "Subject to subsection (1a) of this section, the cost of";

and

(*b*) by inserting after subsection (1) the following subsection:—

(1a) The cost of carrying out any prescribed functions connected with the administration of the Trust shall be paid out of the Fund.

Amendment of principal Act, s. 12— The Fund.

3. Section 12 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "and benefits" and inserting in lieu thereof the passage ", benefits and other payments";

and

(*b*) by striking out subsection (4).

Amendment of principal Act, s. 34— Membership of Trust.

4. Section 34 of the principal Act is amended—

(*a*) by inserting in paragraph (*a*) of subsection (1) after the passage "Under Treasurer" the passage "or a nominee of the Under Treasurer approved by the Treasurer";

(*b*) by inserting in paragraph (*b*) of subsection (1) after the passage "Public Actuary" the passage "or a nominee of the Public Actuary approved by the Treasurer";

and

(*c*) by striking out subsection (2) and inserting in lieu thereof the following subsections:—

(2) A person is not eligible for nomination as a Trustee by the Under Treasurer or the Public Actuary unless he is an officer of the Public Service of the State.

(3) Where a person becomes a Trustee by virtue of nomination by the Under Treasurer or the Public Actuary, he shall cease to be a Trustee upon revocation of the nomination by the Under Treasurer or the Public Actuary.

(4) The Treasurer may appoint any of the Trustees to be Chairman of the Trust.

Enactment of s. 36a of principal Act.

5. The following section is enacted and inserted in the principal Act after section 36 thereof:—

Trust to be exempted from certain rates, taxes, etc.

36a. (1) Subject to subsection (2) of this section, the Trust is not liable to any rate, tax or impost under the law of the State.

(2) The regulations may provide that the Trust shall be liable to a specified rate, tax or impost and, where they so provide, the Trust shall be liable to that rate, tax or impost in accordance with the regulations.

Repeal of s. 69 of principal Act and enactment of section in its place.

6. Section 69 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Pension for contributor who retires on or after age of retirement.

69. (1) Subject to subsection (2) of this section, where a new contributor attains 360 contribution months upon or before reaching the age of retirement and retires on or after reaching that age, the amount of his fortnightly pension shall be ascertained in accordance with the following formulae:—

(*a*) in the case of a higher benefit contributor—

$$FP = \frac{FS \times 360}{540}$$

and

(*b*) in the case of a lower benefit contributor

$$FP = \frac{FS \times 360}{1\,080}$$

where—

FP is the fortnightly pension

FS is the final salary of the contributor expressed in dollars to two decimal places.

(2) The amount of the fortnightly pension payable to a new contributor to whom subsection (1) of this section applies shall be increased by one-sixth of one per centum of the amount calculated in accordance with that subsection for each complete month of service served by the contributor after he reaches the age of retirement.

(3) Where a new contributor has attained less than 360 contribution months upon reaching the age of retirement, but retires after reaching that age, the amount of his fortnightly pension shall be the amount, or one-half of the amount (according to whether he is a higher benefit contributor or a lower benefit contributor) ascertained in accordance with the following formulae:—

(A) if A is not less than 300 and the sum of A and B does not exceed 360,

$$FP = \left\{\frac{(A + B)}{540} \times \left[1 + \left(\frac{\cdot 01 \times B}{12}\right)\right]\right\} \times FS$$

(B) if A is not less than 300 and the sum of A and B exceeds 360,

$$FP = \left(\frac{A + 2B + 840}{1\,800}\right) \times FS$$

(C) if A is less than 300,

$$FP = \left\{\left[\frac{A}{540} \times \left(\frac{60 - B}{60}\right)\right] + \left[\frac{C \times B}{60}\right]\right\} \times FS$$

where—

FP is the fortnightly pension.

A is the number of contribution months of the contributor as at the day on which he attained the age of retirement.

B is the number of completed months that have elapsed between the day on which the contributor attained the age of retirement and the day on which he retired.

C is the number obtained from the thirteenth schedule by reference to the value of A applicable to the contributor.

FS is the final salary of the contributor expressed in dollars to two decimal places.

Repeal of s. 71 of principal Act and enactment of section in its place.

7. Section 71 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Early retirement.

71. The fortnightly pension payable to a contributor who retires from his employment after attaining the age of fifty-five years but before attaining the age of retirement shall be ascertained by reference to the following formula:—

$$FP = \frac{P}{144}\Big[[D \times (12 - C) \times (12 - H)] + [E \times C \times (12 - H)] + [F \times (12 - C) \times H] + [G \times C \times H]\Big] - R$$

where—

FP is the fortnightly pension expressed in dollars.

P is the notional pension of the contributor.

A is—

(*a*) in relation to a new contributor who became a contributor before attaining

the age of thirty years, or a contributor other than a new contributor—360;

or

(*b*) in relation to a new contributor who became a new contributor after attaining the age of thirty years—the number of contribution months he would have attained if he were to retire upon attaining the age of retirement.

C is—

(*a*) where A is exactly divisible into multiples of 12—zero;

(*b*) in any other case, the remainder left after dividing A by 12.

D is the number obtained from the fourteenth schedule by—

(*a*) applying a value to B arrived at by dividing A by 12 and ignoring any remainder;

and

(*b*) applying the age of the contributor on the birthday last preceding the day on which he retired.

E is the number obtained from the fourteenth schedule by—

(*a*) applying a value to B arrived at by dividing A by 12, ignoring any remainder, and, if the quotient is less than 30, adding 1;

and

(*b*) applying the age of the contributor on the birthday last preceding the day on which he retired.

F is the number obtained from the fourteenth schedule by—

(*a*) applying a value to B arrived at by dividing A by 12 and ignoring any remainder;

and

(*b*) applying the age the contributor will have attained on the birthday next following the day on which he retired.

G is the number obtained from the fourteenth schedule by—

(*a*) applying a value to B arrived at by dividing A by 12, ignoring any remainder, and, if the quotient is less than 30, adding 1;

and

(*b*) applying the age the contributor will have attained on the birthday next following the day on which he retired,

H is the number of complete months that elapsed between the birthday of the contributor last preceding the date of his retirement and the date of his retirement.

R is a proportion of the notional pension of the contributor determined by the Public Actuary as being related to additional contributions that the contributor elected to make but did not in fact make by reason of his retirement but where the contributor pays to the Fund upon retirement an amount determined by the Public Actuary as being equivalent to those additional contributions the value of R shall be zero.

Enactment of thirteenth and fourteenth schedules of principal Act.

8. The following schedules are enacted and inserted in the principal Act after the twelfth schedule thereof:—

Section 69.

THIRTEENTH SCHEDULE
Late Retirement

Value of A	Corresponding Value of C
1	0·1404
2	0·1430
3	0·1457
4	0·1483
5	0·1509
6	0·1535
7	0·1561
8	0·1587
9	0·1613
10	0·1639
11	0·1665
12	0·1690
13	0·1716
14	0·1742
15	0·1768
16	0·1794
17	0·1819
18	0·1845
19	0·1870
20	0·1896
21	0·1922
22	0·1947
23	0·1972
24	0·1998
25	0·2023
26	0·2049
27	0·2074
28	0·2099
29	0·2124
30	0·2150
31	0·2175
32	0·2200
33	0·2225
34	0·2250
35	0·2275
36	0·2300
37	0·2325
38	0·2350
39	0·2375
40	0·2400
41	0·2425
42	0·2450
43	0·2474
44	0·2499
45	0·2524
46	0·2548
47	0·2573
48	0·2598
49	0·2622
50	0·2647

THIRTEENTH SCHEDULE—*continued*
Late Retirement—continued

Value of A	Corresponding Value of C
51	0·2671
52	0·2696
53	0·2720
54	0·2744
55	0·2769
56	0·2793
57	0·2817
58	0·2841
59	0·2866
60	0·2890
61	0·2914
62	0·2938
63	0·2962
64	0·2986
65	0·3010
66	0·3034
67	0·3058
68	0·3082
69	0·3106
70	0·3129
71	0·3153
72	0·3177
73	0·3201
74	0·3224
75	0·3248
76	0·3272
77	0·3295
78	0·3319
79	0·3342
80	0·3366
81	0·3389
82	0·3412
83	0·3436
84	0·3459
85	0·3482
86	0·3506
87	0·3529
88	0·3552
89	0·3575
90	0·3598
91	0·3621
92	0·3644
93	0·3667
94	0·3690
95	0·3713
96	0·3736
97	0·3759
98	0·3782
99	0·3805
100	0·3827

THIRTEENTH SCHEDULE—*continued*
Late Retirement—continued

Value of A	Corresponding Value of C
101	0·3850
102	0·3873
103	0·3896
104	0·3918
105	0·3941
106	0·3963
107	0·3986
108	0·4008
109	0·4031
110	0·4053
111	0·4075
112	0·4098
113	0·4120
114	0·4142
115	0·4165
116	0·4187
117	0·4209
118	0·4231
119	0·4253
120	0·4275
121	0·4297
122	0·4319
123	0·4341
124	0·4363
125	0·4385
126	0·4407
127	0·4429
128	0·4450
129	0·4472
130	0·4494
131	0·4516
132	0·4537
133	0·4559
134	0·4580
135	0·4602
136	0·4623
137	0·4645
138	0·4666
139	0·4688
140	0·4709
141	0·4730
142	0·4752
143	0·4773
144	0·4794
145	0·4815
146	0·4836
147	0·4857
148	0·4879
149	0·4900
150	0·4921
151	0·4942
152	0·4962
153	0·4983
154	0·5004
155	0·5025
156	0·5046
157	0·5067
158	0·5087
159	0·5108
160	0·5129
161	0·5149
162	0·5170
163	0·5190
164	0·5211
165	0·5231
166	0·5252
167	0·5272
168	0·5293
169	0·5313
170	0·5333
171	0·5354
172	0·5374
173	0·5394
174	0·5414
175	0·5434
176	0·5454
177	0·5474

THIRTEENTH SCHEDULE—*continued*
Late Retirement—continued

Value of A	Corresponding Value of C
178	0·5494
179	0·5514
180	0·5534
181	0·5554
182	0·5574
183	0·5594
184	0·5614
185	0·5634
186	0·5653
187	0·5673
188	0·5693
189	0·5712
190	0·5732
191	0·5751
192	0·5771
193	0·5790
194	0·5810
195	0·5829
196	0·5849
197	0·5868
198	0·5887
199	0·5907
200	0·5926
201	0·5945
202	0·5964
203	0·5983
204	0·6003
205	0·6022
206	0·6041
207	0·6060
208	0·6079
209	0·6098
210	0·6116
211	0·6135
212	0·6154
213	0·6173
214	0·6192
215	0·6210
216	0·6229
217	0·6248
218	0·6266
219	0·6285
220	0·6303
221	0·6322
222	0·6340
223	0·6359
224	0·6377
225	0·6396
226	0·6414
227	0·6432
228	0·6451
229	0·6469
230	0·6487
231	0·6505
232	0·6523
233	0·6541
234	0·6559
235	0·6577
236	0·6595
237	0·6613
238	0·6631
239	0·6649
240	0·6667
241	0·6673
242	0·6678
243	0·6684
244	0·6689
245	0·6695
246	0·6700
247	0·6706
248	0·6712
249	0·6717
250	0·6723
251	0·6728
252	0·6734
253	0·6740
254	0·6745

THIRTEENTH SCHEDULE—*continued*
Late Retirement—continued

Value of A	Corresponding Value of C
255	0·6751
256	0·6756
257	0·6762
258	0·6767
259	0·6773
260	0·6778
261	0·6784
262	0·6789
263	0·6795
264	0·6800
265	0·6806
266	0·6811
267	0·6817
268	0·6822
269	0·6828
270	0·6833
271	0·6839
272	0·6845
273	0·6850
274	0·6856
275	0·6861
276	0·6867
277	0·6873
278	0·6878
279	0·6884
280	0·6889
281	0·6895
282	0·6900
283	0·6906
284	0·6911
285	0·6917
286	0·6922
287	0·6928
288	0·6933
289	0·6939
290	0·6944
291	0·6950
292	0·6955
293	0·6961
294	0·6966
295	0·6972
296	0·6978
297	0·6983
298	0·6989
299	0·6994
300	0·7000
301	0·7006
302	0·7011
303	0·7017
304	0·7022
305	0·7028
306	0·7033
307	0·7039

THIRTEENTH SCHEDULE—*continued*
Late Retirement—continued

Value of A	Corresponding Value of C
308	0·7045
309	0·7050
310	0·7056
311	0·7061
312	0·7067
313	0·7073
314	0·7078
315	0·7084
316	0·7089
317	0·7095
318	0·7100
319	0·7106
320	0·7111
321	0·7117
322	0·7122
323	0·7128
324	0·7133
325	0·7139
326	0·7144
327	0·7150
328	0·7155
329	0·7161
330	0·7166
331	0·7172
332	0·8171
333	0·7183
334	0·7189
335	0·7194
336	0·7200
337	0·7206
338	0·7211
339	0·7217
340	0·7222
341	0·7228
342	0·7233
343	0·7239
344	0·7244
345	0·7250
346	0·7255
347	0·7261
348	0·7266
349	0·7272
350	0·7277
351	0·7283
352	0·7288
353	0·7294
354	0·7299
355	0·7305
356	0·7311
357	0·7316
358	0·7322
359	0·7327

FOURTEENTH SCHEDULE

Section 71.

Early Retirement

Value of B	Age					
	55	56	57	58	59	60
30	0·682	0·731	0·785	0·842	0·908	1·000
29	0·676	0·728	0·782	0·840	0·907	1·000
28	0·671	0·724	0·779	0·838	0·906	1·000
27	0·666	0·720	0·776	0·836	0·905	1·000
26	0·661	0·716	0·773	0·834	0·904	1·000
25	0·655	0·711	0·769	0·831	0·902	1·000
24	0·648	0·705	0·764	0·828	0·901	1·000
23	0·641	0·699	0·760	0·825	0·899	1·000
22	0·633	0·693	0·754	0·821	0·897	1·000
21	0·624	0·685	0·749	0·817	0·895	1·000
20	0·614	0·678	0·743	0·813	0·893	1·000
19	0·604	0·668	0·736	0·808	0·891	1·000
18	0·592	0·658	0·728	0·803	0·888	1·000
17	0·578	0·647	0·719	0·797	0·885	1·000
16	0 563	0·635	0·710	0·790	0·881	1·000
15	0·546	0·620	0·698	0·782	0·877	1·000
14	0·526	0·604	0·685	0·773	0·872	1·000
13	0·503	0·585	0·670	0·763	0·867	1·000
12	0·476	0·563	0·653	0·751	0·861	1·000
11	0·444	0·536	0·632	0·736	0·853	1·000
10	0·410	0·505	0·608	0·720	0·844	1·000
9	0·361	0·467	0·579	0·700	0·834	1·000
8	0·304	0·420	0·541	0·674	0·821	1·000
7	0·231	0·359	0·494	0·641	0·803	1·000
6	0·133	0·277	0·430	0·597	0·780	1·000
5	—	0·166	0·343	0·537	0·749	1·000
4	—	—	0·212	0·447	0·702	1·000
3	—	—	—	0·298	0·624	1·000
2	—	—	—	—	0·466	1·000
1	—	—	—	—	—	1·000
0	—	—	—	—	—	1·000

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 30 of 1980

An Act to amend the Planning and Development Act, 1966-1978.

[*Assented to* 17*th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Planning and Development Act Amendment Act, 1980".

(2) The Planning and Development Act, 1966-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Planning and Development Act, 1966-1980".

Amendment of principal Act, s. 2—Arrangement of Act.

2. Section 2 of the principal Act is amended by inserting after the item:

PART IV—IMPLEMENTATION OF AUTHORIZED DEVELOPMENT PLANS, ss. 36-39.

the item:

PART IVA—SHOPPING DEVELOPMENT

Repeal of s. 36c of principal Act.

3. Section 36c of the principal Act is repealed.

Enactment of Part IVA of the principal Act.

4. The following new Part is enacted and inserted in the principal Act after section 39 thereof:—

PART IVA

SHOPPING DEVELOPMENT

Interpretation.

39a. In this Part—

"floor area" in relation to a shop means the sum of the areas of the superficies of horizontal sections of the shop measured at the level of each floor including the areas in a horizontal plane of external and internal walls and adjacent roofed areas but excluding areas covered by eaves or verandahs:

"major shopping development" means—

(*a*) the construction of a shop or group of shops with a floor area or aggregate floor area of more than 450 square metres;

(*b*) the alteration or extension of a shop or group of shops so that the floor area of the shop or aggregate floor area of shops comprised in the group is increased by more than 450 square metres over the floor area of the shop or aggregate floor area of shops comprised in the group as at the 15th day of February, 1980;

or

(*c*) a change in use of land by virtue of which the land may be used as a shop or group of shops having a floor area or aggregate floor area of more than 450 square metres:

"non-shopping zone" means a zone within the Metropolitan Planning Area other than a shopping zone:

"planning authority" means the Authority or a council:

"the relevant planning authority" means—

(*a*) in relation to the Port Adelaide Centre Zone and the Noarlunga Centre Zone—the Authority;

and

(*b*) in relation to any other zone—the council for the area in which the zone has been created:

"shop" means—

(*a*) premises used or intended for use for the retail sale of goods;

(*b*) premises used or intended for use for the sale of food prepared for consumption (whether the food is to be consumed on the premises or not),

but does not include—

(*c*) a bank;

(*d*) a hotel;

(*e*) premises for the sale or repair of motor vehicles, caravans or boats;

(*f*) premises for the sale of motor spirit;

(*g*) a timber yard or plant nursery;

(*h*) premises for the sale of plant or equipment for use in primary or secondary industry:

"shopping zone" means a zone within the Metropolitan Planning Area being—

(*a*) a District Business Zone;

(*b*) a District Shopping Zone;

(*c*) a Local Shopping Zone;

(*d*) a Regional Centre Zone;

(*e*) a District Centre Zone;

(*f*) a Neighbourhood Centre Zone;

(*g*) a Local Centre Zone;

(*h*) the Port Adelaide Centre Zone;

(*i*) the Noarlunga Centre Zone;

(*j*) a shopping zone as defined in the Metropolitan Development Plan—District Council of Stirling—planning regulations;

or

(*k*) a zone prescribed by regulation under Part IX of this Act:

"zone" means a zone established by planning regulations.

Major shopping developments in non-shopping zones.

39b. (1) An application made to a planning authority, on or after the 15th day of February, 1980, for consent under planning regulations in relation to carrying out a major shopping development in a non-shopping zone is void.

(2) Any consent purportedly given upon an application to which subsection (1) of this section applies is void.

Special consent required in respect of shopping development in shopping zones.

39c. (1) A person who proposes—

(*a*) to construct a shop in a shopping zone;

(*b*) to alter a shop in a shopping zone so as to increase the floor area of the shop;

or

(*c*) to alter the use of land within a shopping zone by using the land as a shop,

shall not proceed to carry out the proposal without the consent of the relevant planning authority.

Penalty: Ten thousand dollars.

(2) When considering an application for its consent under subsection (1) of this section, the relevant planning authority shall have regard to—

(*a*) the provisions of any relevant authorized development plan;

(*b*) the health, safety and convenience of the community;

(*c*) the purpose for which the relevant zone has been created;

and

(*d*) the effect of carrying out the proposal on the amenity and general character of the locality affected by the proposal.

(3) Where consent of a planning authority is required in respect of a proposal under subsection (1) of this section and that proposal constitutes a use of land, as defined in planning regulations, for which consent of the planning authority is required under those regulations, the regulations are, to that extent, suspended while this Part remains in operation.

(4) Where applications for every authorization, approval or consent required under this Act and the Building Act, 1970-1976, for the purpose of carrying out a proposal of a kind to which subsection (1) (*a*) or (*b*) applies had been made before the twenty-fifth day of March, 1980, no consent is required under subsection (1) of this section in respect of the proposal.

Expiry of this Part.

39d. This Part shall expire on the 31st day of December, 1980.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 31 of 1980

An Act to amend the Education Act, 1972-1979.

[*Assented to* 17*th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Education Act Amendment Act, 1980".

(2) The Education Act, 1972-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Education Act, 1972-1980".

Amendment of principal Act, s. 15— Appointment to teaching service.

2. Section 15 of the principal Act is amended—

(*a*) by striking out from subsection (5) the passage "(other than an officer on probation)";

and

(*b*) by striking out from subsection (6) the passage "or appointed on probation".

Amendment of principal Act, s. 25— Retiring age.

3. Section 25 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsections:—

(1) An officer may retire on or after the day on which he reaches the age of fifty-five years but, subject to subsection (1a) of this section. must retire upon reaching the age of sixty-five years if he has not retired beforehand.

(1a) An officer who reaches the age of sixty-five years during the school year that commences on the first day of February, 1980, may retire after reaching that age but on or before the last day of that school year.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 32 of 1980

An Act to amend the Law of Property Act, 1936-1975; the Real Property Act, 1886-1979, and to make consequential amendments to the Crown Lands Act, 1929-1978, and the Pastoral Act, 1936-1976, and for other purposes.

[*Assented to 17th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Statutes Amendment (Property) Act, 1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Arrangement of Act.

3. This Act is arranged as follows:—

PART I—PRELIMINARY

PART II—AMENDMENT OF THE LAW OF PROPERTY ACT, 1936-1975

PART III—AMENDMENT OF THE REAL PROPERTY ACT, 1886-1979

PART IV—AMENDMENT OF THE CROWN LANDS ACT, 1929-1978

PART V—AMENDMENT OF THE PASTORAL ACT, 1936-1976

PART II

PART II

AMENDMENT OF THE LAW OF PROPERTY ACT, 1936-1975

Short titles.

4. (1) The Law of Property Act, 1936-1975, is, in this Part, referred to as "the principal Act".

(2) The principal Act, as amended by this Part, may be cited as the "Law of Property Act, 1936-1980".

PART II

Enactment of s. 24b of principal Act.

5. The following section is enacted and inserted in the principal Act after section 24a thereof:—

Abolition of doctrine of *interesse termini*.

24b. (1) A leasehold estate or interest is capable of taking effect notwithstanding that the lessee has not entered into possession of the land subject to the lease.

(2) This section applies to leasehold estates or interests whether created before or after the commencement of the Statutes Amendment (Property) Act, 1980.

Enactment of s. 41a of principal Act.

6. The following section is enacted and inserted in the principal Act after section 41 thereof:—

Certain easements without dominant land to be validly created.

41a. It shall be, and shall be deemed always to have been possible—

(*a*) to create in favour of the Crown or of any public or local authority constituted by an Act, an easement that is not appurtenant to any other land;

and

(*b*) to make appurtenant or to annex to an easement another easement.

PART III

PART III

AMENDMENT OF THE REAL PROPERTY ACT, 1886-1979

Short titles.

7. (1) The Real Property Act, 1886-1979, is, in this Part, referred to as "the principal Act".

(2) The principal Act, as amended by this Part, may be cited as the "Real Property Act, 1886-1980".

Enactment of s. 90a of principal Act.

8. The following section is enacted and inserted in the principal Act after section 90 thereof:—

Removal of easements from Register Book.

90a. (1) Where, in the opinion of the Registrar-General—

(*a*) it is not reasonably practicable to ascertain the identity or whereabouts of the proprietor of an easement;

and

(*b*) the proprietor of the easement has ceased to exercise rights conferred by the easement,

he may, subject to this section, remove the easement from the Register Book.

(2) The Registrar-General may act under this section of his own motion or upon the application of any person.

(3) The Registrar-General shall cause notice of his intention to remove an easement from the Register Book—

(*a*) to be served on the registered proprietor of the easement at his last address appearing in the Register Book;

(*b*) to be served on the registered proprietor of the servient land and on any other person who, in the opinion of the Registrar-General, has an interest in the easement;

and

(*c*) to be published in the *Gazette*.

(4) The Registrar-General shall not remove an easement from the Register Book until the expiration of fourteen days from the service and publication of the notice under subsection (3) of this section.

(5) On the removal of an easement from the Register Book under this section the easement shall cease to exist.

Amendment of principal Act, s. 93—Registration of Crown lease and effect thereof.

9. Section 93 of the principal Act is amended—

(*a*) by striking out the word "triplicate" and inserting in lieu thereof the word "duplicate";

and

(*b*) by striking out the passage "return one copy to the Minister of Lands and".

Amendment of principal Act, s. 192—Summons to give up possession.

10. Section 192 of the principal Act is amended by striking out the passage "or Judge in chambers" and inserting in lieu thereof the passage "the Court".

Amendment of principal Act, s. 193—Summons to contain description of land.

11. Section 193 of the principal Act is amended—

(*a*) by striking out the passage "at the Judge's chambers" and inserting in lieu thereof the passage "before the Court";

and

(*b*) by striking out the passage "and thereupon, or so soon thereafter as a Judge shall be in attendance, the same shall come on to be heard".

Amendment of principal Act, s. 194—Orders on non-appearance to summons.

12. Section 194 of the principal Act is amended by striking out the passage "the Judge" and inserting in lieu thereof the passage "the Court".

Amendment of principal Act, s. 195—Orders on appearance to summons.

13. Section 195 of the principal Act is amended—

(*a*) by striking out the passage "the Judge" wherever it occurs and inserting in lieu thereof, in each case, the passage "the Court";

and

(*b*) by striking out the passage "such terms as he may think fit" and inserting in lieu thereof the passage "such terms as it may think fit".

PART IV

PART IV

AMENDMENT OF THE CROWN LANDS ACT, 1929-1978

Short titles.

14. (1) The Crown Lands Act, 1929-1978, is, in this Part, referred to as "the principal Act".

(2) The principal Act, as amended by this Part, may be cited as the "Crown Lands Act, 1929-1980".

Amendment of principal Act, s. 52—Preparation and execution of lease or agreement.

15. Section 52 of the principal Act is amended by striking out from subsection (1) the word "triplicate" and inserting in lieu thereof the word "duplicate".

Amendment of principal Act, s. 66a—Power to add small areas to leases and agreements.

16. Section 66a of the principal Act is amended—

(*a*) by striking out from subsection (4) the passage "the Land Office copy of the lease or agreement and the lessee's or purchaser's copy" and inserting in lieu thereof the passage "the lessee's or purchaser's copy of the lease or agreement";

and

(*b*) by striking out from subsection (4) the passage "and on the other copies forwarded to him, and shall return those other copies to the Minister of Lands" and inserting in lieu thereof the passage "and on the lessee's or purchaser's copy (if it is forwarded to him) and after entry of the memorial on that copy he shall return it to the Minister of Lands".

PART V

PART V

AMENDMENT OF THE PASTORAL ACT, 1936-1976

Short titles.

17. (1) The Pastoral Act, 1936-1976, is, in this Part, referred to as "the principal Act".

(2) The principal Act, as amended by this Part, may be cited as the "Pastoral Act, 1936-1980".

Amendment of principal Act, s. 42c—Power to add small areas to leases.

18. Section 42c of the principal Act is amended—

(*a*) by striking out from subsection (4) the passage "the Land Office copy of the lease and the lessee's copy" and inserting in lieu thereof the passage "the lessee's copy of the lease";

and

(*b*) by striking out from subsection (4) the passage "and on the other copies forwarded to him and shall return those other copies to the Minister" and inserting in lieu thereof the passage "and on the lessee's copy (if it is forwarded to him) and after entry of the memorial on that copy he shall return it to the Minister".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 33 of 1980

An Act to amend the Planning and Development Act, 1966-1978.

[*Assented to 17th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Planning and Development Act Amendment Act (No. 2), 1980".

(2) The Planning and Development Act, 1966-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Planning and Development Act, 1966-1980".

Amendment of principal Act, s. 36—Planning regulations.

2. Section 36 of the principal Act is amended—

(*a*) by striking out paragraph (*b*) of subsection (17) and the word "and" immediately preceding that paragraph;

and

(*b*) by inserting after subsection (17) the following subsections:—

(17a) The operation of planning regulations is not suspended by reason of the fact that they purport to apply to land that is subject to interim development control and planning regulations are, subject to subsection (17b) of this section, capable of operating in relation to the same land concurrently with interim development control.

(17b) Zoning regulations shall operate, after the commencement of the Planning and Development Act Amendment Act (No. 3), 1975, to displace interim development control within the zones to which they apply.

(17c) In this section—

"zoning regulations" means planning regulations that—

(*a*) create zones;

and

(*b*) regulate building and use of land in those zones.

(17d) Subsections (17a), (17b) and (17c) of this section shall be deemed to have come into operation upon the commencement of this Act.

3. Section 41 of the principal Act is amended—

Amendment of principal Act, s. 41—

(*a*) by striking out subsections (2a) and (2b);

(*b*) by striking out subsection (3) and inserting in lieu thereof the following subsection:—

When land is to be subject to interim development control.

(3) Where any land has been subject to this section for a period of ten years or periods amounting in aggregate to ten years (disregarding any period or part of a period that fell before the first day of December, 1972), that land shall cease to be subject to this section and shall not again be declared to be subject to this section.;

and

(*c*) by striking out subsection (4a) and inserting in lieu thereof the following subsections:—

(4a) Subject to subsection (4b) of this section, a declaration that land is subject to this section is not invalid or inoperative by reason of the fact that the land to which it purports to apply is at the date of the declaration, or subsequently becomes, subject to planning regulations.

(4b) A declaration that land is subject to this section shall not, after the commencement of the Planning and Development Act Amendment Act (No. 3), 1975, apply to land within a zone created by zoning regulations.

(4c) In this section—

"zoning regulations" means planning regulations that—

(*a*) create zones;

and

(*b*) regulate building and use of land in those zones.

(4d) Subsections (4a), (4b) and (4c) of this section shall be deemed to have come into operation upon the commencement of this Act.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 34 of 1980

An Act to amend the Wills Act, 1936-1975.

[*Assented to 17th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Wills Act Amendment Act, 1980".

(2) The Wills Act, 1936-1975, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Wills Act, 1936-1980".

Commencement.

2. This Act shall be deemed to have come into operation on the 1st day of January, 1980.

Enactment of s. 39 of principal Act.

3. The following section is enacted and inserted in the principal Act after section 38 thereof:—

References to valuations made or accepted for succession duty purposes, etc., to be construed, where appropriate, as references to valuations made by competent valuers.

39. Where a will refers expressly or by implication to a valuation made or accepted for the purpose of assessing succession duty or any other form of death duty, that reference shall, if the valuation contemplated by the reference is not required under the law of this State or of any other place, be construed as if it were a reference to a valuation made by a competent valuer.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 35 of 1980

An Act to amend the Alsatian Dogs Act, 1934-1979.

[*Assented to* 17*th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Alsatian Dogs Act Amendment Act, 1980".

(2) The Alsatian Dogs Act, 1934-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Alsatian Dogs Act, 1934-1980".

Amendment of principal Act, s. 2—Interpretation.

2. Section 2 of the principal Act is amended by inserting after the passage "commonly known as" the passage, ' "German Shepherd dog",'

Amendment of principal Act, s. 3—Prohibition of keeping Alsatian dogs in certain parts of State.

3. Section 3 of the principal Act is amended by inserting after subsection (4) the following subsection:—

(4a) This Act shall not apply within any part of the State to which the Governor by regulation declares that this Act shall not apply.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 36 of 1980

An Act to amend the Further Education Act, 1975-1979.

[*Assented to 17th April*, 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Further Education Act Amendment Act, 1980".

(2) The Further Education Act, 1975-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Further Education Act, 1975-1980".

Amendment of principal Act, s. 15—Appointment to the teaching service.

2. Section 15 of the principal Act is amended—

(*a*) by striking out from subsection (5) the passage "(other than an officer appointed on probation)";

and

(*b*) by striking out from subsection (6) the passage "or appointed on probation".

Amendment of principal Act, s. 25—Retiring age.

3. Section 25 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsections:—

(1) An officer may retire on or after the day on which he reaches the age of fifty-five years, but, subject to subsection (1a) of this section, must retire upon reaching the age of sixty-five years if he has not retired beforehand.

(1a) An officer who reaches the age of sixty-five years during the school year that commences on the first day of February, 1980, may retire after reaching that age but on or before the last day of that academic year.

4. Section 43 of the principal Act is amended by inserting in paragraph (*l*) of subsection (2) after the words "Director-General" the passage "(not being administrative acts or decisions declared by the regulations to be excluded from appeal)". Amendment of principal Act, s. 43— Regulations.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 37 of 1980

An Act to amend the Motor Vehicles Act, 1959-1978.

[*Assented to 17th April,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Motor Vehicles Act Amendment Act, 1980".

(2) The Motor Vehicles Act, 1959-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Motor Vehicles Act, 1959-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 75a—Learner's permits.

3. Section 75a of the principal Act is amended by inserting in subsection (6) after the passage "Sections 87 to 97" the passage ", section 98b".

Enactment of ss. 81a and 81b of principal Act.

4. The following sections are enacted and inserted in the principal Act after section 81 thereof:—

First licences must be subject to certain probationary conditions.

81a. (1) Without derogating from any other provision of this Act, where the applicant for the issue of a driver's licence—

(*a*) has not held a licence issued under this Act or under the law of a place outside this State at some time during the period of three years immediately preceding his application;

(*b*) holds a licence issued under the law of a place outside this State subject to conditions that are substantially the same as the conditions referred to in paragraphs (*d*) and (*e*) of this subsection;

or

(*c*) is applying for the licence subsequent to having had a licence cancelled pursuant to section 81b of this Act,

the Registrar shall endorse upon the licence—

(*d*) a condition that the holder of the licence shall not drive a motor vehicle on a road in any part of the State at a speed exceeding eighty kilometres per hour;

and

(*e*) a condition that the holder of the licence shall not drive a motor vehicle on a road unless there are affixed to the vehicle, in accordance with the regulations, plates bearing the letter "P".

(2) Subject to subsection (3) of this section, the conditions imposed under subsection (1) of this section shall be effective for a period of one year.

(3) Where a licence is issued to an applicant who holds a licence issued under the law of a place outside this State, the Registrar may reduce the period for which the conditions shall be effective.

(4) If an applicant is not willing to accept a licence endorsed with conditions pursuant to this section, the Registrar shall refuse to issue a licence to the applicant.

(5) A person shall not contravene a condition endorsed upon his licence under this section.

Penalty: Two hundred dollars.

Cancellation of learner's permits or probationary licences.

81b. (1) For the purposes of this section, "probationary conditions"—

(*a*) in relation to a learner's permit, means such of the prescribed conditions to which learner's permits are generally subject as are designated as probationary conditions by the regulations;

and

(*b*) in relation to a driver's licence, means the conditions referred to in paragraphs (*d*) and (*e*) of subsection (1) of section 81a of this Act.

(2) Subject to subsection (3) of this section, where the holder of a learner's permit or licence that is endorsed with probationary conditions—

(*a*) is convicted of an offence of contravening a probationary condition;

or

(*b*) is convicted of an offence in respect of which a demerit point is, or demerit points are, recorded against him, and, in consequence, the total number of demerit points recorded against him equals or exceeds three,

the Registrar shall refer the matter to the consultative committee and, if the committee so recommends, shall, by notice in writing served personally or by post upon the holder, cancel every permit or licence then held by him.

(3) If—

(*a*) a court before which a person is convicted of an offence of contravening a probationary condition of his licence is satisfied, by evidence given on oath forthwith upon conviction, that the contravention was trivial, or that other proper cause exists for the court to exercise the powers conferred by this subsection;

and

(*b*) the convicted person has not previously been convicted of an offence of contravening a probationary condition,

the court may order that the licence of that person be not cancelled as a result of that offence.

(4) A cancellation under this section shall take effect upon the day specified in the notice served under subsection (2) of this section.

(5) Where a permit or licence has been cancelled under this section, the person who held that permit or licence is not entitled to apply for a further permit or licence—

(*a*) until the expiration of three months from the day on which the cancellation took effect;

or

(*b*) where the person is disqualified from holding or obtaining a licence or has had his licence suspended, until the expiration of that disqualification or suspension,

whichever is the later.

(6) A person who has had, or is liable to have, his licence cancelled under this section may, in accordance with the relevant rules of court, appeal to a local court against the cancellation.

(7) The appellant and the Crown shall be entitled to be heard upon the appeal.

(8) If the local court is satisfied by evidence given on oath by or on behalf of the appellant that the cancellation would result in undue hardship to the appellant, the court may allow the appeal.

(9) Where a court has allowed an appeal, the court shall order—

(*a*) that the Registrar endorse upon the licence probationary conditions, or extend the existing probationary conditions, as the case may require, to have effect from the day upon which the appeal is allowed until the expiration of one year from the day upon which the appellant became liable to have his licence cancelled under this section;

and

(*b*) that the appellant deliver his licence to the Registrar for that purpose.

(10) Where an appeal has been instituted under this section, the cancellation against which the appeal is brought shall be inoperative until the appeal has been determined or withdrawn.

(11) A person who has successfully appealed against cancellation of his licence under this section is not entitled to appeal against any

subsequent cancellation of his licence under this section until the expiration of one year from the day on which that previous appeal was allowed.

(12) Nothing in this section derogates from any provision of this Act, or any other Act, dealing with disqualification from holding or obtaining permits or licences, or suspension of permits or licences.

Amendment of principal Act, s. 82—Obligation upon Registrar to deal with learner's permits and driver's licences pursuant to recommendations of the consultative committee.

5. Section 82 of the principal Act is amended—

(*a*) by inserting in subsection (1) after paragraph (*a*) the following paragraphs:—

(*ab*) suspend, for such period as the consultative committee recommends, the licence or learner's permit of any person;

(*ac*) endorse the conditions referred to in section 81a of this Act upon the licence of any person and stipulate that those conditions shall be effective for such period as the consultative committee recommends;;

and

(*b*) by inserting after subsection (1) the following subsection:—

(1a) Sections 81a and 81b of this Act apply, *mutatis mutandis*, to and in relation to the holder of a licence endorsed with conditions pursuant to paragraph (*ac*) of subsection (1) of this section as if those conditions had been endorsed upon the licence pursuant to section 81a of this Act.

Amendment of principal Act, s. 93—Notice to be given to Registrar.

6. Section 93 of the principal Act is amended by inserting in subsection (1) after the passage "convicts a person of an offence that attracts demerit points under this Act," the passage "convicts a person of the offence of contravening or failing to comply with a condition of a permit or licence under this Act,".

Amendment of principal Act, s. 145—Regulations.

7. Section 145 of the principal Act is amended by inserting after paragraph (*g*) the following paragraph:—

(*ga*) regulating the use of motor vehicles to which "L" or "P" plates are affixed pursuant to this Act:.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 38 of 1980

An Act for the further appropriation of the revenue of the State for the financial year ending on the thirtieth day of June, 1980, and for other purposes.

[*Assented to 19th June,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Appropriation Act (No. 1), 1980".

Further issue.

2. Out of the moneys paid to the State by the Commonwealth and any other General Revenue of the State, not otherwise by law specially appropriated, there may be further issued, in addition to all sums by any other Act authorized to be issued and applied for defraying the charges of the Government of the State for the financial year ending on the thirtieth day of June, 1980, any further sum or sums not exceeding in the aggregate thirty-five million dollars.

Appropriation of General Revenue issued under this Act.

3. All moneys issued under this Act, not exceeding the aggregate amount referred to in section 2 of this Act, shall be applied and appropriated for the purposes mentioned in the schedule.

Treasurer to pay the orders of Governor and discharge by receipt of party.

4. The issue and payment by the Treasurer, from time to time, of any sums of money for the purposes hereinbefore mentioned, not exceeding in the aggregate the amount specified in section 2 of this Act, in such portions as the Governor directs by any orders in writing signed by him and countersigned by the Chief Secretary, is hereby authorized; and the Treasurer shall, in his accounts, be allowed credit for all sums paid by him in pursuance of such orders accordingly; and the receipts of the persons to whom such sums are so paid shall be to him a full discharge for the sums for which the receipts are given, and the amounts thereof shall be passed to his credit in account accordingly.

Power to issue money other than Revenue or money received from the Commonwealth.

5. If the moneys paid to the State by the Commonwealth and the General Revenue of the State are insufficient to make the payments authorized by section 3 of this Act, moneys may be issued to make good the deficiency out of loan funds or other public funds or out of moneys raised by way of bank overdraft.

Power to make payments.

6. The Treasurer may out of the money appropriated by this Act make any payment for which money has been included in the supplementary estimates of expenditure for the financial year ending on the thirtieth day of June, 1980, notwithstanding that the payment is in respect of a period prior to the first day of July, 1979.

Payments to be in addition to other Payments.

7. Any amount appropriated by this Act may be paid for the purpose for which it is so appropriated, in addition to any other amount appropriated by law for that purpose.

SCHEDULE

Further Amounts proposed to be expended from General Revenue during the Financial Year, ending 30th June, 1980

Purposes of Appropriation	Estimated Expenditure
	$
Treasury	640 000
Treasurer, Miscellaneous	18 280 000
Supreme Court	350 000
Industrial Affairs and Employment	300 000
Education	8 300 000
Further Education	620 000
Police	650 000
Correctional Services	870 000
Marine and Harbors	550 000
Agriculture	300 000
Minister of Agriculture and Minister of Forests, Miscellaneous	3 400 000
Transport	250 000
Highways	490 000
Total	35 000 000

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 39 of 1980

An Act to apply, out of the General Revenue, the sum of Two Hundred and Twenty Million Dollars to the Public Service for the financial year ending on the thirtieth day of June, 1981.

[*Assented to* 19*th June,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Supply Act (No. 1), 1980".

Issue and application of $220 000 000.

2. Out of the General Revenue of the State there may be issued and applied from time to time, for the public service of the State for the financial year ending on the thirtieth day of June, 1981, any moneys not exceeding in the aggregate two hundred and twenty million dollars.

Payments not to exceed last year's Estimates except in certain respects.

3. (1) No payments for any establishment or service shall be made out of the moneys referred to in section 2 of this Act in excess of the rates voted for similar establishments or services on the Estimates for the financial year ended on the thirtieth day of June, 1980, but there may be paid out of those moneys increases of salaries or wages payable by the Government of the State pursuant to any return made under the Acts relating to the public service, or pursuant to any regulation, or any award, order, or determination of a Court or other body empowered to fix salaries or wages.

(2) The Treasurer is hereby authorized to pay such increases out of those moneys.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 40 of 1980

An Act to repeal the Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1979.

[*Assented to* 19*th June,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Eight Mile Creek Settlement (Drainage Maintenance) Act Repeal Act, 1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Repeal of Act.

3. The Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1979, is repealed.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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(*e*) prohibiting the taking of fish of a specified species or class pursuant to the licence except during specified periods;

(*f*) fixing the maximum number of boats that may be used for fishing pursuant to the licence or regulating their use;

or

(*g*) imposing any other restriction or prohibition, whether like or unlike those referred to in the foregoing paragraphs of this subsection,

contained in the licence.

Amendment of principal Act, s. 32— Licences to employ.

4. Section 32 of the principal Act is amended by inserting after subsection (4) the following subsections:—

(5) A licence to employ shall be subject to such conditions as are specified in the licence relating to the circumstances in which an employee may take fish.

(6) A holder of a licence to employ shall not cause, suffer or permit an employee to take fish in contravention of a condition contained in the licence.

Penalty: Two hundred dollars.

Amendment of principal Act, s. 34— Grant of licences and imposition of conditions.

5. Section 34 of the principal Act is amended—

(*a*) by striking out subsections (3) and (4) and inserting in lieu thereof the following subsections:—

(3) The Director shall, upon determining an application for a licence, give the applicant either personally or by post written notice of his decision.

(4) An applicant for a licence who is aggrieved by a decision of the Director refusing his application or imposing a condition of the licence may request the Minister to have the Director's decision reviewed.

(4a) A request for review of a decision of the Director must—

(*a*) be in writing;

(*b*) state the grounds for the request;

and

(*c*) be delivered to the Minister within one month after service of the notice of the Director's decision.;

(*b*) by inserting after subsection (5) the following subsection:—

(5a) Upon a review under this section, the person who requested the review must establish that the decision of the Director refusing the licence or imposing a condition of the licence was not justified.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 42 of 1980

An Act to amend the South-Eastern Drainage Act, 1931-1977.

[*Assented to* 19*th June,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "South-Eastern Drainage Act Amendment Act, 1980".

(2) The South-Eastern Drainage Act, 1931-1977, is hereinafter referred to as "the principal Act".

(3) The principal Act as amended by this Act, may be cited as the "South-Eastern Drainage Act, 1931-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of long title of principal Act.

3. The long title to the principal Act is amended—

(*a*) by inserting after the passage "control and management of the" the word "rural";

and

(*b*) by inserting after the word "South-East" the passage ", the District Council of Millicent area and the Eight Mile Creek Settlement area".

Repeal of s. 2 of principal Act and enactment of section in its place.

4. Section 2 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Transitional provisions.

2. Any consent or licence in respect of the diversion of water or the construction of private drains or drainage works granted by the Minister under the Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1979, and in force immediately prior to the commencement of the South-Eastern Drainage Act Amendment Act, 1980, shall, subject to this Act, remain in force and shall be deemed to be a consent or licence granted by the Minister under this Act.

Amendment of principal Act, s. 3—Division of Act.

5. Section 3 of the principal Act is amended—

(*a*) by inserting after the item—

PART II—ADMINISTRATION

the following items:—

DIVISION I—ESTABLISHMENT OF THE BOARD:

DIVISION II—CONTROL OF DRAINS AND DRAINAGE WORKS IN THE SOUTH-EAST BY THE BOARD:

DIVISION III—CONTROL OF DRAINS AND DRAINAGE WORKS IN THE EIGHT MILE CREEK AREA BY THE MINISTER:

DIVISION IV—CONTROL OF DRAINS AND DRAINAGE WORKS IN THE MILLICENT AREA BY THE COUNCIL.;

(*b*) by inserting in the item commencing "PART III" after the passage "maintenance of drains" the passage "and drainage works";

(*c*) by inserting in the item commencing "Division I" after the word "drains" the passage "or drainage works";

(*d*) by striking out from the item commencing "Division II" the passage "the drainage rate" and inserting in lieu thereof the passage "drainage works";

(*e*) by striking out the item—

DIVISION III—RECOVERY OF RATES AND GENERAL PROVISIONS APPLICABLE TO RATES:;

(*f*) by inserting in the item commencing "DIVISION IV" after the passage "maintenance of drains" the passage "and drainage works";

and

(*g*) by striking out the item—

PART IVA—DRAINAGE OF EASTERN AND WESTERN DIVISIONS OF THE SOUTH-EAST.

Repeal of s. 5 of principal Act.

6. Section 5 of the principal Act is repealed.

Amendment of principal Act, s. 6—Interpretation.

7. Section 6 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the definition of "appointed member" the following definitions:—

"area"—

(*a*) in relation to the board, means the South-East;

(*b*) in relation to the Minister, means the Eight Mile Creek area;

(*c*) in relation to the Council, means the district of the Council, within the meaning of the Local Government Act, 1934-1979:

"authority"—

(*a*) in relation to the South-East, means the board;

(*b*) in relation to the Eight Mile Creek area, means the Minister;

(*c*) in relation to the area of the Council, means the Council:;

(*b*) by inserting in subsection (1) after the definition of "Commission" the following definition:—

"the Council" means the District Council of Millicent:;

(*c*) by striking out from subsection (1) the definitions of "drains" and "drainage works" and inserting in lieu thereof the following definitions:—

"drain" means any artificial channel, or any other device, designed for draining water from land, but does not include a town drain:

"drainage reserve" means any Crown lands that are dedicated, reserved or set aside for drainage purposes:

"drainage works" means any works that are connected with or incidental to a drain, and, in relation to the board and the Minister, includes water conservation works:

"the Eight Mile Creek area" means the area of land comprising the sections—

(*a*) numbered 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863 and 864 in the Hundred of McDonnell;

and

(*b*) numbered 634, 635, 636, 637, 638, 641, 642, 645, 646, 649, 650, 651, 652, 656, 657, 658, 661, 662, 663, 860 and 861 in the Hundred of Caroline:;

(*d*) by striking out from subsection (1) from the definition of "elected member" the word "ratepayers" and inserting in lieu thereof the word "landholders";

(*e*) by striking out from subsection (1) the definition of "petition drains";

(*f*) by striking out from subsection (1) the definitions of "private drain" and "private drainage work" and inserting in lieu thereof the following definitions:—

"private drain" means any drain, whether constructed before or after the commencement of this Act, not being a drain constructed by or on behalf of the Crown or an authority:

"private drainage works" means works, whether constructed before or after the commencement of this Act, that are connected with or incidental to any drain, not being works constructed by or on behalf of the Crown or an authority:;

(*g*) by striking out from subsection (1) the definitions of "proportionate rebate" and "scheme drains";

(*h*) by inserting in subsection (1) after the definition of "South-East" the following definitions:—

"town drain" means any drain that is within a municipality, town or township and that is used solely for the purpose

of removing water from land within that municipality, town or township:

"water conservation works" means works designed for the purpose of conserving or utilizing waters drained from any lands pursuant to this Act:;

and

(*i*) by striking out from subsection (2) the passage "as defined for the time being" and inserting in lieu thereof the passage "or the Eight Mile Creek area".

Repeal of s. 7 of principal Act and enactment of section in its place.

8. Section 7 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Proclamation of drains and drainage works, and closure of drains.

7. (1) The Governor may, by proclamation—

(*a*) declare any natural watercourse, or any private drain, in any area to be a drain for the purposes of this Act and vested in the authority for the area;

(*b*) declare any natural body of water, or any private drainage works, in any area to be drainage works for the purposes of this Act and vested in the authority for the area;

(*c*) declare that any drain in any area is closed and is no longer a drain vested in the authority for the area;

or

(*d*) declare that any drainage works in any area are no longer vested in the authority for the area.

(2) The Governor may, by further proclamation, vary or revoke any proclamation under this section.

(3) The Governor shall not exercise his powers under this section in relation to the area of the Council except pursuant to the request of the Council.

Repeal of s. 7a of principal Act.

9. Section 7a of the principal Act is repealed.

Enactment of heading before s. 8 of principal Act.

10. The following heading is enacted and inserted in the principal Act before section 8 thereof:—

DIVISION I—ESTABLISHMENT OF THE BOARD:.

Amendment of principal Act, s. 8— Continuation of South-Eastern Drainage Board.

11. Section 8 of the principal Act is amended—

(*a*) by inserting in subsection (2) after the passage "holding," the passage "dealing with";

and

(*b*) by striking out from subsection (2) the word "lands" and inserting in lieu thereof the passage "real and personal property".

Amendment of principal Act, s. 10— Constitution of board.

12. Section 10 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) the passage "landholders in respect of land situated in the South-East" and inserting in lieu thereof the word "persons";

(*b*) by striking out from subsection (5) the word "elected" first occurring and inserting in lieu thereof the word "appointed";

and

(*c*) by inserting in subsection (6) after the word "South-East" the passage ", the Eight Mile Creek area or the area of the Council, that is, in the opinion of the Minister, benefited by a drain vested in an authority".

Amendment of principal Act, s. 10a—Elections.

13. Section 10a of the principal Act is amended—

(*a*) by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) The Minister shall cause to be prepared and maintained a list of all landholders of land that is situated in the South-East, the Eight Mile Creek area or the area of the Council and that is, in the opinion of the Minister, benefited by a drain vested in an authority.;

(*b*) by striking out from subsection (3) the passage "landholder in respect of land situated in the South-East" and inserting in lieu thereof the passage "person whose name is on the list prepared and maintained by the Minister under subsection (1) of this section";

(*c*) by striking out from subsection (5) the passage "Returning Officer for the State" and inserting in lieu thereof the passage "Electoral Commissioner";

(*d*) by striking out from subsection (6) the passage "Returning Officer for the State" and inserting in lieu thereof the passage "Electoral Commissioner";

(*e*) by striking out from subsection (8) the passage "Returning Officer" and inserting in lieu thereof the passage "Electoral Commissioner";

and

(*f*) by striking out from subsection (10) the passage "Returning Officer" and inserting in lieu thereof the passage "Electoral Commissioner".

Amendment of principal Act, s. 10b—Directors, etc., of bodies corporate are eligible for election.

14. Section 10b of the principal Act is amended by striking out the passage "the South-East" and inserting in lieu thereof the passage "any area".

Amendment of principal Act, s. 12—Chairman, Deputy Chairman and other deputies.

15. Section 12 of the principal Act is amended—

(*a*) by inserting after subsection (1) the following subsection:—

(1a) Where a member of the board has been granted leave of absence by the Minister, the Minister may appoint a suitable person to be the deputy of that member during his absence.;

(*b*) by striking out from subsection (2) the last sentence thereof;

and

(*c*) by inserting after subsection (2) the following subsection:—

(3) In the event of an equality of votes on any matter arising at a meeting of the board, the person presiding at the meeting shall have a casting, as well as a deliberative, vote.

Amendment of principal Act, s. 13—Quorum.

16. Section 13 of the principal Act is amended by striking out the passage "at least one is an appointed member" and inserting in lieu thereof the passage "one is an appointed member and one is an elected member".

Amendment of principal Act, s. 15—Board subject to control of Minister.

17. Section 15 of the principal Act is amended by striking out the passage "responsible to the Minister for the discharge of its duties and functions under this Part" and inserting in lieu thereof the passage "subject to the general control and direction of the Minister in the exercise or discharge of its powers, functions, duties and responsibilities under this Act".

Repeal of s. 17 of principal Act.

18. Section 17 of the principal Act is repealed.

Repeal of ss. 19, 20, 21 and 22 of principal Act.

19. Sections 19, 20, 21 and 22 of the principal Act are repealed.

Amendment of principal Act, s. 23—Contracts for works.

20. Section 23 of the principal Act is amended by striking out from subsection (1) the passage "four thousand dollars" and inserting in lieu thereof the passage "ten thousand dollars".

Repeal of s. 27 of principal Act and enactment of sections and headings in its place.

21. Section 27 of the principal Act is repealed and the following headings and sections are enacted and inserted in its place:—

DIVISION II—CONTROL OF DRAINS AND DRAINAGE WORKS IN THE SOUTH-EAST BY THE BOARD:

Control of drains and drainage works by board.

27. (1) Subject to subsection (4) of this section, all drains and drainage works—

(*a*) that are delineated on the plan lodged with the Minister under subsection (2) of this section;

or

(*b*) that are constructed by or on behalf of the board in the South-East after the commencement of the South-Eastern Drainage Act Amendment Act, 1980,

are vested in, and are under the care, control and management of, the board.

(2) The board shall, upon the commencement of the South-Eastern Drainage Act Amendment Act, 1980, lodge with the Minister a plan of the South-East delineating all the drains and drainage works constructed by or on behalf of the Crown or the board, and all drains declared under section 7 of this Act, that were in existence immediately prior to the commencement of that Act.

(3) For the purposes of correcting any error in the plan lodged under subsection (2) of this section, the board may, with the consent of the Minister, alter the plan, whether by the addition, deletion or variation of any drain or drainage works.

(4) The Minister may direct that any water conservation works constructed by or on behalf of the board shall be vested in, and under the care, control and management of, some other body than the board.

DIVISION III—CONTROL OF DRAINS AND DRAINAGE WORKS IN THE EIGHT MILE CREEK AREA BY THE MINISTER:

Control of drains and drainage works by the Minister.

27a. (1) Subject to subsection (2) of this section, all drains and drainage works in the Eight Mile Creek area constructed by or on behalf of the Crown, whether before or after the commencement of the Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1979, are vested in, and are under the care, control and management of, the Minister.

(2) The Minister may direct that any water conservation works in the Eight Mile Creek area are vested in, and are under the care, control and management of, some other body.

DIVISION IV—CONTROL OF DRAINS AND DRAINAGE WORKS IN THE MILLICENT AREA BY THE COUNCIL:

Control of drains and drainage works by the Council.

27b. (1) All drains and drainage works—

(*a*) that are delineated on the plan lodged with the Minister under subsection (2) of this section;

or

(*b*) that are constructed by or on behalf of the Council in its area after the commencement of the South-Eastern Drainage Act Amendment Act, 1980,

are vested in, and are under the care, control and management of, the Council.

(2) The Council shall, upon the commencement of the South-Eastern Drainage Act Amendment Act, 1980, lodge with the Minister a plan of its area delineating all the drains and drainage works constructed by or on behalf of the Council and in existence immediately prior to the commencement of that Act.

(3) For the purposes of correcting any error in the plan lodged under subsection (2) of this section, the Council may, with the consent of the Minister, alter the plan, whether by the addition, deletion or variation of any drain or drainage works.

Amendment of heading to Part III of principal Act.

22. The heading to Part III of the principal Act is amended by inserting after the word "DRAINS" the passage "AND DRAINAGE WORKS".

Amendment of heading to Division I of Part III of principal Act.

23. The heading to Division I of Part III of the principal Act is amended by inserting after the word "DRAINS" the passage "OR DRAINAGE WORKS".

Repeal of ss. 28 and 29 of principal Act and enactment of sections in their place.

24. Sections 28 and 29 of the principal Act are repealed and the following sections are enacted and inserted in their place:—

Petitions for drains and drainage works.

28. (1) A petition may be presented to the authority for an area by one or more of the landholders of the area, requesting that a drain, or drainage works, specified in the petition be constructed by the authority.

(2) Where the Minister receives a petition for a drain or drainage works in the Eight Mile Creek area, he shall forward the petition to the board, together with any recommendations he may wish to make with respect to the petition.

(3) Where the Council receives a petition for a drain or drainage works in its area, the Council shall forward the petition to the board, together with any recommendations it may wish to make with respect to the petition.

Petition must be made in the approved manner and form.

29. A petition must be made in the manner and form approved by the Minister.

Amendment of principal Act, s. 30—

25. Section 30 of the principal Act is amended—

Preliminary enquiry.

(*a*) by inserting in paragraph (*a*) after the word "drain" the passage "or drainage works";

and

(*b*) by inserting in paragraph (*b*) after the word "drain" the passage "or drainage works".

Amendment of principal Act, s. 31—

26. Section 31 of the principal Act is amended—

Board's approval.

(*a*) by striking out from subsection (1) the passage "expedient to construct the drain" and inserting in lieu thereof the passage "necessary or desirable that the drain or drainage works be constructed";

(*b*) by inserting in paragraphs (*a*), (*b*) and (*c*) of subsection (1) after the word "drain" wherever it occurs the passage "or drainage works";

and

(*c*) by inserting in subsection (2) after the word "drain" the passage "or drainage works".

Amendment of principal Act, s. 32—

27. Section 32 of the principal Act is amended—

Board to decide whether petitioners are majority of landholders and hold three-fourths in value of benefited lands.

(*a*) by inserting in subsection (1) after the word "drain" wherever it occurs the passage "or drainage works";

and

(*b*) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) In this section, "value", in relation to land, means the value of the land as determined in the prescribed manner.

Repeal of s. 33 of principal Act and enactment of section in its place.

28. Section 33 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Construction of drains and drainage works.

33. (1) Where the board is satisfied that the petitioners are a majority of the landholders whose lands will be benefited by the drain or drainage works and that the value of the lands of that majority is at least three-fourths of the value of the lands that will be so benefited, the authority for the area in which the drain or drainage works will be constructed shall, upon publication of the notice referred to in subsection (3) of section 32 of this Act, proceed to have plans and specifications drawn up for the proposed drain or drainage works and to call for tenders.

(2) The authority shall forward to a petitioner, nominated by a majority of the petitioners for the purpose, a copy of the plans, specifications and tenders for the proposed drain or drainage works.

(3) If, within twenty-one days of the nominated petitioner receiving the tenders for the proposed drain or drainage works, a majority of the petitioners notifies the authority in writing that the drain or drainage works is not to be proceeded with, the authority shall not proceed with the construction of the drain or drainage works.

(4) Where, pursuant to subsection (3) of this section, a drain or drainage works is not proceeded with, the costs of or incidental to the preparation of plans and specifications and the calling of tenders, or such proportion of those costs as the Minister may determine, may be recovered by the authority from the petitioners (who shall be jointly and severally liable) as a debt in any court of competent jurisdiction.

(5) If the authority is not notified in accordance with subsection (3) of this section that the drain or drainage works is not to be proceeded with, the authority shall proceed to construct the drain or drainage works out of the moneys provided by Parliament for the construction of drains or drainage works in the area.

Amendment of principal Act, s. 34— Recovery of costs of drain or drainage works from landholders.

29. Section 34 of the principal Act is amended—

(*a*) by striking out the passage "shall be deemed" and inserting in lieu thereof the passage "or drainage works shall, unless the Minister directs otherwise, be deemed";

(*b*) by striking out the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority";

(*c*) by inserting after the passage "benefited by the drain" the passage "or drainage works";

and

(*d*) by inserting after the passage "such advance" the passage ", or such proportion thereof as the Minister may determine,".

Amendment of principal Act, s. 35— Final report.

30. Section 35 of the principal Act is amended—

(*a*) by inserting after the word "drain" wherever it occurs the passage "or drainage works";

and

(*b*) by striking out the word "board" and inserting in lieu thereof the word "authority".

Amendment of principal Act, s. 36— Preliminary apportionment of the cost.

31. Section 36 of the principal Act is amended—

(*a*) by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) Subject to any direction of the Minister, the authority shall, within three years after the date of completion of the drain or drainage works, make a preliminary apportionment of the cost of the drain or drainage works, or the proportion of that cost that the Minister determines must be repaid, between the landholders benefited by the drain or drainage works.;

(*b*) by striking out from subsection (2) the word "board" and inserting in lieu thereof the word "authority";

(*c*) by striking out from the second sentence in subsection (2) the passage "may be in the form in the third schedule hereto" and inserting in lieu thereof the passage "must be in the form approved by the Minister";

(*d*) by inserting in subsection (3) after the word "drain" the passage "or drainage works";

and

(*e*) by striking out from subsection (3) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority".

Amendment of principal Act, s. 37— Objection to the apportionment.

32. Section 37 of the principal Act is amended—

(*a*) by striking out the second sentence;

and

(*b*) by inserting after the present contents, as amended by this section (which are hereby designated subsection (1) thereof) the following subsections:—

(2) An objection must be made in the form approved by the Minister, and must be served upon the authority.

(3) Any objection received by the Minister or the Council under subsection (2) of this section must be forwarded to the board for determination by the board.

Amendment of principal Act, s. 39— Adjustment of apportionment.

33. Section 39 of the principal Act is amended by striking out the passage "the board shall" and inserting in lieu thereof the passage "the authority may".

Amendment of principal Act, s. 40— Final apportionment.

34. Section 40 of the principal Act is amended—

(*a*) by striking out the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority";

and

(*b*) by inserting after the word "drain" the passage "or drainage works".

Amendment of principal Act, s. 41— Notice of final apportionment.

35. Section 41 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "board" and inserting in lieu thereof the word "authority";

and

(*b*) by striking out from subsection (2) the passage "may be in the form in the fifth schedule hereto" and inserting in lieu thereof the passage "must be in the form approved by the Minister".

Amendment of principal Act, s. 42— Repayment of cost of construction.

36. Section 42 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority";

(*b*) by inserting in subsection (1) after the word "drain" the passage "or drainage works";

(*c*) by inserting in subsection (2) after the word "drain" the passage "or drainage works";

and

(*d*) by striking out from subsection (5) the word "board" and inserting in lieu thereof the word "authority".

Amendment of principal Act, s. 43—Lessees to pay proportion of cost to landholder.

37. Section 43 of the principal Act is amended—

(*a*) by striking out from subsection (2) the word "board" and inserting in lieu thereof the word "authority";

(*b*) by striking out from subsection (3) the word "board" and inserting in lieu thereof the word "authority";

(*c*) by striking out from subsection (4) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority";

(*d*) by striking out from subsection (5) the word "board" and inserting in lieu thereof the word "authority";

(*e*) by striking out from subsection (6) the word "board" and inserting in lieu thereof the word "authority";

(*f*) by striking out from subsection (6) the passage "ten dollars" and inserting in lieu thereof the passage "one hundred dollars";

and

(*g*) by striking out from subsection (7) the word "board" and inserting in lieu thereof the word "authority".

Amendment of principal Act, s. 44—Provision for apportionment of cost of drain or drainage works where land charged is subdivided.

38. Section 44 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority";

and

(*b*) by striking out from subsection (2) the word "board" and inserting in lieu thereof the word "authority".

Amendment of principal Act, s. 45—Recovery by distress or by action for debt.

39. Section 45 of the principal Act is amended by striking out the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority".

Repeal of s. 46 of principal Act and enactment of section in its place.

40. Section 46 of the principal Act is repealed and the following section is enacted and inserted in its place:—

The authority may remit moneys due to it.

46. (1) The authority may remit the whole or any part of any moneys due to the authority by any person under this Division.

(2) Neither the board nor the Council shall exercise its powers under subsection (1) of this section without the consent of the Minister.

Amendment of heading preceding s. 47 of principal Act.

41. The heading preceding section 47 of the principal Act is amended by striking out the passage "THE DRAINAGE RATE" and inserting in lieu thereof the passage "DRAINAGE WORKS".

Amendment of principal Act, s. 47—

42. Section 47 of the principal Act is amended—

(*a*) by striking out subsection (1) and inserting in lieu thereof the following subsection:— Duty of authority to maintain drains and drainage works in its area.

> (1) The authority shall maintain the drains and drainage works vested in it in a proper state of efficiency and safety at all times, and shall, when necessary, cleanse, repair, renovate or replace any part of those drains or drainage works for that purpose.;

(*b*) by striking out from subsection (2) the passage "and repairing" and inserting in lieu thereof the passage ", repairing, renovating or replacing";

(*c*) by inserting in subsection (2) after the word "efficiency" the passage "and safety";

(*d*) by inserting in subsection (2) after the word "Parliament" the passage "to the authority";

and

(*e*) by striking out subsection (3) and inserting in lieu thereof the following subsection:—

> (3) The Council may discharge township stormwater into any of the drains vested in it under this Act, and the cost of any alterations or repairs to the drains or drainage works resulting from discharging those stormwaters shall be defrayed by the Council out of the funds of the Council that do not consist of moneys provided to the Council under subsection (2) of this section.

Repeal of ss. 48 to 62 of principal Act.

43. Sections 48 to 62 (inclusive) of the principal Act are repealed.

Repeal of ss. 63 to 67 of principal Act and heading thereto.

44. Sections 63 to 67 (inclusive) of the principal Act and the heading preceding those sections are repealed.

Amendment of heading preceding s. 68 of principal Act.

45. The heading preceding section 68 of the principal Act is amended by inserting after the word "DRAINS" the passage "AND DRAINAGE WORKS".

Enactment of s. 68a of principal Act.

46. The following section is enacted and inserted in the principal Act after section 68 thereof:—

General power of an authority to construct drains and drainage works.

> 68a. (1) The authority may construct such drains and drainage works in its area as it considers necessary or desirable for the purposes of providing an efficient drainage system for the rural lands in that area.
>
> (2) The Council shall not exercise its powers under subsection (1) of this section without the consent of the Minister.
>
> (3) The board, or the Minister, may in its, or his, area construct such water conservation works that may, in its, or his, opinion, be necessary or desirable for the purposes of reducing the wastage of waters drained from any lands pursuant to this Act.

Amendment of principal Act, s. 69— General powers of the authority.

47. Section 69 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority";

(*b*) by inserting in subsection (1) after the word "servants" the passage ", and any other person authorized by the authority for the purpose,";

(*c*) by striking out paragraph (*a*) from subsection (1) and inserting in lieu thereof the following paragraphs:—

(*a*) enter upon any land in the area of the authority;

(*ab*) survey and take levels on any such land;

(*ac*) examine and take samples of the soil or subsoil of any such land;

(*ad*) do anything necessary for ascertaining whether any such land requires, or is suitable for, drainage and for determining the position of any proposed drains or drainage works;;

and

(*d*) by striking out from subsection (2) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority".

Amendment of principal Act, s. 70— Compensation for damage.

48. Section 70 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "board" and inserting in lieu thereof the word "authority";

and

(*b*) by striking out from subsection (2) the word "board" and inserting in lieu thereof the word "authority".

Amendment of principal Act, s. 71— Power to acquire land and sell lands not required.

49. Section 71 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "board may, with the consent of the Minister," and inserting in lieu thereof the passage "authority may";

(*b*) by striking out from subsection (2) the passage "board may, with the consent of the Minister" and inserting in lieu thereof the passage "authority may";

(*c*) by striking out from subsection (2) the word "board" lastly occurring and inserting in lieu thereof the word "authority";

and

(*d*) by inserting after subsection (2) the following subsection:—

(3) Neither the board nor the Council shall exercise its powers under this section without the consent of the Minister.

Amendment of principal Act, s. 72— Power to make roads.

50. Section 72 of the principal Act is amended by striking out the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority".

Repeal of ss. 73, 74 and 75 of principal Act and enactment of section in their place.

51. Sections 73, 74 and 75 of the principal Act are repealed and the following section is enacted and inserted in their place:—

Power to divert water from drains or drainage works.

73. (1) The owner or occupier of land that is adjacent to any drain or drainage work vested in an authority shall not divert onto his land any water from that drain or drainage work unless he holds a licence to do so from the authority.

(2) The holder of a licence under this section shall not contravene, or fail to comply with, any condition of the licence.

(3) Any person who contravenes this section shall be guilty of an offence and liable to a penalty not exceeding one thousand dollars, and a further penalty not exceeding one hundred dollars for every day during which the offence is continued.

Amendment of principal Act, s. 76— Penalty for obstructions or nuisances.

52. Section 76 of the principal Act is amended—

(*a*) by striking out the passage "or other foul" and inserting in lieu thereof the passage "or foul";

(*b*) by striking out the passage "without the consent of the board" and inserting in lieu thereof the passage "unless the written consent of the authority in whom the drain or drainage works is vested is";

(*c*) by striking out the passage "forty dollars" and inserting in lieu thereof the passage "one thousand dollars";

(*d*) by striking out the passage "four dollars" and inserting in lieu thereof the passage "one hundred dollars";

and

(*e*) by inserting after the present contents, as amended by this section (which are hereby designated subsection (1) thereof) the following subsections:—

(2) The authority may grant its consent under subsection (1) of this section subject to such conditions as it thinks fit.

(3) If a person to whom consent has been granted under subsection (1) of this section fails to comply with or contravenes a condition of that consent, he shall be guilty of an offence and liable to a penalty not exceeding one thousand dollars.

(4) The authority shall not grant its consent under subsection (1) of this section without the approval of the Minister responsible for the administration of the Water Resources Act, 1976.

Amendment of principal Act, s. 77— Penalty for interference with regulators, etc.

53. Section 77 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the passage "drainage works" the passage "vested in an authority";

(*b*) by striking out from subsection (2) the passage "without the authority of the board (the proof of which authority shall be upon the defendant);

(*c*) by inserting in subsection (2) after the passage "drainage works" the passage "unless the written consent of the authority in whom the drain or drainage works is vested is first obtained";

(*d*) by inserting after subsection (2) the following subsections:—

(2a) The authority may grant its consent under subsection (2) of this section subject to such conditions as it thinks fit.

(2b) A person to whom consent is granted under subsection (2) of this section shall not contravene or fail to comply with a condition of that consent.;

and

(*e*) by striking out from subsection (3) the passage "one hundred dollars" and inserting in lieu thereof the passage "one thousand dollars".

Amendment of principal Act, s. 78— Penalty for removing timber or materials.

54. Section 78 of the principal Act is amended—

(*a*) by striking out the passage ", without the written consent of the board,";

(*b*) by inserting before the word "reserve" the word "drainage";

(*c*) by inserting after the passage "or drainage work shall" the passage ", unless the written consent of the authority in whom the drain or drainage work is vested is first obtained,";

and

(*d*) by striking out the passage "of not less than four dollars nor more than forty dollars" and inserting in lieu thereof the passage "not exceeding one thousand dollars".

Amendment of principal Act, s. 79— Penalty for cutting drain through road, etc.

55. Section 79 of the principal Act is amended—

(*a*) by striking out the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority";

(*b*) by inserting in paragraph (*a*) before the word "reserve" wherever it occurs the word "drainage";

(*c*) by inserting in paragraph (*a*) after the passage "drainage work" the passage "vested in the authority";

(*d*) by inserting in paragraph (*b*) before the word "reserve" wherever it occurs the word "drainage";

(*e*) by inserting in paragraph (*b*) after the passage "drainage work" the passage "vested in the authority";

and

(*f*) by striking out the passage "of not less than four dollars nor more than forty dollars" and inserting in lieu thereof the passage "not exceeding one thousand dollars".

Amendment of principal Act, s. 80— Penalty for building unauthorized bridges, etc.

56. Section 80 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the word "drain" firstly occuring the passage "or drainage work";

(*b*) by inserting in subsection (1) before the word "reserve" the word "drainage";

(*c*) by striking out from paragraph (*a*) of subsection (1) the word "board" and inserting in lieu thereof the passage "authority in whom the drain or drainage work is vested";

(*d*) by striking out from subsection (1) the passage "one hundred dollars" and inserting in lieu thereof the passage "one thousand dollars";

and

(*e*) by striking out from subsection (2) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority".

Amendment of principal Act, s. 81—Licences to construct private drains and private drainage works.

57. Section 81 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) the passage "board so to do" and inserting in lieu thereof the word "authority";

(*b*) by striking out from subsection (1) the passage "one hundred dollars" and inserting in lieu thereof the passage "one thousand dollars";

(*c*) by striking out from the last two sentences of subsection (1) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority";

(*d*) by striking out from subsection (2) the word "board" and inserting in lieu thereof the word "authority";

(*e*) by striking out from subsection (3) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority";

(*f*) by striking out from subsection (4) the word "board" and inserting in lieu thereof the word "authority";

(*g*) by inserting in subsection (6) after the passage "into any drain or drainage work" the passage "vested in an authority under this Act";

and

(*h*) by striking out from subsection (6) the passage "four dollars" and inserting in lieu thereof the passage "one hundred dollars".

Amendment of principal Act, s. 81a—Private drains and drainage works constructed without a licence.

58. Section 81a of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority";

(*b*) by inserting in paragraphs (*a*), (*b*) and (*c*) of subsection (1) after the passage "into any drain or drainage work" wherever it occurs the passage "vested in the authority";

(*c*) by striking out from subsection (2) the word "board" firstly occurring and inserting in lieu thereof the word "authority";

and

(*d*) by striking out the proviso to subsection (2).

Amendment of principal Act, s. 82— Power to remove or alter any insufficient bridges, etc.

59. Section 82 of the principal Act is amended—

(*a*) by striking out the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority";

and

(*b*) by striking out the passage "in the South-East".

Amendment of principal Act, s. 83— Power of authority to construct bridges.

60. Section 83 of the principal Act is amended—

(*a*) by striking out the passage "in the South-East";

(*b*) by striking out the passage "whenever constructed other than a petition drain" and inserting in lieu thereof the passage "vested in an authority";

and

(*c*) by striking out the word "board" and inserting in lieu thereof the word "authority".

Amendment of principal Act, s. 84— Animals trespassing on drains, etc.

61. Section 84 of the principal Act is amended—

(*a*) by striking out the word "board" and inserting in lieu thereof the word "authority";

(*b*) by inserting after the passage "drainage works" the passage "vested in the authority";

and

(*c*) by inserting before the word "reserve" the word "drainage".

Amendment of principal Act, s. 85— Authority may recover special damages.

62. Section 85 of the principal Act is amended by striking out the word "board" and inserting in lieu thereof the word "authority".

Amendment of principal Act, s. 86— Penalty for hindering work.

63. Section 86 of the principal Act is amended—

(*a*) by striking out the passage "the board" and inserting in lieu thereof the passage "an authority";

and

(*b*) by striking out the passage "forty dollars" and inserting in lieu thereof the passage "five hundred dollars".

Amendment of principal Act, s. 87— Authority may do certain acts and charge to defaulting party.

64. Section 87 of the principal Act is amended—

(*a*) by striking out the word "board" firstly occurring and inserting in lieu thereof the passage "authority for the area in which the act was to be done";

and

(*b*) by striking out the word "board" secondly occurring and inserting in lieu thereof the word "authority".

Amendment of principal Act, s. 88— Maintenance of private drains and drainage works.

65. Section 88 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the passage "private drain" wherever it occurs the passage "or private drainage work";

(*b*) by inserting in subsection (1) after the passage "drains or drainage works" the passage "vested in an authority";

(*c*) by inserting in subsection (1) after the passage "shall keep such drain" the passage "or drainage work";

(*d*) by striking out from subsection (2) the passage "one hundred dollars" and inserting in lieu thereof the passage "one thousand dollars";

(*e*) by inserting in subsection (3) after the word "drain" wherever it occurs the passage "or drainage work";

and

(*f*) by striking out from subsection (3) the word "board" and inserting in lieu thereof the passage "authority in whose area the private drain or private drainage work is situated".

Enactment of ss. 89, 90 and 91 of principal Act.

66. The following sections are enacted and inserted in the principal Act after section 88 thereof:—

Consents or licences may be conditional.

89. (1) Any consent or licence granted or issued by an authority under this Division may be subject to such conditions as the authority thinks fit.

(2) A person to whom any consent or licence is granted or issued under this Division shall not contravene, or fail to comply with, any condition of the consent or licence.

(3) A person who contravenes subsection (2) of this section is guilty of an offence and, where no penalty is provided for such a contravention by any other provision of this Division, is liable to a penalty not exceeding one thousand dollars.

Fixing of fees for consents and licences under this Division.

90. (1) An authority may fix fees for the granting of any consent or issuing of any licence under this Division.

(2) The board and the Council shall, in fixing any fee, comply with any direction the Minister may give in relation to the fixing of fees for the purposes of this Division.

(3) Any amount due to an authority by way of fees under this Division may be recovered by the authority as a debt in any court of competent jurisdiction.

Costs to be defrayed out of moneys provided by Parliament.

91. The costs incurred by an authority in exercising or discharging its powers, functions, duties or responsibilities under this Division shall be defrayed out of the moneys provided by Parliament to the authority for the purpose.

Repeal of ss. 103a, 103b and 103c of principal Act and headings thereto.

67. Sections 103a, 103b and 103c of the principal Act and the headings preceding those sections are repealed.

Enactment of ss. 105a, 105b, 105c, 105d and 105e of principal Act.

68. The following sections are enacted and inserted in the principal Act after section 105 thereof:—

Council subject to control of Minister.

105a. The Council shall be subject to the general control and direction of the Minister in the exercise or discharge of its powers, functions, duties and responsibilities under this Act.

Council must establish a fund for the purposes of this Act.

105b. (1) The Council shall establish and maintain a fund into which all moneys received by the Council under this Act must be paid.

(2) The moneys in the fund may be expended by the Council only for the purposes of exercising or discharging its powers, functions, duties or responsibilities under this Act.

Duty of Council in relation to estimates, reports, accounts, etc.

105c. (1) The Council shall comply with any request made by the Minister to the Council in relation to furnishing him with estimates, reports, accounts and any other information, relating to the exercise or discharge by the Council of its powers, functions, duties and responsibilities under this Act.

(2) The Council shall cause proper accounts to be kept of the income and expenditure of the Council under this Act.

(3) The Council shall cause the accounts kept under this section to be audited at least once in each year.

(4) The Minister may request the Auditor-General to audit at any time the accounts kept by the Council under this section and, for that purpose, the Auditor-General shall have and may exercise, in relation to those accounts and to the officers and employees of the Council, the same powers as are vested in him by virtue of the Audit Act, 1921-1975, in relation to public accounts and accounting officers.

Plans of each area must be prepared and maintained.

105d. (1) Each authority shall prepare and maintain a plan of its area, delineating all the drains and drainage works vested in the authority, and all the lands that are, in the opinion of the Minister, benefited by those drains and drainage works.

(2) The plans prepared and maintained under this section shall be made available for inspection by members of the public at such places and in such manner as the Minister may direct.

Delegation by the Minister and the Council to the board.

105e. (1) The Minister may, by instrument in writing, delegate to the board any of his powers, functions, duties or responsibilities under this Act in relation to the Eight Mile Creek area.

(2) The Council may, by instrument in writing and with the consent of the Minister, delegate to the board any of its powers, functions, duties or responsibilities under this Act.

(3) A delegation under this section is revocable at will and does not affect the power of the Minister, or the Council, to act in any matter.

Amendment of principal Act, s. 106—Regulations.

69. Section 106 of the principal Act is amended—

(*a*) by inserting in paragraph (*a*) of subsection (1) after the passage "drainage works" the passage "vested in an authority";

(*b*) by striking out paragraph (*b*) of subsection (1) and inserting in lieu thereof the following paragraphs:—

(*b*) to ensure the proper maintenance, cleanliness and freedom from obstruction of private drains or drainage works that in any way affect the operation, either directly or indirectly, of the drains or drainage works vested in an authority:

(*ba*) to ensure that the lands benefited by the drains or drainage works vested in an authority are adequately fenced, properly maintained and kept clean and free of any matter or thing likely to cause the obstruction of any of those drains or drainage works:;

(*c*) by inserting in paragraph (*c*) of subsection (1) after the passage "drainage work" the passage "vested in an authority";

(*d*) by inserting in paragraph (*d*) of subsection (1) after the passage "drainage works" the passage "vested in an authority";

(*e*) by striking out from paragraph (*d*) of subsection (1) the word "board" and inserting in lieu thereof the passage "authority, and for providing for the recovery of those fees";

(*f*) by inserting in subsection (1) after paragraph (*d*) the following paragraphs:—

(*da*) to provide for the granting by the Minister, conditionally or unconditionally, of exemptions from any provision of this Act:

(*db*) to establish a board to advise the Minister on the administration of this Act in relation to the Eight Mile Creek area, to provide for the election or appointment of members of the advisory board, and to prescribe the powers, functions, duties and procedure of the advisory board:;

(*g*) by striking out from paragraph (*e*) of subsection (1) the passage ", and modifying any forms contained in any schedule to this Act";

and

(*h*) by striking out from subsection (2) the passage "one hundred dollars" and inserting in lieu thereof the passage "five hundred dollars".

Repeal of s. 107 of principal Act.

70. Section 107 of the principal Act is repealed.

Amendment of principal Act, s. 108— Liability of authority and Crown.

71. Section 108 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "the board" firstly and secondly occurring and inserting in lieu thereof, in each case, the passage "an authority";

(*b*) by inserting in subsection (1) after the passage "overflowing of any drain or drainage work" the passage "vested in an authority";

(*c*) by striking out from paragraph (*b*) of subsection (1) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the passage "authority";

(*d*) by striking out from subsection (2) the passage "the board" wherever it occurs and inserting in lieu thereof, in each case, the passage "an authority";

and

(*e*) by inserting in subsection (2) after the passage "drainage work" the passage "vested in an authority".

Amendment of principal Act, s. 109— Service of notices.

72. Section 109 of the principal Act is amended by striking out from subsection (3) the word "board" wherever it occurs and inserting in lieu thereof, in each case, the word "authority".

Repeal of second, third, fourth and fifth schedules of principal Act.

73. The second, third, fourth and fifth schedules to the principal Act are repealed.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 43 of 1980

An Act to amend the Crown Lands Act, 1929-1980.

[*Assented to 26th June,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Crown Lands Act Amendment Act, 1980".

(2) The Crown Lands Act, 1929-1980, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Crown Lands Act, 1929-1980".

Amendment of principal Act, s. 210—Power of lessee to surrender for perpetual lease or agreement.

2. Section 210 of the principal Act is amended by striking out the proviso thereto.

Amendment of principal Act, s. 212—Power for lessee to purchase leased land.

3. Section 212 of the principal Act is amended—

(*a*) by striking out from subsection (1) the proviso thereto; and

(*b*) by striking out subsection (4).

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 44 of 1980

An Act to amend the Builders Licensing Act, 1967-1976.

[*Assented to 26th June,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Builders Licensing Act Amendment Act, 1980".

(2) The Builders Licensing Act, 1967-1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Builders Licensing Act, 1967-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 4—Interpretation.

3. Section 4 of the principal Act is amended by inserting in subsection (1) after the definition of "general builder's licence" the following definition:—

"legal practitioner" means a person admitted and enrolled as a practitioner of the Supreme Court of South Australia:.

Amendment of principal Act, s. 5—The Board.

4. Section 5 of the principal Act is amended by striking out subsection (5) and inserting in lieu thereof the following subsections:—

(5) The Governor may appoint a suitable person (who may, but need not, be a member of the Board) to be the deputy of the chairman of the Board, and any such person shall, while acting in the absence of the chairman, be deemed to be the chairman and to have all the powers, authorities, duties and obligations of the chairman of the Board.

(5a) A person appointed to be deputy of the chairman of the Board must be a legal practitioner of not less than five years' standing.

(5b) The Governor may appoint a suitable person to be a deputy of a member of the Board other than the chairman, and any such person shall, while acting in the absence of that member or while that member is acting as deputy of the chairman, be deemed to be a member and to have all the powers, authorities, duties and obligations of a member of the Board.

(5c) A deputy of a member of the Board appointed under subsection (4) (*b*) of this section must be a person with substantial knowledge of the building industry nominated by the Minister after consultation with the Master Builders Association of South Australia.

(5d) A deputy of a member of the Board appointed under subsection (4) (*c*) of this section must be a person with substantial knowledge of the building industry nominated by the Minister after consultation with the Housing Industry Association.

(5e) A deputy of a member of the Board appointed under subsection (4) (*d*) of this section must be a person who is in the opinion of the Minister an appropriate person to represent the interests of those on whose behalf building work is carried out.

5. Section 7 of the principal Act is amended— Amendment of principal Act, s. 7— Proceedings of the Board.

(*a*) by striking out subsection (2);

and

(*b*) by striking out subsection (3) and inserting in lieu thereof the following subsection:—

(3) Three members of the Board, consisting of—

(*a*) the chairman or deputy chairman;

(*b*) a person with substantial knowledge of the building industry;

and

(*c*) a person representing the interests of those on whose behalf building work is carried out,

shall constitute a quorum of the Board, and no business shall be transacted at a meeting of the Board unless a quorum is present.

6. Section 14 of the principal Act is amended— Amendment of principal Act, s. 14— Licences generally.

(*a*) by striking out the word "and" before paragraph (*c*) of subsection (3);

(*b*) by inserting after paragraph (*c*) of subsection (3) the following paragraph:—

and

(*d*) upon surrender of the licence in pursuance of this section.;

and

(*c*) by inserting after subsection (4) the following subsections:—

(5) A person may, with the consent of the Board, surrender a licence.

(6) Where a licence is surrendered pursuant to this section, or the holder of a licence dies during the term of his licence, the Board may refund such portion of any fee paid in respect of that licence as it thinks fit.

Amendment of principal Act, s. 15— General Builder's Licence.

7. Section 15 of the principal Act is amended—

(*a*) by inserting after paragraph (*b*) of subsection (2) the following paragraph:—

(*ba*) that he has sufficient financial resources to carry on business in a proper manner under such a licence;;

and

(*b*) by inserting after paragraph (*a*) of subsection (3) the following paragraph:—

(*ab*) that it has sufficient financial resources to carry on business in a proper manner under such a licence;.

Amendment of principal Act, s. 15a— Provisional general builder's licence.

8. Section 15a of the principal Act is amended—

(*a*) by inserting after paragraph (*b*) of subsection (2) the following paragraph:—

(*ba*) that he has sufficient financial resources to carry on business in a proper manner under such a licence;;

and

(*b*) by inserting after paragraph (*a*) of subsection (3) the following paragraph:—

(*ab*) that the partnership has sufficient financial resources to carry on business in a proper manner under such a licence;.

Amendment of principal Act, s. 16— Restricted builder's licence.

9. Section 16 of the principal Act is amended—

(*a*) by inserting after paragraph (*b*) of subsection (2) the following paragraph:—

(*ba*) that he has sufficient financial resources to carry on business in a proper manner under such a licence;;

and

(*b*) by inserting after paragraph (*a*) of subsection (3) the following paragraph:—

(*ab*) that it has sufficient financial resources to carry on business in a proper manner under such a licence;.

Amendment of principal Act, s. 18— Power of investigation.

10. Section 18 of the principal Act is amended—

(*a*) by striking out subsection (1) and inserting in lieu thereof the following subsections:—

(1) The Board may, upon receipt of a complaint of any person on whose behalf any building work has been carried out, or of its own motion, conduct an investigation in order to ascertain whether building work was carried out in a proper and workmanlike manner.

(1a) An investigation may only be conducted under this section in respect of—

(*a*) building work carried out by a person who was the holder of a licence at the time the building work was carried out;

or

(*b*) building work of a prescribed kind carried out by a person who was unlicensed at the time the building work was carried out.;

(*b*) by striking out from subsection (3) the passage "the holder of the licence to carry out such remedial work as may be specified in the order within such time as may be so specified" and inserting in lieu thereof the passage "that remedial work be carried out";

(*c*) by inserting after subsection (3) the following subsection:—

(3a) An order under subsection (3) of this section may require the person whose work was investigated—

(*a*) if he is the holder of an appropriate licence, to carry out such remedial work as may be specified in the order within such time as may be specified in the order;

or

(*b*) if—

(i) he is not the holder of an appropriate licence;

or

(ii) the Board believes he is not likely to carry out the remedial work in a proper and workmanlike manner,

to employ at his own expense a licensed person approved by the Board to carry out such remedial work as may be specified in the order within such time as may be specified in the order.;

(*d*) by striking out from subsection (4) the passage "the holder of a licence to carry out remedial work" and inserting in lieu thereof the passage "a person to carry out remedial work or cause remedial work to be carried out";

(*e*) by striking out from subsection (4) the passage "the holder of the licence" and inserting in lieu thereof the passage "that person";

(*f*) by striking out from subsection (6) the passage "the holder of a licence to carry out remedial work" and inserting in lieu thereof the passage "a person to carry out remedial work, or cause remedial work to be carried out,";

(*g*) by striking out from paragraph (*b*) of subsection (6) the passage "the holder of the licence" and inserting in lieu thereof the passage "the person";

(*h*) by striking out from subsection (7) the passage "the holder of a licence to carry out remedial work" and inserting in lieu thereof the passage "a person to carry out remedial work or to cause remedial work to be carried out";

and

(*i*) by striking out from subsection (7) the passage "the holder of the licence", twice occurring, and inserting in lieu thereof, in each case, the passage "that person".

Amendment of principal Act, s. 18a— Power to summon, etc.

11. Section 18a of the principal Act is amended by striking out from paragraph (*a*) of subsection (1) the passage "a licensed person" and inserting in lieu thereof the passage "the person whose work is being investigated".

Amendment of principal Act, s. 18b— Compensation where complaint made vexatiously or for an ulterior purpose.

12. Section 18b of the principal Act is amended by striking out from subsection (1) the passage "the holder of a licence" wherever it occurs and inserting, in the first case, the passage "any person", and in the second case, the passage "that person".

Amendment of principal Act, s. 19i— Appeals from decisions and orders of the Board.

13. Section 19i of the principal Act is amended by inserting after subsection (3) the following subsection:—

(4) A person who fails to comply with an order under subsection (3) of this section shall be guilty of an offence and liable to a penalty not exceeding one thousand five hundred dollars.

Amendment of principal Act, s. 19j— Powers of inquiry.

14. Section 19j of the principal Act is amended by inserting in paragraph (*f*) of subsection (3) after the word "Board" the passage "the Tribunal or the Supreme Court".

Amendment of principal Act, s. 21— Offences.

15. Section 21 of the principal Act is amended by striking out from subsection (19) the passage "and served upon him personally or by post".

Enactment of s. 26a of principal Act.

16. The following section is enacted and inserted in the principal Act after section 26 thereof:—

Service.

26a. (1) A notice or document required or permitted to be served on a person under this Act shall be deemed to have been duly served if it has been—

(*a*) served on him personally;

or

(*b*) in the case of the holder of a licence sent by registered or certified mail addressed to him at his address for service, or left for him at that address with a person apparently over the age of sixteen years.

(2) The address for service of the holder of a licence is the last address for service of that person of which notice has been given in accordance with the regulations.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 45 of 1980

An Act to amend the Constitution Act, 1934-1978.

[*Assented to* 3*rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Constitution Act Amendment Act, 1980".

(2) The Constitution Act, 1934-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Constitution Act, 1934-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 3—Division of Act.

3. Section 3 of the principal Act is amended by inserting after the item—

PART II—THE LEGISLATURE: SECTIONS 4-64

the item—

PART IIA—LOCAL GOVERNMENT: SECTION 64a.

Enactment of Part IIA of principal Act.

4. The following Part comprising section 64a is enacted and inserted in the principal Act after Part II thereof:—

PART IIA

LOCAL GOVERNMENT

Constitutional guarantee of continuance of local government in this State.

64a. (1) There shall continue to be a system of local government in this State under which elected local governing bodies are constituted with such powers as the Parliament considers necessary for the better government of those areas of the State that are from time to time subject to that system of local government.

(2) The manner in which local governing bodies are constituted, and the nature and extent of their powers, functions, duties and responsibilities shall be determined by or under Acts of the Parliament from time to time in force.

(3) No Bill by virtue of which this State would cease to have a system of local government that conforms with subsection (1) of this section shall be presented to Her Majesty or the Governor for assent unless the Bill has been passed by an absolute majority of the members of each House of Parliament.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 46 of 1980

An Act to amend the South Australian Waste Management Commission Act, 1979.

[*Assented to 26th June,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "South Australian Waste Management Commission Act Amendment Act, 1980".

(2) The South Australian Waste Management Commission Act, 1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Waste Management Commission Act, 1979-1980".

Amendment of principal Act, s. 7—Application of this Act.

2. Section 7 of the principal Act is amended by striking out from subsection (1) the word "Act" and inserting in lieu thereof the word "section".

Repeal of s. 40 of principal Act and enactment of section in its place.

3. Section 40 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Funds of the Commission.

40. (1) All moneys received by the Commission shall be paid into a fund and applied by the Commission in the furtherance of its objects.

(2) Any moneys of the Commission that are not immediately required by the Commission may be lodged on deposit with the Treasurer or invested in any other manner approved by the Treasurer.

(3) The Commission may establish such banking accounts as it thinks fit.

(4) An account established under this section shall be operated by cheque signed and countersigned by such persons as the Commission may appoint for that purpose.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 47 of 1980

An Act to amend the Crown Proceedings Act, 1972-1977

[*Assented to 3rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Crown Proceedings Act Amendment Act, 1980".

(2) The Crown Proceedings Act, 1972-1977, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Crown Proceedings Act, 1972-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 7—Interlocutory orders, costs, court fees, etc.

3. Section 7 of the principal Act is amended by inserting after subsection (4) the following subsection:—

(5) Notwithstanding the provisions of this or any other Act, the Crown is not required to pay any fee or charge under any Act for commencing or taking any step in any proceedings, but the Crown shall be entitled to costs in respect of such fees or charges as if it were required to pay and accordingly paid such fees and charges.

Amendment of principal Act, s. 12a—Cases where right of Crown to legal representation is restricted.

4. Section 12a of the principal Act is amended by striking out from subsection (1) the passage "an officer of the Public Service of the State" and inserting in lieu thereof the passage "any officer or servant of the Crown".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 48 of 1980

An Act to amend the South Australian Museum Act, 1976-1978.

[*Assented to 3rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "South Australian Museum Act Amendment Act, 1980".

(2) The South Australian Museum Act, 1976-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Museum Act, 1976-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 3—Arrangement of this Act.

3. Section 3 of the principal Act is amended by inserting after the passage "PART II—ADMINISTRATION" the passage "PART IIA—METEORITES".

Amendment of principal Act, s. 5—Interpretation.

4. Section 5 of the principal Act is amended—

(*a*) by inserting after the definition of "the Director" the following definition:—

"meteorite" means any naturally occurring object that has fallen to earth from beyond the atmosphere, but does not include a tektite:;

(*b*) by inserting after the definition of "the Museum" the following definition:—

"private land" means land alienated from the Crown by grant in fee simple, or by lease or licence:;

and

(*c*) by striking out from the definition of "the State collection" the passage "archaeological, anthropological, biological, geological or historical interest" and inserting in lieu thereof the passage "scientific or historical interest".

Amendment of principal Act, s. 13—Functions of the Board.

5. Section 13 of the principal Act is amended—

(*a*) by striking out from paragraph (*d*) of subsection (1) the passage "archaeological, anthropological, biological, geological and historical interest" and inserting in lieu thereof the passage "scientific and historical interest";

and

(*b*) by striking out from paragraphs (*e*) and (*g*) of subsection (1) the passage "archaeological, anthropological, biological, geological or historical interest" and inserting in lieu thereof, in each case, the passage "scientific or historical interest".

Enactment of Part IIA of principal Act.

6. The following Part is enacted and inserted in the principal Act after Part II thereof:—

PART IIA

METEORITES

Property in meteorites to vest in Board.

16a. (1) Subject to this section, the property in all meteorites is vested in the Board.

(2) Where a person was, immediately before the commencement of this Part the owner of a meteorite he shall notwithstanding subsection (1) of this section retain ownership of the meteorite provided that he submits the meteorite for examination and registration by the Board within one year after the commencement of this Part and, if he fails to do so, the property in the meteorite shall, upon the expiration of that period, vest in the Board.

(3) Whenever a person acquires or disposes of the ownership of a meteorite he shall give notice in writing of the acquisition or disposal, to the Board within one month.

Penalty: One hundred dollars.

(4) A court, after convicting a person of an offence under subsection (3) of this section, may order that the meteorite concerned be forfeited to the Board.

(5) In this section "meteorite" means a meteorite that fell to earth in this State (whether before or after commencement of this Part).

Finding of meteorites.

16b. (1) The Board may offer and pay rewards—

(*a*) in respect of the delivery of a meteorite to the Board;

(*b*) in respect of any information leading to the finding or recovery of a meteorite.

(2) A person who finds a meteorite in this State shall as soon as practicable after the finding notify the Board and furnish any other information that the Board may require.

Penalty: One hundred dollars.

Powers of authorized persons.

16c. (1) A person authorized in writing by the Board—

(*a*) may enter upon any land for the purpose of searching for or examining a meteorite;

and

(*b*) may take such steps as are reasonable in the circumstances for recovery of the meteorite.

(2) Where an authorized person proposes to exercise powers conferred by this section in relation to private land, he shall give reasonable notice of his intention to do so to the owner or occupier of that land.

(3) A person who obstructs an authorized person acting in the exercise of powers conferred by this section is guilty of an offence and liable to a penalty not exceeding five hundred dollars.

Amendment of principal Act, s. 17—Offences.

7. Section 17 of the principal Act is amended—

(*a*) by inserting after subsection (1) the following subsections:—

(1a) A person who, without the authority of the Board—

(*a*) purports to sell a meteorite that is the property of the Board;

or

(*b*) is in possession of a meteorite that is the property of the Board,

is guilty of an offence and liable to a penalty not exceeding five hundred dollars.

(1b) It is a defence to a charge of an offence under subsection (1a) (*b*) of this section for the defendant to prove that he was in possession of the meteorite for the purpose of delivering it to the Board.;

and

(*b*) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) The court before which any person is convicted of an offence under subsection (1) or (1a) of this section may order that person to pay to the Board compensation for any loss suffered by the Board in consequence of the commission of the offence.

Repeal of ss. 18 and 19 of principal Act and enactment of sections in their place.

8. Sections 18 and 19 of the principal Act are repealed and the following sections are enacted and inserted in their place:—

Proceedings.

18. (1) Proceedings for an offence against this Act shall be disposed of summarily.

(2) In any proceedings for an offence against this Act an allegation in the complaint that a meteorite to which the proceedings relate was on a date specified in the complaint the property of the Board shall be deemed to be proved in the absence of proof to the contrary.

Financial provisions.

19. (1) Except as provided in subsection (2) of this section, the moneys required for the purposes of this Act shall be paid out of moneys provided by Parliament for those purposes.

(2) The Board may borrow money from the Treasurer, or, with the consent of the Treasurer, from any other person.

(3) Any liability incurred by the Board with the consent of the Treasurer under subsection (2) of this section may be guaranteed by the Treasurer.

(4) Any moneys to be paid in pursuance of a guarantee under subsection (3) of this section shall be paid out of the General Revenue of the State which is hereby, to the necessary extent, appropriated.

Amendment of principal Act s. 20—Regulations.

9. Section 20 of the principal Act is amended by striking out from paragraph (*h*) of subsection (2) the passage "archaeological, anthropological, biological, geological or historical interest" and inserting in lieu thereof the passage "scientific or historical interest".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 49 of 1980

An Act to amend the Justices Act, 1921-1979.

[*Assented to 3rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Justices Act Amendment Act, 1980".

(2) The Justices Act, 1921-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Justices Act, 1921-1980".

Amendment of principal Act, s. 27a— Service of summons by post.

2. Section 27a of the principal Act is amended by striking out from subsection (1) the passage "a member of the police force or any other public officer" and inserting in lieu thereof the passage "a public authority or public officer".

Amendment of principal Act, s. 57a— Procedure for plea of guilty to be entered in writing.

3. Section 57a of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "a member of the police force or any other public officer" and inserting in lieu thereof the passage "a public authority or public officer";

(*b*) by striking out from paragraph (*c*) of subsection (4) the passage "any other public officer, service at the office of that public officer" and inserting in lieu thereof the passage "a public authority, or any other public officer, service at an office of that public authority or public officer";

(*c*) by striking out from subsection (8) the passage "a member of the police force or, as the case may be, some other public officer" and inserting in lieu thereof the passage "a public authority or a public officer";

and

(*d*) by striking out subsections (11) and (12) and inserting in lieu thereof the following subsections:—

(11) In this section—

"public authority" means—

(*a*) any instrumentality or agency of the Crown in right of the State or the Commonwealth;

(*b*) the Corporate Affairs Commission;

(*c*) a municipal or district council;

(*d*) any county board or local board of health;

or

(*e*) any body declared by proclamation to be a public authority:

"public officer" means—

(*a*) any member of the Police Force of the State or the Commonwealth or any other officer or employee of the State or the Commonwealth;

or

(*b*) any officer or employee of a public authority.

(12) The Governor may, by proclamation, declare a body to be a public authority for the purposes of this section and may, by subsequent proclamation, vary or revoke any such declaration.

Amendment of principal Act, s. 62ba—*Ex parte* proceedings where defendant neither appears nor returns written plea of guilty.

4. Section 62ba of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) the passage "member of the police force or a public officer" and inserting in lieu thereof the passage "public authority or public officer";

and

(*b*) by striking out from subsection (4) the passage "member of the police force or a public officer" and inserting in lieu thereof the passage "public authority or public officer".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 50 of 1980

An Act to amend the Children's Protection and Young Offenders Act, 1979.

[*Assented to* 3*rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Children's Protection and Young Offenders Act Amendment Act, 1980".

(2) The Children's Protection and Young Offenders Act, 1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Children's Protection and Young Offenders Act, 1979-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 4—Interpretation.

3. Section 4 of the principal Act is amended by inserting after the definition of "parent" the following definition:—

"prison" means a prison administered under the Prisons Act, 1936-1975, and any police prison, police station, watch-house or lock-up:.

Amendment of principal Act, s. 9—Jurisdiction of Children's Court.

4. Section 9 of the principal Act is amended by striking out paragraph (*b*) from subsection (3).

Amendment of principal Act, s. 42—Apprehension.

5. Section 42 of the principal Act is amended by inserting after subsection (4) the following subsection:—

(5) Notwithstanding subsection (4) of this section, where a child is apprehended outside the prescribed area and it is not reasonably practicable to detain him in the manner provided by subsection (4) of this section, he may be detained—

(*a*) in a police prison;

or

(*b*) in a police station, watch-house or lock-up approved by the Minister.

Amendment of principal Act, s. 44—Remand proceedings.

6. Section 44 of the principal Act is amended by inserting after subsection (3) the following subsections:—

(4) Where a child has been committed to an adult court for trial, the adult court shall, if at any time it remands the child in custody, order that he be detained in a place (other than a prison) approved by the Minister.

Amendment of principal Act, s. 50—Provisions relating to verdict of Court.

7. Section 50 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "not later than five o'clock in the afternoon of the fifth working day after the day on which" and inserting in lieu thereof the passage "as expeditiously as is reasonably practicable after";

and

(*b*) by striking out subsections (3) and (4).

Amendment of principal Act, s. 51—Powers of Court on finding child guilty.

8. Section 51 of the principal Act is amended—

(*aa*) by inserting in paragraph (*d*) of subsection (1) before the word "without" the passage "upon convicting the child, or,";

(*a*) by inserting in subsection (12) after the word "judgment" the passage ", or unless the Court is of the opinion that a group I or group II offence should be taken into account in fixing sentence for any other offence in accordance with subsection (13) of this section, and that a conviction should not be recorded in respect of the offence taken into account";

and

(*b*) by inserting after subsection (12) the following subsection:—

(13) Where the Court finds charges of a number of offences proved against a child, and the Court proposes to sentence the child in respect of one or more, but not all, of those offences, the Court may, in fixing sentence, take into account the offences in respect of which the child is to be discharged without penalty.

Amendment of principal Act, s. 54—How jurisdiction under this Part is to be exercised.

9. Section 54 of the principal Act is amended by inserting after subsection (6) the following subsection:—

(7) Nothing in this section prevents any member of the Court, upon imposing a fine or making any other order for the payment of money, from making an order for detention in default of payment, in accordance with the provisions of the Justices Act, 1921-1979.

Amendment of principal Act, s. 65—Absolute release from detention by Court.

10. Section 65 of the principal Act is amended by inserting after subsection (2) the following subsection:—

(3) The Court may, for the purposes of determining an application under this section, hear, or receive submissions from, any person it thinks fit.

Amendment of principal Act, s. 89— Right of audience of officers of the Department.

11. Section 89 of the principal Act is amended by striking out paragraph (*b*) and the word "or" preceding that paragraph and inserting in lieu thereof the following paragraphs:—

(*b*) tendering any report or making submissions in relation to the manner in which a child is to be dealt with pending or during his trial, or while awaiting sentence;

or

(*c*) tendering any report or making submissions in relation to the sentencing of a child.

Repeal of s. 98 of principal Act and enactment of section in its place.

12. Section 98 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Detention for contempt or enforcement of order for payment of money.

98. (1) Notwithstanding any Act or law to the contrary, no order for imprisonment may be made against a child for—

(*a*) contempt of court;

or

(*b*) the enforcement of any fine or other order for the payment of money,

but, where, but for this section, an order for imprisonment could be made under any Act or law in respect of any matter referred to under paragraph (*a*) or (*b*) of this section—

(*c*) an order may be made for the detention of the child in a place (other than a prison) approved by the Minister;

and

(*d*) the provisions of that Act or law shall apply *mutatis mutandis* to, and in relation to, the order for detention.

(2) For the purposes of this section, but without limiting the generality of paragraph (*d*) of subsection (1) of this section, a reference in any Act to imprisonment shall be read as a reference to detention, and a reference in any Act to a warrant or writ by virtue of which a person may be committed to prison shall be read as a reference to a mandate for detention.

Amendment of principal Act, s. 99— Mandates.

13. Section 99 of the principal Act is amended—

(*a*) by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) Where an order has been made for the detention of a child in a training centre or other place, a mandate in the prescribed form shall be issued for apprehending the child and taking him to that training centre or place, and for his detention for the duration of that order.;

(*b*) by striking out from subsection (2) the passage "by a court";

and

(*c*) by inserting in subsection (2) after the passage "warrant for the" the passage "apprehension,".

Enactment of s. 99a of principal Act.

14. The following section is enacted and inserted in the principal Act after section 99 thereof:—

Periodic detention on default in payment of fine, etc.

99a. (1) Subject to subsection (2) of this section, where a mandate for the detention of a child has been issued for the purpose of enforcing a fine or other order for the payment of money made in proceedings (not being civil proceedings) against the child, the Director-General may, with the consent of the child, direct that the child serve the period of detention on a periodic, non-residential basis.

(2) The court, upon imposing a fine or making any other order for the payment of money in any such proceedings against a child, may order that the Director-General refrain from exercising the powers conferred upon him under subsection (1) of this section in any proceedings for the enforcement of that fine or order.

(3) Where the Director-General directs that a child serve his period of detention on a periodic, non-residential basis, the following provisions shall apply:—

(*a*) the total number of hours of periodic detention to be served by the child shall be computed on the basis of eight hours, or such lesser number as may be prescribed, for each day of detention specified in the mandate;

(*b*) the child shall not serve more than eight hours of periodic detention on any one day;

(*c*) the child shall serve his detention on a periodic basis in accordance with the directions of the Director-General;

(*d*) without limiting the generality of paragraph (*c*) of this subsection, the Director-General may require the child to participate in such work projects or programmes as the Director-General thinks appropriate whilst the child is in detention;

(*e*) the mandate for the detention of the child shall not be executed whilst the child complies with the directions of the Director-General.

(4) Where a child has served at least two-thirds of the total number of hours of his periodic detention and has complied with all the directions of the Director-General, the Director-General may, if he thinks good reason exists for doing so, release the child from the obligation to serve such number of the remaining hours of periodic detention as he thinks fit.

(5) Where a mandate for the detention of a child is executed as a result of his failure to comply with the directions of the Director-General given under this section, the period of detention specified in the mandate shall be reduced by one day for each eight hours (or, if a lesser number of hours has been prescribed under subsection (3) of this section, that lesser number) of periodic detention served by the child.

Amendment of principal Act, s. 100—

Transfer of children in detention to other training centre or to prison.

15. Section 100 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "or any other place" first occurring;

(*b*) by striking out from subsection (1) the passage ", with the approval of the Training Centre Review Board,";

(*c*) by striking out from subsection (1) the passage "or, where the child has been remanded to, or is being detained in, a place other than a training centre, that he be removed and placed in a training centre or any other place (other than a prison) approved by the Minister".

and

(*d*) by inserting after subsection (1) the following subsections:—

(1a) Where the Director-General makes a direction under subsection (1) of this section, he shall thereupon give notice in writing of the direction to the Training Centre Review Board.

(1b) The Training Centre Review Board shall conduct its review of any direction made by the Director-General under subsection (1) of this section—

(*a*) at the meeting of the Review Board next held after receiving notice of the direction;

or

(*b*) if the Chairman of the Review Board is of the opinion that the matter is urgent, at a meeting of the Review Board convened earlier by him for the purpose.

(1c) The Training Centre Review Board may—

(*a*) confirm, vary or revoke the direction of the Director-General;

and

(*b*) give any further or other direction that the Board thinks necessary or expedient.

(1d) The Director-General shall cause a decision of the Training Centre Review Board made under subsection (1c) of this section to be carried into effect.

Amendment of schedule of principal Act.

16. The schedule to the principal Act is amended by striking out so much of the schedule as relates to the Guardianship of Infants Act, 1940-1975.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 51 of 1980

An Act to amend the Art Gallery Act, 1939-1979.

[*Assented to 3rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Art Gallery Act Amendment Act, 1980".

(2) The Art Gallery Act, 1939-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Art Gallery Act, 1939-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Repeal of s. 5 of principal Act and enactment of section in its place.

3. Section 5 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Constitution of the board.

5. The board shall consist of nine members appointed by the Governor.

Amendment of principal Act, s. 10—Quorum.

4. Section 10 of the principal Act is amended by striking out the word "three" and inserting in lieu thereof the word "five".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 52 of 1980

An Act to amend the Police Offences Act, 1953-1979.

[*Assented to* 3*rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Police Offences Act Amendment Act, 1980".

(2) The Police Offences Act, 1953-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Police Offences Act, 1953-1980".

Amendment of principal Act, s. 4—Interpretation.

2. Section 4 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the definition of "the Commissioner" the following definition:—

"minor" means a person under the age of eighteen years:;

and

(*b*) by inserting in subsection (1) after the definition of "public place" the following definition:—

"to tattoo" means to insert into or through the skin any colouring material designed to leave a permanent mark:.

Enactment of s. 21a of principal Act.

3. The following section, together with the heading, is enacted and inserted in the principal Act after section 21 thereof:—

Tattooing of Minors

Tattooing of minors.

21a. (1) Any person who tattoos a minor shall (except where the tattoo is performed for medical reasons by a legally qualified medical practitioner or a person working under his direction) be guilty of an offence and liable for a first offence to a penalty not exceeding five hundred dollars and for a second or subsequent offence to a penalty not exceeding one thousand dollars.

(2) It shall be a defence for a person charged with an offence under subsection (1) of this section to prove that at the time the tattoo was performed he had reasonable cause to believe, and did believe, that the person tattooed was of or over the age of eighteen years.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 53 of 1980

An Act to amend the Supreme Court Act, 1935-1978.

[*Assented to* 3*rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Supreme Court Act Amendment Act, 1980".

(2) The Supreme Court Act, 1935-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Supreme Court Act, 1935-1980".

Amendment of principal Act, s. 13a— Retirement of judges, etc.

2. Section 13a of the principal Act is amended—

(*a*) by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) A judge shall retire on reaching the age of seventy years.;

and

(*b*) by inserting after subsection (2) the following subsection:—

(3) A judge who retires on reaching the age of seventy years, or who resigns before reaching that age, may nevertheless complete the hearing and determination of any proceedings part-heard by him before his retirement or resignation and, in relation to any such proceedings, shall be deemed to continue as a judge.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 54 of 1980

An Act to amend the Local and District Criminal Courts Act, 1926-1978.

[*Assented to* 3*rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Local and District Criminal Courts Act Amendment Act, 1980".

(2) The Local and District Criminal Courts Act, 1926-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Local and District Criminal Courts Act, 1926-1980".

Repeal of s. 87 of principal Act and enactment of section in its place.

2. Section 87 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Manner in which proceedings are to be taken on behalf of persons of unsound mind.

87. A person suffering from a mental illness or mental handicap, as defined in the Mental Health Act, 1977-1979, (whether or not he has been found to be suffering from a mental illness or mental handicap by a court or tribunal) may sue and defend in the manner prescribed by rules of court.

Amendment of principal Act, s. 88—

Consent of persons under a disability.

3. Section 88 of the principal Act is amended—

(*a*) by striking out the passage "person of unsound mind or mentally defective within the meaning of the Mental Health Act, 1935-1967, as amended, whether so found by inquisition or not" and inserting in lieu thereof the passage "person suffering from a mental illness or mental handicap, as defined in the Mental Health Act, 1977-1979, (whether or not he has been found to be suffering from a mental illness or mental handicap by a court or tribunal)";

and

(*b*) by inserting after the word "guardian," the word ", administrator,".

Amendment of principal Act, s. 135—Right of appearance.

4. Section 135 of the principal Act is amended by inserting in subparagraph (i) of paragraph (*c*) of subsection (2) after the passage "instructions of his principal" the passage "or a student enrolled for the Graduate Diploma in Legal Practice at the South Australian Institute of Technology acting on the instructions of a legal practitioner of at least five years' standing".

Amendment of principal Act, s. 259—Special equitable jurisdiction of the local court.

5. Section 259 of the principal Act is amended by inserting after paragraph XII of subsection (1) the following paragraph:—

XIII. For contribution, where the amount of the claim does not exceed twenty thousand dollars.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 55 of 1980

An Act to amend the Trustee Act, 1936-1974.

[*Assented to* 3*rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Trustee Act Amendment Act, 1980".

(2) The Trustee Act, 1936-1974, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Trustee Act, 1936-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 4—Interpretation.

3. Section 4 of the principal Act is amended—

(*a*) by inserting after the definition of "instrument" in subsection (1) the following definition:—

"investment adviser" means a person licensed as an investment adviser under the Securities Industry Act, 1979;

and

(*b*) by striking out from subsection (1) the definition of "securities" and inserting in lieu thereof the following definition:—

"securities" includes debentures, bonds, stock, funds and shares:.

Repeal of s. 5 of principal Act and enactment of sections in its place.

4. Section 5 of the principal Act is repealed and the following sections are enacted and inserted in its place:—

Authorized investments.

5. (1) Subject to this section, a trustee may, unless expressly forbidden by the instrument (if any) creating the trust, invest any trust funds in his hands—

(*a*) in securities issued or guaranteed by—

(i) the Treasurer or the Government of the State;

(ii) the Treasurer, or the Government of the Commonwealth;

(iii) any instrumentality of the Crown in right of the State, or the Commonwealth;

(iv) the South Australian Gas Company;

(v) any municipal or district council;

or

(vi) any prescribed authority or body;

(*b*) on first legal mortgage—

(i) of an estate in fee simple in land in the State;

or

(ii) of a perpetual lease granted under the Crown Lands Act, 1929-1978, or a corresponding previous enactment;

(*c*) on deposit with—

(i) any bank carrying on the business of banking in the State;

(ii) a prescribed building society;

(iii) any body corporate carrying on life insurance business under the *Life Insurance Act* 1945 of the Commonwealth;

(*d*) with any dealer in the short term money market, approved by the Reserve Bank of Australia as an authorized dealer, that has established lines of credit with that bank as a lender of last resort;

(*e*) in—

(i) ordinary or preference stock or shares;

or

(ii) debentures (including debenture stock or notes) whether constituting a charge on assets or not,

issued by a company;

(*f*) on deposit (whether secured or unsecured) with a company at call or for a fixed term not exceeding seven years;

(*g*) in the common fund of—

(i) Bagot's Executor and Trustee Company Limited;

(ii) Elder's Trustee and Executor Company Limited;

(iii) Executor Trustee and Agency Company of South Australia Limited;

or

(iv) Farmers' Co-operative Executors and Trustees Limited.

(2) A trustee is not empowered by subsection (1) (*e*) of this section to invest—

(*a*) in any ordinary stock or shares the price of which is not quoted on the Stock Exchange of Adelaide or a Stock Exchange that is a member of the Australian Associated Stock Exchanges;

(*b*) in any debentures or preference stock or shares of any company where the price of the ordinary stock or shares of the company is not quoted on the Stock Exchange of Adelaide or a Stock Exchange that is a member of the Australian Associated Stock Exchanges;

or

(*c*) in stock, shares or debentures—

(i) that are not registered on a register kept by the company in Australia;

and

(ii) that are not fully paid up (unless by the terms of issue they are required to be fully paid up within nine months of the date of issue).

(3) A trustee is not empowered by subsection (1) (*e*) or (*f*) of this section to invest in stock, shares or debentures of, or on deposit with, a company unless the company—

(*a*) has a paid up share capital of more than four million dollars;

and

(*b*) has paid a dividend in each of the ten years immediately preceding the year in which the investment is made on all the ordinary stock and shares issued by the company (excluding any stock or shares that, by the terms of their issue, do not rank for dividend),

but a trustee may invest—

(*c*) in the stock, shares or debentures of a company that does not conform with paragraphs (*a*) and (*b*) of this subsection if the company—

(i) was formed for the purpose of taking over a company, or acquiring the whole of the undertaking of a company, that does comply with those paragraphs;

and

(ii) is declared by regulation to be a company, in the stock, shares or debentures of which a trustee is authorized to invest trust funds;

or

(*d*) in debentures of, or on deposit with, a company that does not conform with paragraphs (*a*) and (*b*) of this subsection if—

(i) repayment of the deposits or the amounts secured by the debentures is unconditionally guaranteed by a company that does conform with those paragraphs;

or

(ii) the company is a subsidiary (as defined by the Companies Act, 1962-1980) of a bank carrying on the business of banking in the State and repayment of the deposits or the amounts secured by the debentures is unconditionally guaranteed by the bank.

(4) A trustee who proposes to make any investment under subsection (1) (*e*) or (*f*) of this section shall first consider whether the investment is satisfactory having regard to—

(*a*) the nature and purposes of the trust;

(*b*) the need to ensure that investments of the trust are, so far as circumstances allow, sufficiently diversified;

and

(*c*) the need to ensure equity between the beneficiaries of the trust,

and shall obtain written advice from an independent expert on the matters referred to in paragraphs (*a*) and (*b*) of this subsection.

(5) Where a trustee has invested moneys under subsection (1) (*e*) or (*f*) of this section, the trustee shall, at yearly or more frequent intervals, obtain and consider the written advice of an independent expert on the question of whether those investments should be retained having regard to the matters referred to in subsection (4) (*a*) and (*b*) of this section.

(6) The reasonable cost of obtaining the advice referred to in subsection (5) of this section is payable out of the trust estate.

(7) A trustee is not empowered by paragraph (*g*) of subsection (1) of this section to invest any trust funds in his hands in a common fund the whole or a part of which is or may be invested in a manner not permitted by this section.

(8) A trustee may, at any time, realize investments made under this section and may reinvest the moneys resulting from realization of investments in the same or any other manner permitted by this section.

(9) In this section—

"bank" means any body corporate that is authorized under the *Banking Act* 1959 of the Commonwealth to carry on the business of banking and includes the Savings Bank of South Australia and the State Bank of South Australia:

"company" means any body corporate constituted under the law of a State or Territory of the Commonwealth:

"independent expert" means—

(*a*) a person who carries on business as an investment adviser or who is a member of a Stock Exchange that is a member of the Australian Associated Stock Exchanges;

and

(*b*) who is not a trustee under the relevant trust or an employee of any such trustee.

Application of trust funds for purchase of dwellinghouse.

5a. (1) Where a trustee is of the opinion that—

(*a*) it is desirable to purchase a dwellinghouse for the use of any beneficiary under the trust;

and

(*b*) the purchase of a dwellinghouse for that purpose would not unfairly prejudice the interests of any other beneficiary under the trust,

the trustee may—

(*c*) invest any trust funds in his hands in the purchase of a dwellinghouse;

and

(*d*) permit the beneficiary to reside in the dwellinghouse on such terms and conditions as the trustee thinks fit.

(2) A trustee shall not purchase a dwellinghouse in pursuance of subsection (1) of this section if the purchase would be contrary to the terms of the trust.

(3) The price paid for a dwellinghouse purchased in pursuance of this section must not exceed the value of the dwellinghouse as certified by a licensed valuer who is reasonably believed by the trustee to be competent to make the valuation and to be acting independently of the vendor of the dwellinghouse.

(4) A dwellinghouse purchased under this section shall be held upon trust for sale.

(5) A trustee may retain as an asset of the trust any dwellinghouse purchased under this section, notwithstanding that no beneficiary is residing in the dwellinghouse.

(6) Where in the opinion of a trustee—

(*a*) it is desirable that a dwellinghouse that forms part of the trust property be retained for the use of a beneficiary under the trust;

and

(*b*) the retention of the dwellinghouse for that purpose would not unfairly prejudice the interests of any other beneficiary under the trust,

the trustee may, notwithstanding the terms of the trust, retain the dwellinghouse as part of the trust property and permit the beneficiary to reside therein on such terms and conditions as the trustee thinks fit.

(7) In this section "dwellinghouse" includes a part of a building that is designed for occupation as a permanent residence.

Amendment of principal Act, s. 35—Liability of trustees.

5. Section 35 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsections:—

(1) A trustee is accountable only for trust property actually received by him unless he wilfully or negligently failed, in breach of his obligations under the trust, to take possession of the trust property.

(1a) A trustee is not liable for any loss of trust property unless—

(*a*) the loss occurred as a result of his own wrongful or negligent act or omission;

or

(*b*) the loss occurred as a result of circumstances that the trustee could reasonably be expected to have foreseen and to have avoided.

Amendment of principal Act, s. 57—Power to make beneficiary indemnify for breach of trust.

6. Section 57 of the principal Act is amended by striking out from subsection (1) the passage ", and notwithstanding that the beneficiary may be a married woman restrained from anticipation,".

Repeal of ss. 59 and 59a of principal Act.

7. Sections 59 and 59a of the principal Act are repealed.

Enactment of s. 59c of principal Act.

8. The following section is enacted and inserted in the principal Act after section 59b thereof:—

Power of Court to authorize variations of trust.

59c. (1) The Supreme Court may, on the application of a trustee, or of any person who has a vested, future, or contingent interest in property held on trust—

(*a*) vary or revoke all or any of the trusts;

(*b*) where trusts are revoked—

(i) distribute the trust property in such manner as the Court considers just;

or

(ii) resettle the trust property upon such trusts as the Court thinks fit;

or

(*c*) enlarge or otherwise vary the powers of the trustees to manage or administer the trust property.

(2) In any proceedings under this section the interests of all actual and potential beneficiaries of the trust must be represented, and the Court may appoint counsel to represent the interests of any class of beneficiaries who are at the date of the proceedings unborn or unascertained.

(3) Before the Court exercises its powers under this section, the Court must be satisfied—

(*a*) that the application to the court is not substantially motivated by a desire to avoid, or reduce the incidence of tax;

(*b*) that the proposed exercise of powers would be in the interests of beneficiaries of the trust and would not result in one class of beneficiaries being unfairly advantaged to the prejudice of some other class;

(*c*) that the proposed exercise of powers would not disturb the trusts beyond what is necessary to give effect to the reasons justifying the exercise of the powers;

and

(*d*) that the proposed exercise of powers accords as far as reasonably practicable with the spirit of the trust.

(4) An order made by the Supreme Court in the exercise of powers conferred by this section is binding upon all present and future trustees and beneficiaries of the trust.

(5) This section does not apply to—

(*a*) a trust affecting property settled by an Act;

or

(*b*) a charitable trust.

(6) This section does not derogate from any other power of the Supreme Court to vary or revoke a trust, or to enlarge or otherwise vary the powers of trustees.

Enactment of ss. 69a, 69b and 69c of principal Act.

9. The following sections are enacted and inserted in the principal Act after section 69 thereof:—

Inclusion of non-charitable and invalid purposes not to invalidate a trust.

69a. (1) Where the purposes for which property is required or permitted to be applied in pursuance of a trust (whether constituted before or after the enactment of this section) are partly charitable, and partly non-charitable and invalid, the trust shall not be held to be invalid, but shall be construed as if no provision had been made requiring or permitting the application of property for purposes that are non-charitable and invalid.

(2) This section does not apply to any trust declared by the will of any testator dying before, or to any other trust declared before, the enactment of this section, if before the enactment of this section—

(*a*) the trust has been declared to be invalid by any order or judgment made or given in legal proceedings;

or

(*b*) property subject to the trust or income therefrom has been paid or conveyed to, or applied for the benefit of, or set apart for, the persons entitled to that property or income by reason of the invalidity of the trust.

Application of trust property *cy-pres*.

69b. (1) The purposes for which property is required or permitted to be applied in pursuance of a charitable trust may be altered by a scheme approved under this section in any of the following circumstances:—

(*a*) where the original purposes, in whole or in part—

(i) have been as far as possible fulfilled;

or

(ii) cannot be carried out, or not according to the directions given and to the spirit of the gift;

(*b*) where the original purposes provide a use for part only of the trust property;

(*c*) where the trust property could be more effectively used if combined with other property applicable for similar purposes and administered jointly with that property;

(*d*) where it is not reasonably practicable having regard to—

(i) the value of the trust property;

(ii) changes in circumstances that have taken place since the constitution of the trust;

or

(iii) any other relevant factor,

to apply the trust property in accordance with the original purposes;

or

(*e*) where the original purposes, in whole or in part—

(i) have been adequately provided for by other means;

(ii) have ceased to be charitable purposes;

or

(iii) have ceased to provide a suitable and effective method of using the trust property.

(2) References in this section to the original purposes of a charitable trust shall be construed, where the purposes for which the trust property is required or permitted to be applied have been altered or regulated by a scheme or otherwise, as referring to the purposes for which the property is for the time being required or permitted to be applied.

(3) Where circumstances exist justifying the alteration of the purposes for which property may be applied in pursuance of a charitable trust, the trustee may apply to the Supreme Court for approval of a scheme altering the purposes for which property is required or permitted to be applied in pursuance of the trust.

(4) The trustee shall cause notice of an application under this section to be given in accordance with the directions of the Supreme Court.

(5) Upon approval of a scheme altering the purposes for which property is required or permitted to be applied in pursuance of a charitable trust, those purposes shall be altered in accordance with the approved scheme.

(6) A scheme shall not be approved under this section unless in the opinion of the Supreme Court the scheme accords as far as reasonably practicable with the spirit of the original gift.

Recreational charities.

69c. (1) Any trust (whether constituted before or after the enactment of this section) to provide, or assist in the provision of, recreational facilities for the public benefit is a charitable trust.

(2) This section does not apply to recreational facilities unless—

(*a*) the facilities are provided with the object of improving the conditions of life of the persons for whom they are primarily intended;

and

(*b*) either—

(i) those persons have need of those facilities by reason of their youth, age, infirmity or disablement, poverty or social and economic circumstances;

or

(ii) the facilities are to be available to the general public, or a substantial section of the general public.

10. The following new Part is enacted and inserted in the principal Act after section 84 thereof:— Enactment of Part VA of principal Act.

PART VA

RECORDS TO BE KEPT BY TRUSTEES AND INVESTIGATIONS

84a. In this Part— Interpretation.

"inspector" means a person appointed as an inspector under this Part:

"trust" means a trust created by a will or other instrument of trust; and "trustee" means the trustee administering such a trust.

84b. (1) A trustee shall keep such records relating to his administration of the trust property as may be prescribed. Records to be kept by trustee.

Penalty: Five hundred dollars.

(2) A trustee shall, at the request of—

(*a*) the Public Trustee;

(*b*) another trustee of the trust;

or

(*c*) a beneficiary under the trust,

produce the records kept by the trustee in pursuance of this section for inspection and permit the Public Trustee, the other trustee or the beneficiary (as the case may be) to examine and make copies of those records.

Penalty: Five hundred dollars.

84c. (1) The Supreme Court may, of its own motion, or on the application of any person who has, in the opinion of the Court, a proper interest in the matter, appoint an inspector to investigate the administration of any trust. Appointment of inspector.

(2) An inspector must be a person who holds prescribed qualifications.

(3) The Supreme Court may make orders for the payment of the whole or part of the costs of an investigation under this Part—

(*a*) by the applicant for the investigation;

(*b*) by a trustee or beneficiary of the trust;

or

(*c*) out of the trust estate.

Powers of an inspector.

84d. (1) For the purpose of investigating the administration of a trust, an inspector may—

(*a*) require any person to produce documents relevant to the administration of the trust;

(*b*) take copies of, or extract from, any such documents;

(*c*) require any person to answer any question relevant to the administration of the trust;

and

(*d*) exercise any other power conferred on him by the Court.

(2) A person who—

(*a*) refuses or fails to produce documents in his custody or power when required to do so by an inspector;

(*b*) refuses or fails to answer to the best of his knowledge, information and belief any question put to him by an inspector under this section;

or

(*c*) hinders an inspector in the exercise of his powers,

shall be guilty of an offence and liable to a penalty not exceeding two thousand dollars or imprisonment for six months or both.

(3) A person may decline to answer a question put to him by an inspector under this section if the answer to the question would tend to incriminate him of an offence.

Reports to be made to Attorney-General.

84e. (1) Upon completing an investigation under this Part, an inspector shall make a report in writing to the Supreme Court and to the Attorney-General upon the results of the investigation.

(2) An inspector shall make such interim reports to the Supreme Court and to the Attorney-General in relation to an investigation under this Part as the Court may direct.

Confidentiality.

84f. An inspector shall not divulge any information that comes to his notice in the course of an investigation under this Part and relates to the administration of the trust subject to the investigation except—

(*a*) to the Supreme Court and to the Attorney-General;

or

(*b*) as directed by the Court.

Penalty: Two thousand dollars.

11. The following section is enacted and inserted in the principal Act after section 93 thereof:— Enactment of s. 94 of principal Act.

94. The Governor may make such regulations as are contemplated by this Act, or as are necessary or expedient for the purposes of this Act. Regulations.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 56 of 1980

An Act to amend the Credit Unions Act, 1976.

[*Assented to 3rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Credit Unions Act Amendment Act, 1980".

(2) The Credit Unions Act, 1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Credit Unions Act, 1976-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 5—Interpretation.

3. Section 5 of the principal Act is amended by inserting after the definition of "the Fund" the following definition:—

"member", in relation to a credit union, means any person who holds, whether singly or jointly, a share in the credit union:.

Amendment of principal Act, s. 9—Inspection of documents.

4. Section 9 of the principal Act is amended by inserting after the present contents (which are hereby designated subsection (1) thereof) the following subsection:—

(2) The Registrar shall not, in pursuance of this section, permit any person to inspect, or provide any person with a copy of, any document, or part of a document, in which information has been furnished under section 39, 52 or 59 of this Act.

Amendment of principal Act, s. 19—Alteration of rules.

5. Section 19 of the principal Act is amended by inserting after subsection (2) the following subsection:—

(2a) The Registrar shall, by notice in writing addressed to the credit union, acknowledge receipt of an application under subsection (2) of this section not later than fourteen days after his receipt of the application.

Amendment of principal Act, s. 27— Members.

6. Section 27 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the passage "and any other persons who" the passage "hold shares in the credit union and";

and

(*b*) by striking out subsections (3) and (4) and inserting in lieu thereof the following subsection:—

(3) A member of a credit union incurs no liability to the credit union by reason only of his membership of the credit union.

Amendment of principal Act, s. 30— Share capital.

7. Section 30 of the principal Act is amended—

(*a*) by striking out from subsection (4) the word "member" secondly occurring and inserting in lieu thereof the word "person";

and

(*b*) by striking out subsection (5) and inserting in lieu thereof the following subsections:—

(5) Notwithstanding the number of shares held by him, a member is not entitled to exercise more than one vote on any resolution of a meeting of the credit union.

(5a) The rules of a credit union shall provide that, in the event of the winding up of the credit union, the funds of the credit union consisting of deposits made with the credit union shall be repaid in priority to the share capital of the credit union.

Amendment of principal Act, s. 31— Cases where shares are held jointly.

8. Section 31 of the principal Act is amended by striking out paragraph (*b*) from subsection (2).

Amendment of principal Act, s. 34— Borrowing money.

9. Section 34 of the principal Act is amended by inserting after subsection (4) the following subsection:—

(4a) A credit union shall, not later than one month after granting any mortgage pursuant to subsection (4) of this section, lodge a copy of the mortgage with the Registrar.

Amendment of principal Act, s. 39— Loans to officers and employees.

10. Section 39 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsections:—

(2) Within one month of lending any moneys pursuant to subsection (1) of this section, the credit union shall report to the Registrar—

(*a*) the name, address and particulars of office or employment in the credit union of the borrower;

and

(*b*) the amount, and the terms, of the loan.

(3) Notwithstanding any Act or law to the contrary, but subject to subsection (5) of this section, where a loan is made pursuant to this section to a director of a credit union—

(*a*) the director is not obliged to report the loan to any general meeting of the members of the credit union;

and

(*b*) failure so to report the loan does not affect the validity of the loan contract or render the director liable to account for any profits arising from the loan contract.

(4) Subsection (3) of this section does not derogate from the provisions of section 61 of this Act.

(5) The rules of a credit union may provide that an officer or employee of the credit union shall report any loan made to him under subsection (1) of this section to the annual general meeting of the credit union next following the making of the loan.

Amendment of principal Act, s. 41— Liquidity.

11. Section 41 of the principal Act is amended by striking out from subsection (1) the passage "as liquid funds a sum" and inserting in lieu thereof the passage "an average amount of liquid funds, computed over the period of a month in the prescribed manner, that is".

Amendment of principal Act, s. 42— Reserve accounts.

12. Section 42 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the passage "the business of the credit union" the passage "after deducting the outstanding amount of any deficit incurred in any previous financial year";

(*b*) by striking out from subsection (2) the word "or" preceding paragraph (*d*);

(*c*) by inserting after paragraph (*d*) of subsection (2) the following paragraph:—

and

(*e*) proper provision for any other matter that may be prescribed.;

and

(*d*) by inserting in subsection (3) after the word "bonus" the passage ", dividend".

Amendment of principal Act, s. 43— Acquisition and development of property.

13. Section 43 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) A credit union shall not—

(*a*) purchase or acquire any real property pursuant to subsection (1) of this section;

or

(*b*) carry out any improvements to any real property owned by the credit union,

where the cost of the property to be purchased or acquired, or of the proposed improvements, exceeds five per centum of the total of—

(*c*) the paid-up share capital of the credit union;

and

(*d*) the amount held by the credit union by way of deposit,

unless the consent of the Registrar, given on the recommendation of the Board, has first been obtained.

14. Section 46 of the principal Act is amended— Amendment of principal Act, s. 46— Dormant accounts.

(*a*) by striking out from subsection (6) the passage "to the Treasurer in accordance with the Unclaimed Moneys Act, 1891-1975, and those moneys shall thereafter be dealt with under that Act" and inserting in lieu thereof the passage "to the Board for payment into the Fund";

and

(*b*) by inserting after subsection (6) the following subsection:—

(7) The Board shall, if it is satisfied upon the application of a person that any moneys of his were paid to the Board pursuant to subsection (6) of this section, pay those moneys to that person.

15. Section 52 of the principal Act is amended— Amendment of principal Act, s. 52— Monetary provisions.

(*a*) by inserting after paragraph (*c*) of subsection (1) the following paragraph:—

(*ca*) lend moneys to the members, officers or employees of its members, upon such terms as it thinks fit;;

and

(*b*) by striking out subsection (2) and inserting in lieu thereof the following subsections:—

(2) Within one month of lending any moneys to an officer or employee of the association or of a member of the association, the association shall report to the Registrar—

(*a*) the name, address and particulars of office or employment in the association, or the member credit union, of the borrower;

and

(*b*) the amount, and the terms, of the loan.

(2a) Notwithstanding any Act or law to the contrary, but subject to subsection (2c) of this section, where a loan is made pursuant to this section to a director of the association—

(*a*) the director is not obliged to report the loan to any general meeting of the members of the association;

and

(*b*) failure so to report the loan does not affect the validity of the loan contract or render the director liable to account for any profits arising from the loan contract.

(2b) Subsection (2a) of this section does not derogate from the provisions of section 61 of this Act.

(2c) The rules of an association may provide that an officer or employee of the association shall report any loan made to him under subsection (1) of this section to the annual general meeting of the association next following the making of the loan.

Amendment of principal Act, s. 54— Application of this Act to associations.

16. Section 54 of the principal Act is amended—

(*a*) by striking out from paragraph (*c*) the passage "and IV" and inserting in lieu thereof the passage ", IV and V";

and

(*b*) by inserting after paragraph (*c*) the following paragraph:—

(*ca*) Division III of Part VIII;.

Amendment of principal Act, s. 65— Duty and liability of officers.

17. Section 65 of the principal Act is amended by striking out from subsection (3) the passage "shall be guilty of an offence and liable to a penalty not exceeding one thousand dollars" and inserting in lieu thereof the following passage:—

—

(*a*) shall be liable to the credit union for—

(i) any profit made by him;

and

(ii) damage suffered by the credit union,

as a result of the contravention or failure;

and

(*b*) shall be guilty of an offence and liable to a penalty not exceeding one thousand dollars.

Amendment of principal Act, s. 67— Voting.

18. Section 67 of the principal Act is amended by inserting after subsection (5) the following subsections:—

(6) No person shall vote at a meeting of a credit union as a proxy for a member of the credit union.

(7) A vote purportedly cast by a person as the proxy for a member of a credit union shall be invalid and of no effect.

Amendment of principal Act, s. 68— Special resolutions.

19. Section 68 of the principal Act is amended—

(*a*) by inserting after subsection (2) the following subsection:—

(2a) Notice of a proposed special resolution, setting out its terms, must be given, personally or by post, to the members of the credit union at least fourteen days before the date of the meeting at which a motion for the passing or adoption of the resolution is to be moved and any purported special resolution, in relation to which such notice has not been given, is invalid. ;

(*b*) by inserting after subsection (3) the following subsection:—

(3a) The Registrar shall, by notice in writing addressed to the credit union, acknowledge receipt of a special resolution under subsection (3) of this section not later than fourteen days after his receipt of the resolution.;

and

(*c*) by inserting after subsection (4) the following subsection:—

(5) This section applies in relation only to those matters that are required by this Act or the rules of a credit union to be passed or approved by a special resolution.

Amendment of principal Act, s. 74—
Accounts to be laid before general meeting.

20. Section 74 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) the passage "a profit and loss" and inserting in lieu thereof the passage "an income and expenditure";

(*b*) by inserting in subsection (2) after the passage "to the effect that" the passage ", in their opinion";

and

(*c*) by striking out from paragraph (*a*) of subsection (2) the passage "profit and loss" twice occurring and inserting in lieu thereof, in each case, the passage "income and expenditure".

Amendment of principal Act, s. 77—
Removal and resignation of auditors.

21. Section 77 of the principal Act is amended by inserting after the present contents (which are hereby designated subsection (1) thereof) the following subsection:—

(2) An auditor of a credit union may resign from office only in accordance with the regulations.

Amendment of principal Act, s. 79—
Powers and duties of auditors as to reports and accounts.

22. Section 79 of the principal Act is amended by inserting in subsection (2) after the passage "in a report under this section," the passage "and in any report given by him on the accounts of a credit union, pursuant to a request of the credit union, at any other time than at an annual general meeting,".

Amendment of principal Act, s. 82—
Constitution of the Board.

23. Section 82 of the principal Act is amended—

(*a*) by striking out from subsection (3) the passage ", in the opinion of the Minister, suitable persons to represent the interests of credit unions or associations" and inserting in lieu thereof the passage "selected by the Minister from a panel of six persons (or such lesser number of persons as the Minister may direct) nominated by the Credit Union Association of South Australia, or such other association as may be prescribed";

and

(*b*) by inserting after subsection (3) the following subsection:—

(4) If an association fails to nominate a panel of persons for the purposes of subsection (3) of this section within one month of receiving a written request from the Minister to do so, the Governor may appoint the required number of persons to the Board on the nomination of the Minister, and any person so appointed shall, for all purposes, be deemed to have been duly nominated and appointed to the Board.

Amendment of principal Act, s. 99—
Supervision of credit union.

24. Section 99 of the principal Act is amended by inserting after the present contents (which are hereby designated subsection (1) thereof) the following subsection:—

(2) An officer of the Board, authorized by the Board for the purpose, may, for the purposes of the Board satisfying itself as to any of the matters referred to in subsection (1) of this section—

(*a*) require a credit union or an officer of a credit union to produce any books, papers or documents relating to the affairs of the credit union;

(*b*) inspect and make copies of any minutes, books, papers or documents relating to the affairs of a credit union that are in the custody or control of the credit union, a liquidator, a bank or any other institution;

and

(*c*) require any bank or other institution in which funds have been deposited by a credit union to furnish him with particulars of those funds and of any dealing with or disposition of those funds by the credit union.

Amendment of principal Act, s. 102— Supervision powers.

25. Section 102 of the principal Act is amended by inserting after paragraph (*h*) the following paragraph:—

(*ha*) exempt the credit union, by notice in writing addressed to the credit union, from all, or any, of the provisions of sections 34, 41, 42 and 43 of this Act for such period as may be specified in the notice;.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 57 of 1980

An Act to amend the Dog Control Act, 1979.

[*Assented to* 3*rd July,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Dog Control Act Amendment Act, 1980".

(2) The Dog Control Act, 1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Dog Control Act, 1979-1980".

Amendment of principal Act, s. 58— Licensing of kennels.

2. Section 58 of the principal Act is amended—

(*a*) by striking out subsection (2) and inserting in lieu thereof the following subsections:—

(2) Subject to subsection (2a) of this section, a licence to keep an approved kennel establishment may be granted by a council upon application made in the manner and form, and accompanied by the fee, prescribed by by-law of the council.

(2a) A licence shall not be granted under subsection (2) of this section by a council unless—

(*a*) the council is satisfied that due notice of the proposed use of the land has been given to persons in the locality who may, in the opinion of the council, be affected;

and

(*b*) the council gives due consideration to any objections raised by any such person.;

and

(*b*) by striking out from subsection (5) the passage "prescribed fee" and inserting in lieu thereof the passage "fee prescribed by by-law".

Enactment of s. 65a of principal Act.

3. The following section is enacted and inserted in the principal Act after section 65 thereof:—

Making of by-laws.

65a. Any by-laws made by councils under the powers conferred by this Act shall be made in the manner provided by Part XXXIX of the Local Government Act, 1934-1979.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 59 of 1980

An Act to provide for the transfer to Australia and New Zealand Banking Group Limited of the undertaking of The Bank of Adelaide and for the transfer to Australia and New Zealand Savings Bank Limited of the undertaking of The Bank of Adelaide Savings Bank Limited and for other purposes.

WHEREAS The Bank of Adelaide became a wholly owned subsidiary of the Australia and New Zealand Banking Group Limited in pursuance of a scheme of arrangement having effect from the thirtieth day of November, 1979:

AND WHEREAS The Bank of Adelaide Savings Bank Limited is a wholly owned subsidiary of The Bank of Adelaide and Australia and New Zealand Savings Bank Limited is a wholly owned subsidiary of Australia and New Zealand Banking Group Limited:

AND WHEREAS it is expedient in the interests of efficiency in banking that the banking business conducted by The Bank of Adelaide should be transferred to Australia and New Zealand Banking Group Limited and the banking business conducted by The Bank of Adelaide Savings Bank Limited should be transferred to the Australia and New Zealand Savings Bank Limited:

AND WHEREAS it is expedient that the transfers be effected by Act of the Parliament:

[*Assented to 11th September,* 1980]

BE IT THEREFORE ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as "The Bank of Adelaide (Merger) Act, 1980".

Interpretation.

2. In this Act, unless the contrary intention appears—

"the appointed day" means a day fixed by proclamation as the appointed day for the purposes of this Act:

"ANZ" means Australia and New Zealand Banking Group Limited:

"ANZ Savings Bank" means Australia and New Zealand Savings Bank Limited:

"BOA" means The Bank of Adelaide:

"BOA Savings Bank" means The Bank of Adelaide Savings Bank Limited:

"excluded assets" means—

(*a*) documents required to be kept by BOA or BOA Savings Bank pursuant to the Companies Act, 1962-1980, or otherwise by law;

(*b*) land held, immediately before the appointed day, by BOA or BOA Savings Bank otherwise than by way of security;

(*c*) shares held by BOA in—

(i) BOA Savings Bank;

(ii) Finance Corporation of Australia Ltd.;

(iii) Adel-group Pty. Ltd.;

(iv) Adelaide Nominees Ltd.;

(v) Argo Investments Ltd.;

(vi) West Lakes Ltd.;

and

(*d*) shares held by BOA Savings Bank in—

(i) Adelaide Group Data Pty. Ltd.;

and

(ii) Argo Investments Ltd.:

"instrument" means an instrument (other than this Act) that creates, evidences, modifies, or extinguishes rights or liabilities and includes any judgment, order or process of a court:

"land" includes an estate or interest in land, or an interest in respect of land:

"legal proceedings" includes an arbitration:

"liabilities" includes duties and obligations:

"the merging trading banks" means BOA and ANZ:

"the merging savings banks" means BOA Savings Bank and ANZ Savings Bank:

"property" means real and personal property:

"rights" includes powers and privileges:

"security" means a mortgage or charge (whether legal or equitable), debenture, bill of exchange, promissory note, guarantee, lien, pledge or other security for the payment of money or for the discharge of an actual or contingent obligation or liability:

"transferred employee" means an officer or employee of BOA who becomes an officer or employee of ANZ in pursuance of this Act:

"undertaking" in relation to BOA or BOA Savings Bank means—

(*a*) all property of the relevant bank (apart from excluded assets);

(*b*) all rights and liabilities of the relevant bank (apart from rights and liabilities relating to excluded assets).

Crown to be bound.

3. This Act binds the Crown.

Vesting of undertakings of merging bank and savings bank.

4. (1) On the appointed day—

(*a*) the undertaking of BOA is vested in ANZ;

and

(*b*) the undertaking of BOA Savings Bank is vested in ANZ Savings Bank.

(2) On and after the appointed day—

(*a*) a reference to BOA in any instrument made or executed before that day shall (except to the extent that the instrument relates to an excluded asset and unless the context otherwise requires) be read and construed as a reference to ANZ;

and

(*b*) a reference to BOA Savings Bank in any instrument made or executed before that day shall (except to the extent that the instrument relates to an excluded asset and unless the context otherwise requires) be read and construed as a reference to ANZ Savings Bank.

(3) The Registrar-General shall, upon the application of ANZ or ANZ Savings Bank register the applicant as the proprietor of land in the State (being land under the provisions of the Real Property Act, 1886-1980) that has vested in the applicant in pursuance of this section.

(4) An instrument relating to land (being land under the provisions of the Real Property Act, 1886-1980) that has vested in ANZ or ANZ Savings Bank in pursuance of this section shall, if the instrument is executed by ANZ or ANZ Savings Bank and is otherwise in registrable form, be registered by the Registrar-General notwithstanding that the relevant bank has not been registered as the proprietor of the land in pursuance of subsection (3).

(5) Where property that forms part of the undertaking of BOA or BOA Savings Bank is situated outside the State and this Act does not operate of its own force to perfect the title of ANZ or ANZ Savings Bank to that property, BOA or BOA Savings Bank shall take all steps necessary to ensure that title to the property is transferred to ANZ or ANZ Savings Bank on, or as soon as practicable after, the appointed day.

Transitional provision.

5. Without prejudice to the generality of other provisions of this Act the following provisions shall have effect on and after the appointed day—

(*a*) an instruction, mandate or authority given to BOA and subsisting on the appointed day shall be deemed to have been given to ANZ;

(*b*) a security held by BOA as security for a debt or other liability owed to BOA shall be available to ANZ as security for the discharge of that debt or liability and, where the security extends to future debts or liabilities, shall be available as security for the discharge of debts or liabilities owed to ANZ and incurred on or after the appointed day; and in relation to a security ANZ shall be entitled to all the rights and priorities and shall be subject to all liabilities to which BOA would have been entitled or subject if this Act had not been passed;

(*c*) all the rights and obligations of BOA as bailee of documents or chattels shall be transferred to and assumed by ANZ;

(*d*) a negotiable instrument or order for payment of money which is drawn on or given to or accepted or endorsed by BOA or payable at any place of business of BOA shall have the same effect on and after the appointed day as if it had been drawn on or given to or accepted or endorsed by ANZ or was payable at the place of business of ANZ nearest to the place at which it would have been payable if this Act had not been passed;

(*e*) no legal proceedings commenced before the appointed day by or against BOA shall abate or be otherwise prejudiced by reason of this Act.

Transitional provision.

6. Without prejudice to the generality of other provisions of this Act the following provisions shall have effect on and after the appointed day—

(*a*) an instruction, mandate or authority given to BOA Savings Bank and subsisting on the appointed day shall be deemed to have been given to ANZ Savings Bank;

(*b*) a security held by BOA Savings Bank as security for a debt or other liability owed to BOA Savings Bank shall be available to ANZ Savings Bank as security for the discharge of that debt or liability and, where the security extends to future debts or liabilities shall be available as security for the discharge of debts or liabilities owed to ANZ Savings Bank and incurred on or after the appointed day; and in relation to a security ANZ Savings Bank shall be entitled to all the rights and priorities and shall be subject to all liabilities to which BOA Savings Bank would have been entitled or subject if this Act had not been passed;

(*c*) all the rights and obligations of BOA Savings Bank as bailee of documents or chattels shall be transferred to and assumed by ANZ Savings Bank;

(*d*) a negotiable instrument or order for payment of money which is drawn on or given to or accepted or endorsed by BOA Savings Bank or payable at any place of business of BOA Savings Bank shall have the same effect on and after the appointed day as if it had been drawn on or given to or accepted or endorsed by ANZ Savings Bank or was payable at the place of business of ANZ Savings Bank nearest to the place at which it would have been payable if this Act had not been passed;

(*e*) no legal proceedings commenced before the appointed day by or against BOA Savings Bank shall abate or be otherwise prejudiced by reason of this Act.

Assignment and subletting of leases.

7. (1) Where, under the provisions of a lease, licence or other agreement, BOA or BOA Savings Bank has rights in respect of the occupation or use of land, those rights may, notwithstanding that there has been no assignment, transfer, underletting or other disposition by BOA or BOA Savings Bank, be exercised by ANZ or ANZ Savings Bank.

(2) For the purposes of a lease, licence or other agreement relating to the occupation or use of land, BOA or BOA Savings Bank does not part with possession of land by permitting ANZ or ANZ Savings Bank to exercise rights under subsection (1) in respect of the land.

Continuity of legal proceedings.

8. (1) While BOA remains a subsidiary of ANZ—

(*a*) where either of the merging trading banks is served with a document the other shall be deemed to have been served as well;

(*b*) legal proceedings that have been commenced by or against either of the merging trading banks may be continued by or against the other;

and

(*c*) a judgment or order obtained by or against either of the merging trading banks may be enforced by or against the other.

(2) While BOA Savings Bank remains a subsidiary of ANZ—

(*a*) where either of the merging savings banks is served with a document the other shall be deemed to have been served as well;

(*b*) legal proceedings that have been commenced by or against either of the merging savings banks may be continued by or against the other;

and

(*c*) a judgment or order obtained by or against either of the merging savings banks may be enforced by or against the other.

Evidence.

9. A document that could, before the appointed day, have been given in evidence for or against the interests of BOA or BOA Savings Bank may, on or after the appointed day, be given in evidence for or against the interests of ANZ or ANZ Savings Bank.

Officers and employees.

10. Notwithstanding any other provision of this Act—

(*a*) on the appointed day each employee of BOA shall become an employee of ANZ on terms and conditions identical with the terms and conditions of his former employment with BOA and with the benefit of all rights accrued in respect of his employment;

(*b*) The Bank of Adelaide Provident Fund established pursuant to deed of trust dated the 25th day of July 1918 shall continue in existence for the benefit of transferred employees and their dependants until it is terminated pursuant to the rules governing the fund;

(*c*) a transferred employee acquires no rights in respect of a pension scheme provident fund or officer guarantee fund of ANZ existing before the appointed day;

(*d*) a director, secretary or auditor of BOA or BOA Savings Bank does not by virtue of this Act become a director, secretary or auditor of ANZ or ANZ Savings Bank.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 60 of 1980

An Act to regulate the acquisition of shares in companies incorporated in South Australia and matters connected therewith; to amend the Companies Act, 1962-1980; and for other purposes.

[*Assented to 2nd October,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Company Take-overs Act, 1980".

Commencement.

2. (1) This Act shall be deemed to have come into operation on the 16th day of September, 1980, and, subject to subsection (2), has retrospective effect accordingly.

(2) An act or omission which occurred before the date on which this Act received the Royal Assent shall not be an offence against this Act.

Exclusion of Part VIB of and incorporation with Companies Act, 1962-1980.

3. (1) Except as provided in section 5 the provisions of this Act operate to the exclusion of Part VIB of, and the tenth schedule to, the Companies Act, 1962-1980.

(2) Subject to this Act, the Companies Act, 1962-1980, (other than Part VIB and the tenth schedule) is incorporated, and shall be read as one, with this Act as if this Act were part of the Companies Act, 1962-1980, and any regulations under the Companies Act, 1962-1980, shall have effect for the purposes of the Companies Act, 1962-1980, as so incorporated with this Act.

(3) For the purposes of the operation of the regulations under the Companies Act, 1962-1980, and the performance of functions and the exercise of powers under those regulations, with respect to the provisions of, or matters relating to or arising under, this Act references in those regulations to the Companies Act, 1962-1980, shall be construed as references to that Act as incorporated with this Act by reason of subsection (2).

Consequential amendment of Companies Act, 1962-1980.

4. (1) The Companies Act, 1962-1980, is amended—

(a) by inserting in section 5 (6) *(d)* after the passage "a company" the passage "or, within the meaning of section 42 of the Company Take-overs Act, 1980, to a dissenting offeree in relation to shares of a company";

(b) by striking out from section 69d (2) the passage "fourteen days" and substituting the passage "two days";

(c) by striking out from section 69e (2) the passage "fourteen days" and substituting the passage "two days";

(d) by striking out from section 69f (2) the passage "fourteen days" and substituting the passage "two days";

(e) by inserting in section 122 (1) *(c)*, after the passage "a Territory of the Commonwealth" (first occurring), the passage "or under section 44 of the Company Take-overs Act, 1980, or the corresponding provision of the law of another State or of a Territory of the Commonwealth";

(f) by inserting in section 127 (1) *(c)*, after the passage "Tenth Schedule" the passage "or the Company Take-overs Act, 1980,";

(g) by inserting in section 129 (2) after the passage "Part VIB of this Act" the passage "or by virtue of the Company Take-overs Act, 1980,";

(h) by striking out from section 185 (1) the passage "(not being a take-over scheme as referred to in subsection (4) of section 180a)" and substituting the passage—

"not being—

(i) a take-over scheme as referred to in section 180a (4);

(ii) a scheme involving the acquisition of shares in a company as a result of the acceptance of offers to acquire those shares made under a take-over scheme in relation to that company as referred to in section 16 of the Company Take-overs Act, 1980;

or

(iii) a scheme involving the acquisition of shares in a listed public company where the shares are acquired as a result of the acceptance of offers made in accordance with section 17 of the Company Take-overs Act, 1980—";

and

(i) by inserting in section 354 (8) after the passage "section 185 of this Act" the passage "or section 42 of the Company Take-overs Act, 1980".

(2) The Companies Act, 1962-1980, as amended by subsection (1), may be cited as the "Companies Act, 1962-1980."

Take-overs pending at commencemt of Act.

5. (1) Where a take-over offer in relation to shares in a company was dispatched more than thirty days before the date of commencement of section 11 and the period during which the take-over offer remains open,

or, in the case of a take-over offer constituted by an invitation, the period for which the invitation is expressed to remain open, had not expired before that date—

(a) this Act, other than this section, does not apply to or in relation to—

(i) the acquisition of shares in the company pursuant to the take-over offer;

or

(ii) any other acquisition of shares in the company during the period during which the take-over offer remains open, or, in the case of a take-over offer constituted by an invitation, the period for which the invitation is expressed to remain open, by the offeror or invitor who dispatched the take-over offer;

and

(b) the superseded take-over laws continue to apply to and in relation to any offers or invitations to acquire shares in the company referred to in paragraph *(a)*.

(2) Where a take-over offer in relation to shares in a company was dispatched during the period of thirty days before the date of commencement of section 11 and the period during which the take-over offer remains open, or, in the case of a take-over offer constituted by an invitation, the period for which the invitation is expressed to remain open, had not expired before that date, this Act, other than this section—

(a) does not apply to or in relation to the acquisition by any person of shares in the company during the period commencing on the date of commencement of section 11 and ending at the expiration of sixty days after—

(i) if the take-over offer was not under a take-over scheme—the date on which the take-over offer was dispatched;

or

(ii) if the take-over offer was under a take-over scheme—the last day before the date of commencement of section 11 on which a take-over offer under the take-over scheme was dispatched;

and

(b) does not apply to or in relation to the acquisition by any person of shares in the company after the expiration of the period referred to in paragraph *(a)* pursuant to offers or invitations made or issued before the end of that period,

and the superseded take-over laws continue to apply to and in relation to offers or invitations to acquire shares in the company made or issued before the end of that period.

(3) For the purposes of this section—

(a) "the superseded take-over laws" means the provisions of the law relating to take-overs in force immediately before the date of commencement of section 11 including the provisions of Part VIB of, and the tenth schedule to, the Companies Act, 1962-1980;

(b) a reference to the application of the superseded take-over laws to and in relation to offers or invitations to acquire shares in a

company includes, without limiting the generality of those words, a reference to the application of sections 180X and 180Y of the Companies Act, 1962-1980, as amended and in force immediately before the date of commencement of section 11 in relation to shares in that company consequent upon the making of those offers or the issuing of those invitations;

and

(c) except where the contrary intention appears, expressions used in this section have the same respective meaning as those expressions have in Part VIB of the Companies Act, 1962-1980, as amended and in force immediately before the date of commencement of section 11.

Interpretation.

6. (1) In this Act, unless the contrary intention appears—

"business rules", in relation to a stock exchange, means rules, regulations or by-laws—

(a) governing the activities or conduct of the stock exchange or of its members;

or

(b) governing the activities or conduct of other persons in relation to the stock market of the stock exchange,

being rules, regulations or by-laws made by the stock exchange or contained in any of the constituent documents of the stock exchange, but does not include rules, regulations or by-laws that are listing rules of the stock exchange:

"company" means a company as defined by section 5 (1) of the Companies Act, 1962-1980 and includes a body corporate incorporated in the State that has a share capital:

"convertible note" has the same meaning as in Division 3A of Part III of the *Income Tax Assessment Act 1936* of the Commonwealth as amended and in force for the time being:

"dealing in securities" means (whether as principal or agent) acquiring, disposing of, subscribing for, underwriting or sub-underwriting securities or making or offering to make, or inducing or attempting to induce a person to make or to offer to make, an agreement—

(a) for or with respect to acquiring, disposing of, subscribing for, underwriting or sub-underwriting securities;

or

(b) the purpose or purported purpose of which is to secure a profit or gain to a person who acquires, disposes of, subscribes for, underwrites or sub-underwrites securities or to any of the parties to the agreement in relation to securities;

"director", in relation to a corporation, includes—

(a) any person occupying or acting in the position of director of the corporation, by whatever name called and whether or not validly appointed to occupy or duly authorized to act in the position;

and

(b) any person in accordance with whose directions or instructions the directors of the corporation are accustomed to act:

"executive officer", in relation to a corporation, means any person, by whatever name called and whether or not he is a director of the corporation, who is concerned, or takes part, in the management of affairs of the corporation:

"expert", in relation to a matter, means any person whose profession or reputation gives authority to a statement made by him in relation to that matter:

"home exchange", in relation to a listed public company, means the stock exchange designated to the company as its Home Exchange by the Australian Associated Stock Exchanges:

"invitation" means a statement, however expressed, that is not an offer but expressly or impliedly invites a holder of shares to offer to dispose of shares or a holder of a right, being a right to acquire a share or an interest in a share under an option, to dispose of the right:

"listed public company" means a company shares in which are listed for quotation on the stock market of a stock exchange:

"listing rules", in relation to a stock exchange, means rules, regulations or by-laws governing or relating to—

(a) the admission to, or removal from, the official list of the stock exchange of bodies corporate, governments, unincorporate bodies or other persons for the purposes of the quotation on the stock market of the stock exchange of securities of, or made available by, bodies corporate, governments, unincorporate bodies or other persons and for other purposes;

or

(b) the activities or conduct of bodies corporate, governments, unincorporate bodies and other persons who are admitted to that list,

whether those rules, regulations or by-laws—

(c) are made by the stock exchange or are contained in any of the constituent documents of the stock exchange;

or

(d) are made by another person and adopted by the stock exchange:

"marketable parcel", in relation to shares in a listed public company, means a marketable parcel of shares in that listed public company within the meaning of the relevant business rules or listing rules of the stock exchange that is the home exchange in relation to that listed public company:

"marketable securities" means debentures, stocks, shares or bonds of any Government, of any local government authority or of any corporation, association or society, and includes any right or option in respect of shares in any corporation and any prescribed interest:

"nominee corporation" means a corporation whose principal business is the business of holding marketable securities as a trustee or nominee:

"non-voting share", in relation to a company, means an issued share in the company that is not a voting share:

"offeror" means—

(a) a person who dispatches or proposes to dispatch a take-over offer, whether he dispatches or proposes to dispatch the offer himself or by an agent or nominee;

or

(b) two or more persons who together dispatch or propose to dispatch a take-over offer, whether they dispatch or propose to dispatch the offer themselves or by an agent or nominee:

"officer", in relation to a corporation, means—

(a) a director, secretary or executive officer of the corporation;

(b) a receiver and manager of the property or any part of the property of the corporation appointed under a power contained in an instrument;

(c) an official manager or deputy official manager of the corporation appointed under the provisions of Part IX of the Companies Act, 1962-1980, or under the provisions of the law of a State other than South Australia or of a Territory that correspond with that Part;

(d) a liquidator of the corporation appointed in a voluntary winding up of the corporation;

and

(e) a trustee or other person administering a compromise or arrangement made between the corporation and its creditors,

but does not include—

(f) a receiver who is not also a manager;

(g) a receiver and manager appointed by a court;

or

(h) a liquidator appointed by a court:

"on-market offeror" means—

(a) a person who makes, or proposes to make, offers to acquire shares in accordance with section 17;

or

(b) two or more persons who together make, or propose to make, offers to acquire shares in accordance with section 17:

"Part A statement" means a statement in writing that complies with the requirements of Part A of the schedule:

"Part B statement" means a statement in writing that complies with the requirements of Part B of the schedule:

"Part C statement" means a statement in writing that complies with the requirements of Part C of the schedule:

"Part D statement" means a statement in writing that complies with the requirements of Part D of the schedule:

"prescribed condition", in relation to a take-over offer, means—

(a) a condition that will, in circumstances referred to in the condition, result in the rescission of, or entitle the offeror to rescind, a contract that results from an acceptance of the offer;

or

(b) a condition that prevents a binding contract from resulting from an acceptance of the offer unless or until the condition is fulfilled:

"prescribed interest" means an interest as defined in section 76 (1) of the Companies Act, 1962-1980:

"prescribed occurrence", in relation to a target company, means—

(a) any one or more of the provisions of the constituent documents of the target company or of a subsidiary of the target company being altered in any of the ways mentioned in section 62 (1) of the Companies Act, 1962-1980;

(b) the target company or a subsidiary of the target company resolving to reduce its share capital in any way;

(c) the target company or a subsidiary of the target company making an allotment of, or granting an option to subscribe for, any of its shares, or agreeing to make such an allotment or grant such an option;

(d) the target company or a subsidiary of the target company issuing, or agreeing to issue, convertible notes;

(e) the target company or a subsidiary of the target company disposing, or agreeing to dispose, of the whole, or a substantial part, of its business or property;

(f) the target company or a subsidiary of the target company charging, or agreeing to charge, the whole, or a substantial part, of its business or property;

(g) the target company or a subsidiary of the target company resolving that it be wound up;

(h) the appointment of a provisional liquidator of the target company or of a subsidiary of the target company;

(j) the making of an order by a court for the winding up of the target company or of a subsidiary of the target company;

(k) the target company or a subsidiary of the target company being placed under official management;

or

(l) the appointment of a receiver, or a receiver and manager, in relation to the whole, or a substantial part, of the property of the target company or of a subsidiary of the target company:

"recorded", in relation to a dealing in shares in a listed public company, means recorded by a stock exchange:

"renounceable option" means an option to have an allotment of shares in a corporation made to the holder of the option, being an option that is capable of being assigned:

"securities", in relation to a corporation, means—

(a) shares in, or debentures of, the corporation;

(b) any right or option in respect of any such shares or debentures;

and

(c) any prescribed interest made available by the corporation:

"stock exchange" means a body corporate (whether or not incorporated in South Australia) that is declared by the regulations to be a stock exchange for the purposes of this Act:

"stock market" means a market, exchange or other place (whether or not in South Australia) at which, or a facility (whether or not in South Australia) by means of which, securities of corporations are regularly offered for sale, purchase or exchange:

"take-over announcement" means an announcement made in accordance with section 17:

"take-over offer" means an offer to acquire shares made under a take-over scheme:

"take-over scheme" means a take-over scheme referred to in section 16:

"target company" means—

(a) in relation to a take-over offer—the company for the acquisition of shares in which that offer has been, or is proposed to be, dispatched;

(b) in relation to a take-over scheme—the company shares in which are proposed to be acquired under the scheme;

and

(c) in relation to a take-over announcement—the company in relation to shares in which the take-over announcement has been, or is proposed to be, made:

"Territory" means a Territory referred to in section 122 of the Constitution of the Commonwealth:

"trading day", in relation to a stock exchange, means a day on which the stock market of that stock exchange is open for the sale, purchase or exchange of securities.

(2) In this Act, unless the contrary intention appears, where a word or phrase is given a particular meaning, other parts of speech and grammatical forms of that word or phrase have corresponding meanings.

(3) In this Act, unless the contrary intention appears—

(a) a reference to writing shall be construed as including a reference to any mode of representing or reproducing words, figures or symbols in a visible form;

(b) "printed" includes type-written, lithographed or reproduced by any mechanical means;

and

(c) "document" includes—

(i) any paper or other material on which there is writing or printing, or on which there are marks, symbols or perforations having a meaning for persons qualified to interpret them;

and

(ii) a disc, tape or other article from which sounds, images or messages are capable of being reproduced,

and without limiting the generality of the foregoing, includes any summons, order and other legal process and any notice.

(4) Where this Act confers on a person or authority the power to make, grant or issue any instrument the power shall, unless the contrary intention appears, be construed as including a power, exercisable in the like manner and subject to the like conditions (if any), to repeal, rescind, revoke, amend or vary such an instrument.

Provisions relating to acquisition and disposal of, and entitlement to, shares, and associated persons.

7. (1) For the purposes of this Act, a person shall be taken to acquire shares in a company (in this subsection referred to as the "shares concerned") if, and only if—

(a) he acquires a relevant interest in the shares concerned as a direct or indirect result of a transaction entered into by him or on his behalf in relation to those shares, in relation to any other securities of that company or in relation to securities of any other corporation;

or

(b) he acquires any legal or equitable interest in securities of that company or in securities of any other corporation and, as a direct or indirect result of the acquisition, another person acquires a relevant interest in the shares concerned.

(2) For the purposes of this Act, a person shall be taken to dispose of shares in a company if, and only if, having a relevant interest in those shares, he ceases to have a relevant interest in those shares as a result of the doing of any act, the entering into of any transaction or the occurrence of any circumstance.

(3) For the purposes of this Act, the shares in a company to which a person (in this subsection and subsection (4) referred to as the "person concerned") is entitled include—

(a) shares in which the person concerned has a relevant interest; and

(b) except where the person concerned is a nominee corporation in respect of which a certificate by the Commission is in force under subsection (8)—shares in which a person who is an associate of the person concerned has a relevant interest.

(4) A reference in subsection (3) *(b)* to a person who is an associate of the person concerned shall be construed as a reference to—

(a) if the person concerned is a corporation—

(i) a director or secretary of the corporation;

(ii) a corporation that is related to the person concerned; or

(iii) a director or secretary of such a related corporation;

(b) a person with whom the person concerned has, or proposes to enter into, an agreement, arrangement, understanding or undertaking, whether formal or informal and whether express or implied—

(i) by reason of which either of those persons may exercise, directly or indirectly control the exercise of, or substantially influence the exercise of, any voting power attached to shares in the company referred to in subsection (3);

(ii) with a view to controlling or influencing the composition of the board of directors, or the conduct of affairs, of the company referred to in subsection (3);

or

(iii) under which either of those persons may acquire from the other of them shares in the company referred to in subsection (3) or may be required to dispose of such shares in accordance with the directions of the other of them;

(c) a person in concert with whom the person concerned is acting, or proposes to act, in relation to the acquisition or proposed acquisition of shares in the company referred to in subsection (3);

(d) a person with whom the person concerned is, or proposes to become, associated, whether formally or informally with a view to controlling or influencing the composition of the board of directors, or the conduct of affairs, of the company referred to in subsection (3);

(e) a person with whom the person concerned is, by virtue of the regulations, to be regarded as associated in relation to the acquisition or proposed acquisition of shares in the company referred to in subsection (3);

(f) a person with whom the person concerned is, or proposes to become, associated, whether formally or informally, in any other way in relation to shares in the company referred to in subsection (3);

or

(g) if the person concerned has entered into, or proposes to enter into, a transaction, or has done, or proposes to do, any other act or thing, with a view to becoming associated with another person as mentioned in paragraph *(b)*, *(c)*, *(d)*, *(e)* or *(f)*—that other person.

(5) A reference in this Act other than subsection (4) to a person associated with another person shall be construed as a reference to—

(a) if the other person is a corporation—

(i) a director or secretary of the corporation;

(ii) a corporation that is related to the other person;

or

(iii) a director or secretary of such a related corporation;

(b) where the matter to which the reference relates is a take-over offer or take-over announcement relating to shares in a company, or the extent of a power to exercise, or to control the exercise of, the voting power attached to voting shares in a corporation—a person with whom the other person has, or proposes to enter into, an agreement, arrangement, understanding or undertaking, whether formal or informal and whether express or implied—

(i) by reason of which either of those persons may exercise, directly or indirectly control the exercise of, or substantially influence the exercise of, any voting power attached to a share in the company or corporation, as the case may be;

(ii) with a view to controlling or influencing the composition of the board of directors, or the conduct of affairs, of the company or corporation, as the case may be;

or

(iii) under which either of those persons may acquire from the other of them shares in the company or corporation, as the case may be, or may be required to dispose of such shares in accordance with the directions of the other of them;

(c) a person in concert with whom the other person is acting, or proposes to act, in respect of the matter to which the reference relates;

(d) a person with whom the other person is, by virtue of the regulations, to be regarded as associated in respect of the matter to which the reference relates;

(e) a person with whom the other person is, or proposes to become, associated, whether formally or informally, in any other way in respect of the matter to which the reference relates;

or

(f) if the other person has entered into, or proposes to enter into, a transaction, or has done, or proposes to do, any other act or thing, with a view to becoming associated with a person as mentioned in paragraph *(b)*, *(c)*, *(d)* or *(e)*—that last-mentioned person.

(6) A person shall not be taken to be an associate of another person by virtue of subsection (4) *(b)*, *(c)*, *(d)*, *(f)* or *(g)* or to be associated with another person by virtue of subsection (5) *(b)*, *(c)*, *(e)* or *(f)* by reason only that—

(a) one of those persons furnishes advice to, or acts on behalf of, the other person in a professional capacity;

(b) without limiting the generality of paragraph *(a)*, where the ordinary business of one of those persons includes dealing in securities—specific instructions are given to the person by or on behalf of the other person to acquire shares on behalf of the other person in the ordinary course of that business;

or

(c) one of those persons—

(i) has dispatched or proposes to dispatch to the other person a take-over offer in relation to shares in a company held by the other person;

or

(ii) has made, or proposes to make, a take-over announcement that relates to shares held by the other person.

(7) For the purposes of subsections (4) *(b)* and (5) *(b)*, it is immaterial that the power of a person to exercise, control the exercise of, or influence the exercise of, voting power is in any way qualified.

(8) The Commission may, in its discretion, issue to a nominee corporation a certificate declaring the nominee corporation to be an approved nominee corporation for the purposes of this section and may at any time, in its discretion, by notice in writing to the nominee corporation, revoke the certificate.

Other interpretative and evidentiary provisions.

8. (1) For the purposes of this Act, where the shares in a company are not divided into two or more classes, those shares shall be deemed to constitute a class.

(2) In this Act—

(a) a reference to an offeror who does not propose to acquire all the shares in a company that are included in a class of shares shall be construed as a reference to an offeror who has made offers under a take-over scheme in accordance with section 16 (2) *(a)* (i) in respect of shares included in that class of shares, being offers in which the number of shares specified in accordance with section 16 (2) *(f)* (iii) (or, if that number is expressed as a percentage, the number of shares represented by that percentage) is less than the total number of shares in the target company included in that class of shares (excluding any shares included in that class to which the offeror is entitled), and a reference to the number of shares proposed to be acquired by such an offeror shall be construed as a reference to the number of shares so specified;

and

(b) a reference to an offeror who proposes to acquire all the shares in a company that are included in a class of shares shall be construed as a reference to an offeror who has made offers under a take-over scheme in accordance with section 16 (2) *(a)* (i) in respect of shares included in that class of shares other than an offeror referred to in paragraph *(a)*.

(3) A reference in this Act other than section 25 to the period during which an offer under a take-over scheme or made by virtue of a take-over announcement remains open shall, in the case of an offer that is accepted, be construed as a reference to the period during which the offer would have remained open if it had not been accepted.

(4) In relation to a company the whole or a portion of the share capital of which consists of stock, a reference in this Act to a number of shares (including a number expressed as a percentage) shall, in relation to an amount of stock, be construed as a reference to the amount of stock that represents that number of shares.

(5) For the purposes of this Act—

(a) a parcel of shares in a listed public company constitutes an odd lot if the number of shares in that parcel is less than one marketable parcel of shares in that company;

and

(b) if the number of shares in a parcel of shares in a listed public company is greater than one marketable parcel of shares in that company and, after excluding so many of the shares in that parcel as constitute a marketable parcel or marketable parcels of shares in that company, a number of shares remains, that remaining number of shares constitutes an odd lot.

(6) In this Act—

(a) a reference to an offeror or an on-market offeror shall, if two or more persons constitute an offeror or an on-market offeror, be construed as a reference to those persons or either or any of them;

and

(b) a reference to a person associated with an offeror or an on-market offeror shall, if two or more persons constitute an offeror or an on-market offeror, be construed as a reference to a person associated with those persons or with either or any of them.

(7) In this Act, a reference to entering into a transaction in relation to shares includes—

(a) a reference to entering into or becoming a party to an agreement, arrangement, understanding or undertaking, whether formal or informal and whether express or implied, in relation to shares;

and

(b) a reference to exercising an option to have shares allotted.

(8) In this Act, a reference to a corporation or to a body corporate includes a reference to an unincorporated society, association or other body that is for the time being declared by the Commission, by notice in writing published in the *Gazette*, to be a corporation or to be a body corporate, as the case may be, for the purposes of this Act.

(9) A reference in section 13 (3) or 40 (3) to an acquisition of shares in a company at an official meeting of a stock exchange in the ordinary course of trading on the stock market of that stock exchange does not include a reference to an acquisition of shares pursuant to a transaction that, when it is reported to the relevant stock exchange, is, pursuant to the business rules or listing rules of that stock exchange, described as "special".

(10) In any proceedings under or arising out of this Act, a person shall, in the absence of proof to the contrary, be presumed to have been aware at a particular time of a fact or occurrence of which a servant or agent of the person having duties or acting on behalf of his master or principal in connection with the matter to which the proceedings relate was aware at the time.

Relevant interest in shares.

9. (1) Subject to this section, a person has a relevant interest in a share in a corporation for the purposes of this Act if that person has power—

(a) where the share is a voting share—to exercise, or to control the exercise of, the right to vote attached to that share;

or

(b) to dispose of, or to exercise control over the disposal of, that share whether or not it is a voting share.

(2) It is immaterial for the purposes of this section whether the power of a person—

(a) to exercise, or to control the exercise of, the right to vote attached to a voting share;

or

(b) to dispose of, or to exercise control over the disposal of, a share,

is express or implied or formal or informal, is exercisable alone or jointly with another person or other persons, cannot be related to a particular share, or is, or is capable of being made, subject to restraint or restriction, and any such power exercisable by a person jointly with another person or other persons shall, for those purposes, be deemed to be exercisable by either or any of those persons.

(3) A reference in this section to power or control includes a reference to power or control that is direct or indirect or is, or is capable of being, exercised as a result of, or by means of, or in breach of, or by revocation of, trusts, agreements, arrangements, understandings and practices, or any of them, whether or not they are enforceable, and a reference in this section to a controlling interest includes a reference to such an interest as gives control.

(4) For the purposes of this section, where a body corporate has power—

(a) to exercise, or to control the exercise of, the right to vote attached to a voting share;

or

(b) to dispose of, or to exercise control over the disposal of, a share,

and—

(c) the body corporate is, or its directors are, accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of a person in relation to the exercise of the power;

(d) a person has a controlling interest in the body corporate;

or

(e) a person has power to exercise, or to control the exercise of, the voting power attached to not less than the prescribed percentage of the voting shares in the body corporate,

that person shall be deemed to have the same power in relation to that share as the body corporate has.

(5) For the purposes of subsection (4) *(e)*, a person shall be deemed to have the power referred to in that subsection if—

(a) a person associated with the firstmentioned person has that power;

(b) persons associated with the firstmentioned person together have that power;

or

(c) the firstmentioned person and a person or persons associated with him together have that power.

(6) Where a person—

(a) has entered into an agreement with respect to an issued share;

(b) has a right relating to an issued share, whether the right is enforceable presently or in the future and whether on the fulfilment of a condition or not;

or

(c) has an option with respect to an issued share,

and, on performance of the agreement, enforcement of the right or exercise of the option, as the case may be, that person would have a relevant interest in the share, he shall, for the purposes of this section, be deemed to have that relevant interest in the share.

(7) For the purposes of this section, where a body corporate is deemed by subsection (6) to have a relevant interest in a share in a corporation and—

(a) the body corporate is, or its directors are, accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of a person in relation to the exercise of, or the control of the exercise of, the right to vote attached to shares in the corporation, or in relation to the disposal of, or the exercise of control over the disposal of, shares in the corporation;

(b) a person has a controlling interest in the body corporate;

or

(c) a person has power to exercise, or to control the exercise of, the voting power attached to not less than the prescribed percentage of the voting shares in the body corporate,

that person shall be deemed to have a relevant interest in that share.

(8) A relevant interest in a share shall be disregarded—

(a) if the ordinary business of the person who has the relevant interest includes the lending of money and he has authority to exercise his powers as the holder of the relevant interest only by reason of a security given for the purposes of a transaction entered into in the ordinary course of business in connection with the lending of money, not being a transaction entered into with a person associated with the firstmentioned person;

(b) if the relevant interest is that of a person who has it by reason of his holding a prescribed office;

(c) if the share is subject to a trust, the relevant interest is that of a trustee and—

(i) a beneficiary is deemed, by subsection (6), to have a relevant interest in the share by virtue of a presently enforceable and unconditional right referred to in paragraph *(b)* of that subsection;

or

(ii) the trustee is a bare trustee;

(d) if the ordinary business of the person who has the relevant interest includes dealing in securities and he has authority to exercise his powers as the holder of the relevant interest only by reason of instructions given to him by or on behalf of another person to dispose of that share on behalf of the other person in the ordinary course of business;

or

(e) if the relevant interest is that of a person who has it by reason of his having been appointed as a proxy or representative to vote at a meeting of members, or of a class of members, of a corporation, not being an appointment in return for the making of which the person or a person associated with the person provided valuable consideration.

(9) For the purposes of subsection (8) *(c)* (ii), a trustee shall not be taken not to be a bare trustee by reason only of the fact that the trustee is entitled in his capacity as a trustee to be remunerated out of the income or property of the trust.

(10) A relevant interest in a share shall not be disregarded by reason only of—

(a) its remoteness;
or

(b) the manner in which it arose.

(11) A reference in this section to the prescribed percentage is a reference to twenty per cent or, where a lesser percentage is prescribed by regulations in force for the time being for the purposes of section 11, a reference to that lesser percentage.

Persons to whom Act applies.

10. (1) This Act applies to and in relation to all natural persons, whether resident in South Australia or in Australia or not and whether Australian citizens or not, and to all bodies corporate or unincorporate, whether incorporated or carrying on business in South Australia or in Australia or not, and extends to acts done or omitted to be done outside South Australia, whether in Australia or not.

(2) Nothing in subsection (1) extends the definition of "company" in section 6 so as to include a body corporate that is not incorporated in South Australia.

PART II

PART II

CONTROL OF ACQUISITION OF SHARES

Restriction on acquisition of shares.

11. (1) Except as provided by this Act, a person shall not, either alone or together with another person or other persons, acquire shares in a company if any person who is not entitled to any voting shares in the company or is entitled to less than the prescribed percentage of the voting shares in the company would, immediately after the acquisition, be entitled to more than the prescribed percentage of the voting shares in the company.

(2) Except as provided by this Act, a person shall not, either alone or together with another person or other persons, acquire shares in a company if any person (in this subsection referred to as a "relevant person") who is entitled to not less than the prescribed percentage, but less than ninety per cent, of the voting shares in the company would, immediately after the acquisition, be entitled to a greater percentage of the number of voting shares in the company than the percentage to which that relevant person was entitled immediately before the acquisition.

(3) A person shall not offer to acquire, or issue an invitation in relation to, shares in a company if the person is prohibited by subsection (1) or (2) from acquiring those shares.

(4) It is a defence to a prosecution for a contravention of this section if the defendant establishes that the contravention was due to his inadvertence or mistake or to his not being aware of a relevant fact or occurrence.

(5) An acquisition of shares is not invalid by reason of a contravention of this section.

(7) A reference in this section to the prescribed percentage is a reference to twenty per cent or, where a lesser percentage is prescribed by regulations in force for the time being for the purposes of this section, a reference to that lesser percentage.

Acquisitions to which section 11 does not apply.

12. Section 11 does not apply to or in relation to—

(a) an acquisition of shares by will or by operation of law;

(b) an acquisition of shares by virtue of an allotment or purchase pursuant to a prospectus—

(i) that contained an invitation to the public to subscribe for or purchase the shares or an offer to the public to accept subscriptions for or to sell the shares;

and

(ii) a copy of which has been registered under Division 1 of Part IV of the Companies Act, 1962-1980;

(c) an acquisition of shares in a company by virtue of an allotment made in accordance with a proposal particulars of which were set out in a prospectus where—

(i) the prospectus was the first prospectus issued by the company;

(ii) the person who acquired the shares was a promoter in respect of the prospectus;

and

(iii) a copy of the prospectus has been registered under Division 1 of Part IV of the Companies Act, 1962-1980;

(d) an acquisition of shares by virtue of an allotment or purchase of shares pursuant to—

(i) an underwriting agreement particulars of which were set out in a prospectus a copy of which has been registered under Division 1 of Part IV of the Companies Act, 1962-1980;

or

(ii) a sub-underwriting agreement that is related to such an underwriting agreement,

where the prospectus contained an invitation to the public to subscribe for or purchase the shares or an offer to the public to accept subscriptions for or to sell the shares;

(e) an acquisition of shares by virtue of an allotment made by a company that has not commenced any business and has not exercised any borrowing power;

(ea) an acquisition of shares pursuant to a compromise or arrangement approved by the Court under Part VII of the Companies Act, 1962-1980;

(f) an acquisition of shares pursuant to section 270 of the Companies Act, 1962-1980;

(g) an acquisition of shares in a company by virtue of an allotment or purchase where the company has agreed to the allotment or purchase by a resolution passed at a general meeting at which no votes were cast in relation to the resolution in respect of any shares held by—

(i) the person to whom the firstmentioned shares were to be allotted or by whom or from whom the first-mentioned shares were to be purchased, as the case may be;

or

(ii) a person associated with a person referred to in sub-paragraph (i);

(h) an acquisition of shares resulting from the exercise by a person of a renounceable option or of an option or right granted or conferred by a convertible note, where, if the person had acquired the shares at the time when he acquired the renounceable option or the convertible note, as the case may be, the acquisition of the shares would not, by reason of section 13 (3), have contravened this Act;

(j) an acquisition of shares by a person as a result of the acceptance by that person of a take-over offer, where the shares constituted, or formed part of, the consideration for the take-over offer;

(k) an acquisition of shares in a company as a result of the acquisition of shares in another corporation that are listed for quotation on the stock market of a stock exchange;

(l) an acquisition of shares by a person whose ordinary business includes the lending of money where the acquisition results from the exercise by that person of a power in relation to the shares conferred on or vested in him pursuant to, by reason of

or in connection with a transaction in connection with the lending of money entered into by him in the ordinary course of that business, not being a transaction entered into with a person associated with the firstmentioned person;

(m) an acquisition of forfeited shares at an auction conducted at a place at which, or by a facility by means of which, a stock exchange maintains or provides a stock market;

(n) any other acquisition of shares made in a prescribed manner or in prescribed circumstances;

or

(o) any other acquisition of shares approved by the Minister in writing.

Acquisition of shares permitted in certain circumstances.

13. (1) Section 11 does not—

(a) prohibit the acquisition of shares in a company that does not have more than fifteen members;

or

(b) prohibit the acquisition of shares in a proprietary company that has more than fifteen members where the members of the company have consented in writing to the provisions of this Act not applying to or with respect to the acquisition,

if the acquisition would not result in—

(c) a contravention of section 11 in relation to the acquisition of shares in another company;

or

(d) a contravention of a provision of a law of a State other than South Australia or of a Territory that corresponds with section 11 in relation to the acquisition of shares in a corporation in relation to which that provision applies.

(2) For the purposes of subsection (1), two or more persons holding jointly shares in a company shall be deemed to be one member of the company.

(3) Subject to subsection (4), section 11 does not—

(a) prohibit the acquisition of shares in a company at an official meeting of a stock exchange, in the ordinary course of trading on the stock market of that stock exchange, during the period commencing when a Part A statement relating to offers under a relevant take-over scheme in respect of shares in that company of the same class as the firstmentioned shares is served on the company and ending at the expiration of twenty-eight days after the day on which the Part A statement is served or, if take-over offers are dispatched pursuant to the Part A statement within those twenty-eight days, at the expiration of the period during which those take-over offers remain open, by the offeror under that take-over scheme;

or

(b) prohibit the acquisition of shares in a company at an official meeting of a stock exchange, in the ordinary course of trading on the stock market of that stock exchange, during the period commencing when a take-over announcement is made in relation to shares in that company of the same class as the firstmentioned shares and ending at the expiration of the

period in which offers constituted by that announcement remain open, by the on-market offeror who caused the announcement to be made.

(4) For the purposes of subsection (3), a take-over scheme is a relevant take-over scheme if, and only if—

(a) the offeror proposes to acquire all the shares in the company that are included in the class of shares to which the take-over scheme relates, other than shares to which the offeror was entitled at the time when the relevant Part A statement was served;

and

(b) no offer under the take-over scheme is subject to any prescribed condition other than any one or more of the following conditions:

(i) a condition that the offeror receives an acceptance or acceptances of an offer or offers under the take-over scheme in respect of a number of shares referred to in the condition, being a number that does not exceed a number equivalent to ninety per cent of the shares in the company included in the class of shares concerned;

(ii) a condition that a prescribed occurrence in relation to the target company does not take place;

(iii) any other condition approved by the Commission.

(5) Where—

(a) a Part A statement relating to offers under a take-over scheme is served on a company;

(b) after the Part A statement is served the offeror referred to in the Part A statement acquires shares in the target company;

(c) the acquisition of those shares would, but for subsection (3) *(a)*, have contravened section 11;

and

(d) the offeror does not dispatch the offers to which the Part A statement relates within the period of twenty-eight days after the Part A statement is served on the target company,

the offeror is not entitled, without the consent of the Commission, to exercise, or to authorize another person to exercise, any voting rights attached to the shares referred to in paragraph *(b)*.

Pari passu allotments.

14. (1) Section 11 does not prohibit the acquisition of shares in a company pursuant to an allotment if—

(a) the requirements set out in subsection (2) have been complied with in relation to the allotment;

and

(b) the allotment—

(i) is made to a person as a result of the acceptance by that person of an offer made to him in accordance with subsection (2) *(b)*;

(ii) is made to a person in his capacity as an underwriter or sub-underwriter in relation to the allotment;

or

(iii) is made to a nominee in accordance with subsection (3).

(2) The requirements referred to in subsection (1) are as follows:

(a) the directors of the company shall pass a resolution agreeing to make available a number of shares in, or ascertained in accordance with, the resolution for allotment to all persons who were registered as the holders of shares in the company, or to all persons who were registered as the holders of voting shares in the company, on the date specified in the resolution;

(b) the company shall make an offer to each person to allot to him such number of those shares as he agrees to subscribe for, being a number that does not exceed the number specified in the offer in accordance with paragraph *(c)*;

and

(c) the number of shares to be specified in an offer for the purposes of paragraph *(b)* is the number that bears to the total number of shares agreed to be made available in accordance with paragraph *(a)* as nearly as practicable the same proportion as the number of shares in the company, or the number of voting shares in the company, as the case may be, held by the person to whom the offer is made immediately before the date specified in the resolution bears to the total number of shares in the company, or the total number of voting shares in the company, as the case may be, immediately before that date.

(3) A company shall be deemed to comply with the requirements of subsection (2) in relation to the holders of shares in the company whose addresses as shown in the register of members are places outside Australia and its Territories (in this subsection referred to as "foreign shareholders") if the company, in lieu of making offers to the foreign shareholders in accordance with subsection (2)—

(a) allots to a nominee approved—

(i) where the company is a listed public company—by the stock exchange that is the home exchange in relation to the company;

or

(ii) where the company is not a listed public company—by the Commission,

a number of shares equal to the number of shares in respect of which the company would, but for this subsection, be required to make offers to foreign shareholders in accordance with subsection (2);

(b) causes the shares so allotted to be offered for sale in such manner, at such price and on such other terms and conditions as are approved by that stock exchange or the Commission, as the case may be;

and

(c) pays to each of the foreign shareholders so much of the amount (if any) remaining after deducting from the proceeds of sale—

(i) the expenses of the sale;

and

(ii) the amounts (if any) payable to the company in respect of the allotment of the shares,

as bears to that remaining amount the same proportion as the number of shares in respect of which the company would, but for this subsection, be required to make an offer to the

foreign shareholder concerned in accordance with subsection (2) bears to the total number of shares allotted to the nominee in accordance with paragraph *(a)*.

Acquisition of not more than three per cent of voting shares permitted in each six months.

15. (1) Section 11 does not prohibit an acquisition of voting shares in a company by reason of the effect of the acquisition on the entitlement to voting shares in the company of a person (in this section referred to as a "relevant person") if the relevant person has been entitled to not less than the prescribed percentage of the voting shares in the company for a continuous period of not less than six months immediately preceding the acquisition and the number ascertained in accordance with the formula $\frac{100\ (a+b-c)}{d}$ does not exceed three, where—

a is the number of voting shares to be acquired;

b is the number of voting shares in the company that were acquired by any person during the period of six months immediately preceding the firstmentioned acquisition, being voting shares the acquisition of which by the person concerned increased the number of voting shares in the company to which the relevant person was entitled;

c is the number of voting shares in the company that were disposed of by any person during the period of six months immediately preceding the firstmentioned acquisition, being voting shares the disposal of which by the person concerned decreased the number of voting shares in the company to which the relevant person was entitled;

d is the number of voting shares in the company.

(2) A reference in subsection (1) to the prescribed percentage is—

(a) a reference to nineteen per cent;
or

(b) where a lesser percentage is prescribed by regulations in force for the time being for the purposes of this section—a reference to that lesser percentage.

Take-over offers.

16. (1) Section 11 does not prohibit the acquisition of shares in a company as a result of the acceptance of offers to acquire those shares made under a take-over scheme in relation to that company.

(2) For the purposes of this Act, offers to acquire shares are made under a take-over scheme if, and only if, the offers relate only to shares included in a class of shares (in this section referred to as the "relevant class of shares") and—

(a) one of the following subparagraphs is applicable in relation to the offers:

(i) each offer relates to all the shares in the target company included in the relevant class of shares that the offeree holds, whether the offeror proposes to acquire all the shares in the target company to which he is not already entitled that are included in the relevant class of shares or proposes to acquire only a proportion of the shares in the target company to which he is not already entitled that are included in the relevant class of shares;

(ii) each offer relates to a proportion of the shares in the target company included in the relevant class of shares that the offeree holds, being a proportion that is the same in respect of each offer;

(b) the offers are the same disregarding—

(i) the fact that the offerees are different persons and the fact that the number of shares that may be acquired under each offer is limited by the number of shares held by the offeree;

and

(ii) any differences in the consideration specified for each share in the offers that are attributable only to the fact that the offers relate to shares having different accrued dividend entitlements or relate to shares on which different amounts are paid up;

(c) an offer is dispatched in a manner approved by the Commission to each holder of shares in the target company (other than the offeror) included in the relevant class of shares;

(d) the offeror has, not earlier than twenty-eight days and not later than fourteen days before the offers are dispatched, served on the target company—

(i) a Part A statement relating to the offers that—

(A) is signed, where the offeror is, or includes, a natural person or natural persons, by that person or by each of those persons and, where the offeror is, or includes, a corporation or corporations, by not less than two directors of the corporation, or by two directors of each of those corporations, authorized so to sign pursuant to a resolution passed at a meeting of the directors, or, in the case of a corporation that has only one director, by that director;

and

(B) has endorsed on it a statement that a copy of the Part A statement has been registered by the Commission and that the Commission takes no responsibility as to its contents and specifying the date on which the copy was so registered;

and

(ii) a copy of one of the proposed offers to which the Part A statement referred to in subparagraph (i) relates, being a copy that need not include the name or address of the offeree, the date that the offer will bear or any other date that is related to or dependent upon that date or the particulars referred to in paragraph *(f)* (iv);

(e) the offeror has, on the day on which the Part A statement is served under paragraph *(d)*—

(i) lodged with the Commission a notice in writing stating that the Part A statement has been so served;

and

(ii) if the target company is a listed public company—served on the stock exchange that is the home exchange in relation to that company a copy of each of the documents served on that company in accordance with paragraph *(d)*;

and

(f) each offer is in writing and—

(i) bears the same date, being a date that is not more than three days before the date on which the offer is dispatched and is not later than the date on which the offer is dispatched;

(ii) states that the offer will, unless withdrawn, remain open during a period ending on a specified date, being a date that is not earlier than one month, or later than six months, after the date that the offer bears;

(iii) in the case of an offer that relates to all the shares held by the offeree in the target company that are included in the relevant class of shares—specifies the maximum number of shares included in that class that are proposed to be acquired after the Part A statement is served but before the expiration of the period in which the offer remains open (which may be expressed as a number of shares or as a percentage of the total number of shares included in that class of shares or of the total number of shares included in that class of shares to which the offeror is not entitled);

(iv) specifies the number of shares included in each class of shares in the target company to which the offeror was entitled immediately before the offer was dispatched (which may be expressed as a number of shares or as a percentage of the total number of shares included in the class of shares concerned);

(v) in the case of an offer that is subject to a prescribed condition—specifies a date, being a date that is not less than seven days and not more than fourteen days before the end of the period during which the offer remains open, for the publication of the notice referred to in section 28 (4);

(vi) sets out how the obligations of the offeror are to be satisfied;

(vii) contains a provision setting out when the obligations of the offeror are to be satisfied, being a provision under which the consideration for the offer is to be paid or provided—

(A) in the case of an offer that is not subject to a prescribed condition—within thirty days after the offer is accepted;

or

(B) in the case of an offer that is subject to a prescribed condition—within thirty days after the offer is accepted or the offer or the contract resulting from the acceptance

of the offer becomes unconditional, whichever is the later;

and

(viii) is accompanied by—

(A) a copy of the Part A statement referred to in paragraph *(d)* (i);

and

(B) if the target company has given to the offeror a Part B statement in relation to the offers—a copy of that statement and a copy of any report that accompanied that statement.

(3) A Part A statement referred to in this section may contain, in addition to the information referred to in Part A of the schedule, such information as the offeror thinks fit, not being information that is false in a material particular or materially misleading in the form or context in which it appears.

Take-over announcements.

17. (1) Section 11 does not prohibit the acquisition of shares in a listed public company if—

(a) the shares are acquired as a result of the acceptance of offers made in accordance with this section;

and

(b) the requirements of this section that are applicable to the person acquiring the shares are complied with.

(2) Subject to the following provisions of this section, a person, or two or more persons together, may make offers to acquire shares in a listed public company that are included in a class of shares by causing an announcement to be made on his or their behalf by a member of the stock exchange that is the home exchange in relation to that company at an official meeting of that stock exchange to the effect that, during the period of one month commencing on the first trading day after the expiration of fourteen days after the day on which the announcement is made, the member offers, on behalf of that person or those persons, to acquire, at a cash price per share specified in the announcement, all the shares included in that class of shares in that company in respect of which any such offers are accepted—

(a) at an official meeting of that stock exchange;

or

(b) if the offers cannot be accepted at a particular meeting of that stock exchange, whether by reason that the member of the stock exchange by whom or on whose behalf the announcement was made or his representative is not present at the meeting or the committee of management, board of directors or other governing authority of that stock exchange do not or does not permit dealings in the shares at that meeting or otherwise—by notice in writing signed by or on behalf of a holder of shares to which the offers relate and served on that stock exchange on the day on which that meeting is held.

(3) Except with the consent of the Commission, a person is not entitled, or two or more persons together are not entitled, to make offers pursuant to subsection (2) in relation to shares in a company if that person, or either or any of those persons—

(a) is entitled to not less than thirty per cent of the voting shares in the company;

or

(b) in the case of a company the voting shares in which are divided into two or more classes of shares—is entitled to not less than thirty per cent of the shares in one of those classes.

(4) For the purposes of this section, an announcement made at an official meeting of a stock exchange by a representative of a member of a stock exchange shall be deemed to have been made by the member.

(5) Where a notice accepting an offer made by virtue of an announcement made at a meeting of a stock exchange in South Australia by a member of that stock exchange pursuant to subsection (2) is served on the stock exchange in accordance with that subsection, the stock exchange shall as soon as practicable notify that member of the stock exchange of the acceptance of the offer.

(6) The price to be specified in an announcement made in accordance with subsection (2) on behalf of an on-market offeror in respect of a class of shares in a company as the price per share at which shares will be acquired shall, if the on-market offeror or a person associated with the on-market offeror, in the four months immediately preceding the day of the announcement, purchased or agreed to purchase shares in that company included in that class of shares, be not less than the highest price per share paid or agreed to be paid in respect of any of those shares pursuant to any such purchase or agreement to purchase.

(7) Where, in the four months immediately preceding the date of a take-over announcement, the on-market offeror or a person associated with the on-market offeror has entered into an agreement for the purchase of a share or shares in the target company, being an agreement that provides that the price specified in the agreement as the price payable for the share or any of the shares may be increased in accordance with the terms of the agreement, then, for the purposes of subsection (6), the price agreed to be paid for the share or any of the shares shall be taken to be the price so specified in the agreement.

(8) Nothing in this section prohibits an on-market offeror from acquiring in accordance with section 13 (3) (b), during the period commencing when the take-over announcement is made and ending at the expiration of the sixth trading day before the expiration of the period in which offers constituted by the take-over announcement remain open, shares to which the relevant take-over announcement relates at a price (in this subsection referred to as a "relevant price") that is higher than the price specified in the announcement or is higher than any price that is deemed by a previous operation of this subsection or of subsection (11) to be specified in the announcement but, if the on-market offeror acquires shares at a relevant price during that period, that relevant price shall, for the purposes of any offer that is accepted after the acquisition takes place, be deemed to be the price specified in the announcement unless and until another price is deemed by virtue of the operation of this subsection or of subsection (11) to be specified in the announcement.

(9) An on-market offeror shall not, during the period commencing at the end of the period referred to in subsection (8) and ending at the expiration of the period during which offers constituted by the take-over announcement remain open, acquire shares to which the take-over

announcement relates at a price that is higher than the price that, at the expiration of the period referred to in subsection (8), is, or is deemed to be, the price specified in the announcement.

(10) An on-market offeror who makes offers constituted by a take-over announcement in relation to shares in a company shall—

(a) on the day on which the announcement is made—

(i) serve on the target company a Part C statement relating to the offers that is signed, where the on-market offeror is, or includes, a natural person or natural persons, by that person or by each of those persons and, where the on-market offeror is, or includes, a corporation or corporations, by not less than two directors of the corporation, or by two directors of each of those corporations, authorized so to sign pursuant to a resolution passed at a meeting of the directors, or, in the case of a corporation that has only one director, by that director;

(ii) serve a copy of the statement on the stock exchange that is the home exchange in relation to the target company;

and

(iii) lodge a copy of the statement with the Commission;

and

(b) within fourteen days after the day on which the announcement is made, dispatch a copy of the statement in a manner approved by the Commission to each holder of shares included in the class of shares to which the announcement relates.

(11) If, at any time after the making of a take-over announcement and before the end of the period during which offers constituted by the take-over announcement remain open—

(a) the target company makes an allotment of, or grants an option to subscribe for, any of its shares, or agrees to make such an allotment or to grant such an option;

(b) the target company issues, or agrees to issue, convertible notes; or

(c) the target company declares a dividend,

the on-market offeror may, with the consent of the Commission, cause an announcement to be made on behalf of the on-market offeror by a member of the stock exchange that is referred to in subsection (2) at an official meeting of that stock exchange stating that a specified lower price per share is to be substituted for the price per share specified in the take-over announcement and, where such an announcement is made, that lower price shall, unless and until a different price is deemed to be specified in the take-over announcement by virtue of the operation of this subsection or of subsection (8), be deemed to be the price specified in the take-over announcement.

(12) An on-market offeror who has made offers constituted by a take-over announcement in relation to shares in a company may cause an announcement to be made on his behalf by a member of the stock exchange that is referred to in subsection (2) at an official meeting of that stock exchange before the expiration of the sixth trading day before—

(a) the end of the period of one month referred to in that subsection;

or

(b) if that period has been extended pursuant to the previous exercise on one or more occasions of the power conferred by this subsection—the end of the extended period,

extending that period or that extended period, as the case may be, for a further period of one month, but so that the total period for which the offers remain open does not exceed six months.

(13) Where an on-market offeror causes an announcement to be made pursuant to subsection (11) or (12), the on-market offeror shall, on the day on which the announcement is made—

(a) serve on the stock exchange at an official meeting of which the announcement is made and on the target company;

and

(b) lodge with the Commission,

a notice setting out the terms of the announcement.

(14) Subject to section 33, offers constituted by an announcement made in accordance with subsection (2) remain open for the period of one month referred to in that subsection or, if that period has been extended in accordance with subsection (12), for that period as so extended.

(15) Where an offer to acquire shares in a company or other corporation that is made by virtue of an announcement made at a meeting of a stock exchange in South Australia by a member of that stock exchange in accordance with subsection (2) is accepted—

(a) if the member is not acting as agent for a member of another stock exchange—the member who made the announcement;

or

(b) if the member is acting as agent for a member of another stock exchange—the member of that other stock exchange,

shall be deemed to have contracted as principal with the person who (whether on his own behalf or on behalf of another person) accepted the offer to acquire the shares to which the acceptance relates, but nothing in this subsection affects the rights and obligations between the member who is so deemed to have contracted as principal and the on-market offeror.

(16) Where, in respect of a contract that resulted from the acceptance of an offer made by virtue of a take-over announcement, a member of a stock exchange who contracted, or is deemed by subsection (15) to have contracted, as principal with the person who accepted the offer was, at the time when the contract was made, a partner in a partnership that carried on a business of dealing in securities, any liabilities of the member arising by reason of his so having contracted, or being deemed to have contracted, as principal are joint and several liabilities of the persons who were the partners in the partnership at that time.

(17) A Part C statement referred to in subsection (10) *(a)* may contain, in addition to the information referred to in Part C of the schedule, such information as the on-market offeror thinks fit, not being information that is false in a material particular or materially misleading in the form or context in which it appears.

(18) A reference in this section to a member of the stock exchange that is the home exchange in relation to a company shall be construed as including a reference to a member of another stock exchange who is entitled to trade in securities on the stock market of the firstmentioned stock exchange.

(19) A reference in this section to a representative of a member of a stock exchange includes a reference to—

(a) an employee of the member;
and

(b) if the member is a partner in a partnership that carries on a business of dealing in securities—

(i) another partner in the partnership;
or

(ii) an employee of the partnership.

PART III

PROVISIONS RELATING TO TAKE-OVER OFFERS

Registration of Part A statements and offers.

18. (1) A person, or two or more persons together, shall not cause a Part A statement to be served on a target company unless—

(a) a copy of that Part A statement;

and

(b) a copy of one of the proposed offers to which that Part A statement relates, being a copy that need not include—

(i) the name or address of the offeree;

(ii) the date that the offer will bear or any other date that is related to or dependent upon that date;

or

(iii) the particulars referred to in section 16 (2) *(f)* (iv),

have been registered by the Commission not earlier than twenty-one days before that Part A statement is served.

(2) Where a copy of a Part A statement and a copy of a proposed offer are lodged with the Commission for registration under subsection (1), the Commission shall not register the copy of the statement or the copy of the proposed offer unless—

(a) the statement and proposed offer appear to comply with the requirements of this Act and the Commission is of the opinion that the statement and the proposed offer do not contain any matter that is false in a material particular or materially misleading in the form or context in which it appears;

and

(b) in respect of each report referred to in clause 1 *(e)* of Part A of the schedule that is set out in the copy of the statement—there is lodged with the Commission a notice in writing signed by the person or persons by whom the report is made to the effect that the person consents, or that each of those persons consents, to the inclusion of the report in the statement in form and context in which it is included.

(3) A Part A statement served on a target company in contravention of this section shall, for the purposes of this Act other than this section and section 44, be deemed not to have been served.

Extension of time for paying consideration.

19. (1) The Commission may, on application made by an offeror before the time by which the consideration specified in the relevant take-over offer is required by the terms of the offer to be paid or provided, fix a later time as the time by which that consideration is to be paid or provided and, where a later time is so fixed, the offer or, if the offer has been accepted, the contract that resulted from the acceptance shall be deemed to be varied accordingly.

(2) An offeror shall ensure that the consideration specified in the relevant take-over offer is paid or provided not later than the time by which that consideration is required by the terms of that take-over offer to be paid or provided or, if a later time has been fixed under subsection (1), not later than the time so fixed.

Take-over offers not to be subject to certain terms or conditions.

20. (1) An offeror shall not make a take-over offer that requires the offeree to approve or consent to—

(a) a payment or other benefit being made or given to a director, secretary or executive officer of the target company as compensation for loss of, or as consideration for or in connection with his retirement from, his office as director, secretary or executive officer or any other office in connection with the management of affairs of the target company or of a corporation that is related to the target company;

or

(b) a payment or other benefit being made or given to a director, secretary or executive officer of a corporation that is related to the target company as compensation for loss of, or as consideration for or in connection with his retirement from, office as director, secretary or executive officer or any other office in connection with the management of affairs of the target company or of a corporation that is related to the target company,

and any such requirement is void.

(2) An offeror shall not make a take-over offer subject to a prescribed condition (however expressed) that the offeror receives an acceptance or acceptances of an offer or offers under the relevant take-over scheme in respect of a number of shares referred to in the take-over offer unless that number of shares is specified in the take-over offer, and—

(a) any provision in the take-over offer by virtue of which the number so specified may be varied is void;

and

(b) if a take-over offer is made subject to a condition in contravention of this subsection, the condition is void.

(3) The number of shares specified in a take-over offer in accordance with subsection (2) may be expressed as a number of shares or as a percentage of the total number of shares included in the class of shares to which the take-over offer relates or of the total number of shares included in that class of shares to which the offeror is not entitled.

Withdrawal of offers.

21. (1) A take-over offer is not capable of being withdrawn without the consent of the Commission during the period of fourteen days after the day on which the offer was dispatched.

(2) A take-over offer is not capable of being withdrawn unless at the same time the offeror withdraws all other offers under the relevant take-over scheme that have not been accepted and, if the offeror so withdraws take-over offers—

(a) a contract that resulted from the acceptance of any other offer under the take-over scheme is voidable at the option of the offeree by notice in writing given to the offeror not later than one month after the take-over offers are withdrawn;

and

(b) no contract that resulted from the acceptance of any other offer under the take-over scheme is voidable at the option of the offeror by reason of the withdrawal of the take-over offers notwithstanding anything contained in that contract or in any agreement, arrangement, understanding or undertaking relating to that contract.

(3) Where a take-over offer or take-over offers is or are withdrawn, the person withdrawing the take-over offer or take-over offers shall—

(a) forthwith dispatch in a manner approved by the Commission to every person who, by virtue of the withdrawal, has an option under subsection (2) to rescind a contract referred to in that subsection a notice in writing informing that person of the withdrawal and setting out the terms of that subsection;

and

(b) on the day on which notices under paragraph *(a)* are dispatched—

(i) serve on the target company;

(ii) lodge with the Commission;

and

(iii) if the target company is a listed public company—serve on the stock exchange that is the home exchange in relation to that company,

a copy of one of the notices dispatched in accordance with paragraph *(a)*.

(4) For the purpose of calculating the period of one month referred to in subsection (2) *(a)*, the take-over offers referred to in that paragraph shall be taken to have been withdrawn on the day on which notices are dispatched to offerees under subsection (3) *(a)*.

(5) A take-over offer dispatched pursuant to an order made by the Court under section 46 (1) *(f)* is not capable of being withdrawn without the approval of the Commission.

Part B statement.

22. (1) Where a target company receives a Part A statement served under section 16 (2) *(d)*, the target company shall—

(a) not later than fourteen days after receipt of the Part A statement, give a Part B statement to the offeror;

or

(b) not later than fourteen days after the receipt of the notice mentioned in section 24 (1), give a Part B statement to the offeror and a copy of that statement to each person to whom an offer to which the Part A statement relates was made.

(2) The Part B statement shall—

(a) be signed by all the directors of the target company or by not less than two directors of the target company authorized so to sign pursuant to a resolution passed at a meeting of the directors or, in the case of a company that has only one director, by that director;

or

(b) if the company is in the course of being wound up or is under official management—be signed by the liquidator or official manager, as the case may be.

(3) A Part B statement shall not refer to any report made by an expert (other than a report set out in the Part A statement or a report that accompanies the Part B statement in accordance with section 23) unless—

(a) the report is set out in the Part B statement;

and

(b) the Part B statement contains or is accompanied by a statement that the person or each of the persons by whom the report is made consents to the inclusion of the report in the form and context in which it is included.

(4) A target company that gives a Part B statement under subsection (1) shall, on the day on which the Part B statement is given—

(a) if the company is a listed public company—serve on the stock exchange that is the home exchange in relation to the company a copy of the Part B statement and of any report or statement accompanying the Part B statement;

and

(b) lodge with the Commission—

(i) a copy of the Part B statement and of any report or statement accompanying the Part B statement;

and

(ii) in respect of any report accompanying the Part B statement—a notice in writing signed by the person or persons by whom the report is made to the effect that the person consents, or that each of those persons consents, to the report accompanying the Part B statement.

(5) A Part B statement may contain, in addition to the information referred to in Part B of the schedule, such information (not being information that is false in a material particular or materially misleading in the form or context in which it appears) as the directors of the target company, or the liquidator or official manager, as the case may be, think or thinks fit.

Offeror connected with target company.

23. (1) Where—

(a) take-over offers are, or are to be, made in respect of shares in a company by an offeror who has a prescribed shareholding in the target company;

(b) take-over offers are, or are to be, made in respect of shares in a company by an offeror that is or includes a natural person who is a director of the target company;

or

(c) take-over offers are, or are to be, made in respect of shares in a company by an offeror that is or includes a corporation or corporations, and a director or directors of the target company is or are a director or directors of that corporation or of either or any of those corporations,

the Part B statement given in accordance with section 22 (1) shall be accompanied by a copy of a report made by an expert (not being a person who is associated with the offeror or with the target company) stating whether in his opinion, the take-over offers are fair and reasonable and setting out his reasons for forming that opinion.

(2) Where the target company obtains two or more reports each of which could be used for the purposes of compliance with subsection (1), the Part B statement given by the company shall be accompanied by a copy of each report.

(2A) Where—

(a) a target company obtains a report for the purposes of compliance with subsection (1);

and

(b) the report contains a statement to which section 37 (2) or 38 (2) would apply if the statement were to be made or issued by the target company,

the report shall not be used for the purposes of compliance with subsection (1), and, notwithstanding subsection (2), shall not accompany the relevant Part B statement, except with the consent in writing of the Commission and in accordance with such conditions (if any) as are specified by the Commission.

(3) For the purposes of subsection (1)—

(a) a person has a prescribed shareholding in a company if he is entitled to not less than thirty per cent of the voting shares in the company;

and

(b) a person has a prescribed shareholding in a company, being a company the voting shares in which are divided into two or more classes of shares, if he is entitled to not less than thirty per cent of the shares in one of those classes.

Notice of offers to be served.

24. (1) Where take-over offers have been dispatched, the offeror shall, on the day on which the last of the offers is dispatched—

(a) serve notice in writing on the target company that the offers have been dispatched and of the date that they bear;

(b) if the target company is a listed public company—serve a copy of the notice on the stock exchange that is the home exchange in relation to the target company;

and

(c) lodge a copy of the notice with the Commission.

(2) A notice or a copy of a notice referred to in subsection (1) shall be accompanied by a copy of one of the offers and a copy of every document that accompanied that offer.

Acceptance of take-over offers by third parties.

25. Where, at the time when a take-over offer is made to a person or at any time during the period in which the offer remains open, another person is, or is entitled to be registered as, the holder of shares to which the offer relates, then—

(a) a corresponding take-over offer shall be deemed to have been made to that other person in respect of those shares;

and

(b) a corresponding take-over offer shall be deemed to have been made to the firstmentioned person in respect of any other shares to which the offer relates.

Offeror not proposing to acquire all shares in class.

26. (1) Where—

(a) an offeror dispatches in accordance with section 16 (2) *(a)* (i) take-over offers in relation to shares in a company that are included in a class of shares and the offeror does not propose to acquire all the shares in the company included in that class of shares;

and

(b) the number of shares in respect of which the offeror receives acceptances of take-over offers (in this section referred to as the "available number of shares") is greater than the number of shares proposed to be acquired by the offeror under the relevant take-over scheme (in this section referred to as the "desired number of shares"),

the following provisions of this section have effect.

(2) Each take-over offer that has been accepted shall, subject to subsection (3), be deemed to relate only to, and to have been accepted in relation only to, a number of shares that bears to the total number of shares in respect of which the offeree purported to accept the offer as nearly as practicable the same proportion as the desired number of shares bears to the available number of shares.

(3) Where—

(a) the number of shares in a listed public company in respect of which an offeree has accepted a take-over offer exceeds the number of shares to which the offer would, but for this subsection, be deemed by subsection (2) to relate (in this subsection referred to as the "primary number of shares");

and

(b) the excess number of shares consists of an odd lot of shares or consists of a marketable parcel or marketable parcels of shares and an odd lot of shares,

the take-over offer shall, notwithstanding subsection (2), be deemed to relate to, and to have been accepted in relation to, a number of shares equal to the sum of the primary number of shares and the number of shares in that odd lot of shares.

Variation of take-over offers.

27. (1) An offeror may not vary a take-over offer without the consent in writing of the Commission except—

(a) in accordance with the provisions of this section;

or

(b) where the regulations permit, either unconditionally or subject to conditions, variations of take-over offers or of a class of take-over offers in which the take-over offer is included—in accordance with the regulations.

(2) The Commission may consent to the variation of a take-over offer either unconditionally or subject to such conditions as are specified in the instrument of consent.

(3) Where an offeror varies an offer under a take-over scheme as mentioned in subsection (1) *(a)*, he shall, at the same time, make a corresponding variation to each other offer (other than an offer that has been accepted before the variation is made) under the take-over scheme.

(4) An offeror may vary an offer under a take-over scheme by doing one or more of the following in relation to the whole or a part of the consideration that is specified in the offer as the consideration for the acquisition of the shares to which the offer relates:

(a) where a cash sum is so specified—by increasing the amount of that sum;

(b) where shares are, stock is, or debentures are, so specified—by specifying a cash sum in addition to the shares, stock or debentures;

(c) where shares are so specified—by increasing the number of those shares;

(d) where stock is so specified—by increasing the amount of that stock;

(e) where debentures are so specified—by increasing the rate of interest payable under those debentures;

(f) where debentures are so specified—by increasing the amount of those debentures;

(g) where an option to acquire unissued shares is so specified—by varying that option so as to increase the number of unissued shares that may be acquired under that option.

(5) Where the consideration specified in an offer under a take-over scheme as the consideration for the acquisition of the shares to which the offer relates is varied under subsection (4)—

(a) if another offer under the take-over scheme has been accepted before the variation, the contract resulting from the acceptance of that other offer shall be deemed to be varied so that the consideration under the contract is the consideration that would have been specified in that other offer if a corresponding variation had been made to that other offer before it was accepted;

and

(b) if the consideration under the contract referred to in paragraph *(a)* has already been received, the offeree is entitled to receive the additional consideration forthwith.

(6) An offeror may vary an offer under a take-over scheme in which the consideration specified does not include a cash sum or does not consist solely of a cash sum by offering as an alternative consideration to the consideration specified in the offer a consideration that consists solely of a cash sum.

(7) Where an offer under a take-over scheme is varied under subsection (6) so as to offer a cash sum as an alternative consideration and another offer under the take-over scheme was accepted before the variation—

(a) the contract resulting from the acceptance of that other offer shall be deemed to be varied so as to confer on the person who accepted that other offer the right, by notice in writing given to the offeror within the time mentioned in paragraph *(b)*, to elect to accept the cash sum in lieu of the consideration that was specified in that other offer;

(b) the offeror shall forthwith dispatch to the person who accepted that other offer a notice in writing informing that person that he may, within one month after receipt of the notice, give notice in writing to the offeror stating that he elects to accept the cash sum in lieu of the consideration that was specified in that other offer;

and

(c) if the consideration under the contract referred to in paragraph *(a)* was received by the person who accepted that other offer before he received the notice from the offeror under paragraph *(b)* and that person gives notice to the offeror in accordance with this subsection electing to accept the cash

sum in lieu of the consideration that was specified in that other offer—that person shall return the consideration (together with any necessary documents of transfer) with the notice of election and is entitled, upon receipt of the consideration by the offeror, to receive the cash sum.

(8) An offeror may vary an offer under a take-over scheme—

(a) in the case of an offer that is subject to a prescribed condition—before the publication of a notice pursuant to section 28 (4) in relation to offers under the take-over scheme;

or

(b) in the case of an offer to which paragraph *(a)* does not apply—before the expiration of the period during which the offer remains open,

by extending the period during which the offer remains open for a further period but, subject to subsection (11), so that the total period during which the offer remains open does not exceed twelve months.

(9) The references in subsection (8) to the period during which an offer remains open shall, if that period has been extended pursuant to the previous exercise on one or more occasions of the power conferred by that subsection, be construed as references to the period as so extended.

(10) Variations of offers under a take-over scheme shall be made by—

(a) serving on the target company a notice in writing signed in the same manner as a Part A statement is required by section 16 (2) *(d)* to be signed and setting out the terms of the proposed variation and particulars of such modifications of the relevant Part A statement as are necessary having regard to the variation;

and

(b) dispatching in a manner approved by the Commission to each person to whom such an offer was made (including a person who has accepted an offer) a copy of that notice.

(11) Where an offeror purports, in accordance with subsection (8), to vary an offer under a take-over scheme that is open for a period not exceeding six months so that the total period during which the offer would remain open exceeds six months, the offeror shall, within the period of one month commencing five months after the date that the offer bears—

(a) serve on the target company a notice—

(i) signed in the same manner as a Part A statement is required by section 16 (2) *(d)* to be signed and setting out any information that the offeror would have been required to include in the relevant Part A statement if the statement had been lodged with the Commission for registration five months after the date that the offer bears, being information that differs from the information included in that relevant Part A statement;

and

(ii) setting out the provisions of subsection (12);

(b) dispatch in a manner approved by the Commission to each person to whom an offer under the take-over scheme was made (including a person who had accepted an offer) a copy of that notice;

and

(c) if the target company is a listed public company—serve on the stock exchange that is the home exchange in relation to that company a copy of that notice.

(12) Where an offeree who has accepted a take-over offer that is subject to a prescribed condition receives a copy of a notice relating to the offer dispatched pursuant to subsection (11), the offeree may, by notice in writing given to the offeror within one month after receipt of the first-mentioned notice and accompanied by any consideration that has been received by the offeree (together with any necessary documents of transfer), withdraw his acceptance of the offer and, where such a notice is given by the offeree to the offeror and is accompanied by any such consideration and any necessary documents of transfer the offeror shall return to the offeree, within fourteen days after receipt of the notice, any documents that were sent by the offeree to the offeror with the acceptance of the offer.

(13) An offeror is not entitled to serve a notice under subsection (10) or (11) unless a copy of the notice has been registered by the Commission.

(14) Where a copy of a notice is lodged with the Commission for registration under subsection (13), the Commission shall not register the copy of the notice unless—

(a) in the case of a notice under subsection (10)—the Commission is of the opinion that the proposed variation is permitted by this section;

and

(b) in the case of a notice under subsection (10) or (11)—the notice appears to comply with the requirements of this section and the Commission is of the opinion that the notice does not contain any matter that is false in a material particular or materially misleading in the form and context in which it appears.

(15) A copy of a notice referred to in subsection (10) or (11) shall, when dispatched in accordance with subsection (10) *(b)* or (11) *(b)*, have endorsed on it a statement that another copy of the notice has been registered by the Commission and that the Commission takes no responsibility as to the contents of the notice and specifying the date on which that other copy was so registered.

(16) An acquisition of shares pursuant to a take-over offer is not invalid by reason that—

(a) the offeror has purported to vary the take-over offer in accordance with the requirements of this section but has contravened or failed to comply with a requirement of this section;

(b) the offeror has purported to vary the take-over offer in accordance with the regulations but has contravened or failed to comply with a requirement of the regulations;

or

(c) the offeror has purported to vary the take-over offer with the consent of the Commission given under subsection (2) but has contravened or failed to comply with a condition imposed by the Commission under that subsection.

(17) Nothing in this section affects the operation of section 19.

Declaration where take-over offers are conditional.

28. (1) Where an offeror makes a take-over offer that is subject to a prescribed condition, the offeror may not, except in accordance with this section, whether expressly or impliedly and whether in writing or by conduct, declare the take-over offer or any contract resulting from the acceptance of the take-over offer to be free from the condition, and may not otherwise treat the take-over offer or any contract resulting from the acceptance of the take-over offer as being free from the condition.

(2) Where an offer under a take-over scheme is subject to a prescribed condition, the offeror may declare the offer to be free from the condition if—

(a) it is a term of the offer that he may do so not less than seven days before the end of the period during which the offer remains open and the offer is declared to be free from the condition in accordance with that term;

and

(b) at the same time he declares all other offers under the take-over scheme, and all contracts formed by the acceptance of offers under the take-over scheme, to be free from the condition.

(3) If an offeror declares all offers under a take-over scheme to be free from a prescribed condition, he shall forthwith cause to be published a notice stating that the offers are free from the condition and specifying the proportion that the number of shares included in the class of shares to which the offers related to which, to his knowledge, he is entitled at the time of lodging the notice for publication bears to the number of shares included in that class.

(4) The offeror shall, whether or not he has caused a notice to be published under subsection (3), cause to be published on the prescribed date a notice—

(a) stating whether he has declared the offers to be free from the condition;

(b) stating whether the offers have become free from the condition by reason of the operation of section 30 (1);

and

(c) stating whether, to his knowledge, the condition was, at the time of lodging the notice for publication, fulfilled.

(5) A reference in subsection (4) to the prescribed date shall be construed as a reference to—

(a) the date specified in the take-over offers in accordance with section 16 (2) *(f)* (v);

or

(b) if the period for which the take-over offers are to remain open has been extended as provided by section 27—the date that is later than the date referred to in paragraph *(a)* by a period equal to the period of the extension.

(6) Where a notice under subsection (4) states that the offeror has declared the offers to be, or that the offers have become, free from a prescribed condition or that a prescribed condition has been fulfilled, the notice shall also specify the proportion that the number of shares included in the class of shares to which the offers related to which, to his knowledge, he is entitled at the time of lodging the notice for publication bears to the number of shares included in that class.

(7) A notice under subsection (3) or (4) shall be published in a newspaper circulating generally in South Australia and, if shares in the target company are listed for quotation on the stock market of a stock exchange in a State other than South Australia or in a Territory and that newspaper does not circulate generally in that State or Territory, in a newspaper that does so circulate.

(8) Where a notice referred to in subsection (3) or (4) is lodged for publication, the offeror shall, on the first day on which the notice is lodged for publication—

(a) lodge a copy of the notice with the Commission;
and

(b) if the target company is a listed public company—serve a copy of the notice on the stock exchange that is the home exchange in relation to the target company.

(9) Where a prescribed condition to which a take-over offer is subject has not been fulfilled and a notice referred to in subsection (4) has not been published as required by this section, all contracts formed by the acceptance of offers under the relevant take-over scheme are void.

(10) In this section, a reference to lodgment of a notice for publication shall be construed as a reference to lodgment of the notice at an office of the publisher of the newspaper in which the notice is proposed to be published or at an office of an agent of the publisher of that newspaper.

Conditional take-over offers not to be made unconditional in certain circumstances, etc.

29. (1) Where—

(a) take-over offers are made in respect of shares in a company;

(b) each of those offers is subject to a prescribed condition (however expressed) that the offeror receives an acceptance or acceptances of an offer or offers under the relevant take-over scheme in respect of a number of shares referred to in the condition;

and

(c) the offeror would, if he acquired the number of shares referred to in paragraph *(b)*, be entitled to more than fifty per cent of the voting shares in the company,

the offeror may not declare any of the offers to be free from the condition unless he is entitled, or, if the offers were free from the condition, he would be entitled, to more than fifty per cent of the voting shares in the company.

(2) If an offeror declares take-over offers to be free from a condition of a kind mentioned in subsection (1), the copy of the relevant notice lodged by him with the Commission under section 28 (8) shall be accompanied by a statement setting out particulars of the matters by virtue of which the offeror was entitled under this section to declare the offers to be free from that condition.

(3) Nothing in this section affects the operation of section 30.

Take-over offers subject to conditions.

30. (1) Where—

(a) a take-over offer made in respect of shares in a company is subject to a prescribed condition (however expressed) that the offeror receives an acceptance or acceptances of an offer or offers under the relevant take-over scheme in respect of a number of shares referred to in the condition;

(b) after the relevant Part A statement was served on the target company and before the expiration of the period during which the offer remains open, the offeror becomes entitled to shares in the company included in the same class as the first-mentioned shares otherwise than as a result of the acceptance of an offer under that take-over scheme;

and

(c) the shares to which the offeror became entitled as mentioned in paragraph *(b)* constitute, in the aggregate, more than twenty per cent of the voting shares in the company, other than shares to which the offeror was entitled at the time when the Part A statement was served,

the offer shall be deemed to be free from that condition.

(2) Where—

(a) a take-over offer made in respect of shares in a company is subject to a prescribed condition (however expressed) that the offeror receives an acceptance or acceptances of an offer or offers under the relevant take-over scheme in respect of a number of shares referred to in the condition;

(b) after the relevant Part A statement was served on the target company and before the expiration of the period during which the offer remains open, the offeror becomes entitled to shares in the company included in the same class as the first-mentioned shares otherwise than as a result of the acceptance of an offer under that take-over scheme;

and

(c) subsection (1) does not operate to deem the offer to be free from the condition,

then, for the purpose of determining whether the condition has been fulfilled, the offeror shall be deemed to have become entitled to the shares referred to in paragraph *(b)* as a result of receiving an acceptance or acceptances of an offer or offers under that take-over scheme.

Effect of acquiring shares otherwise than under take-over scheme.

31. (1) Where—

(a) a take-over offer is made in respect of shares in a company;

(b) the consideration payable under the offer consists solely of a cash sum or includes alternative considerations one of which consists solely of a cash sum;

(c) after the relevant Part A statement was served on the target company and before the offer is accepted, the offeror purchased or purchases shares in the company included in the same class as the firstmentioned shares, otherwise than as a result of the acceptance of an offer under the relevant take-over scheme, for a consideration that consists solely of a cash sum;

and

(d) the amount paid or payable for any of the shares referred to in paragraph *(c)* is higher than the cash sum payable under the offer for each share to which the offer relates,

the offer shall be deemed to be varied so that the cash sum payable for each share to which the offer relates is an amount equal to the highest amount paid or payable by the offeror for any of the shares referred to in paragraph *(c)*.

(2) Where—

(a) a take-over offer made in respect of shares in a company is accepted;

(b) the consideration paid or payable under the contract resulting from the acceptance of the offer consisted or consists solely of a cash sum;

(c) after the acceptance of the offer and before the expiration of the period in which the offer, if it had not been accepted, would have remained open, the offeror purchases shares in the company included in the same class as the firstmentioned shares, otherwise than as a result of the acceptance of an offer under the relevant take-over scheme, for a consideration that consists solely of a cash sum;

and

(d) the amount paid or payable for any of the shares referred to in paragraph *(c)* is higher than the consideration paid or payable for each share under the contract referred to in paragraph *(b)*,

that contract shall be deemed to be varied so that the consideration payable for each share under the contract is an amount equal to the highest amount paid or payable by the offeror for any of the shares referred to in paragraph *(c)* and, if the offeree has already received the whole or any part of the consideration under the contract, he is entitled to receive forthwith the additional consideration resulting from the variation.

(3) Where—

(a) a take-over offer made in respect of shares in a company is accepted;

(b) the consideration paid or provided or to be paid or provided under the contract resulting from the acceptance of the offer does not consist solely of a cash sum;

and

(c) after the relevant Part A statement was served on the target company and before the expiration of the period in which the offer, if it had not been accepted, would have remained open, the offeror purchased or purchases shares in the company included in the same class as the firstmentioned shares, otherwise than as a result of the acceptance of an offer under the relevant take-over scheme, for a consideration that consists solely of a cash sum,

the offeror shall, within fourteen days after the expiration of that period, give notice in writing to the offeree setting out the highest price paid or payable by the offeror for any of the shares referred to in paragraph *(c)* and informing the offeree that he may, within twenty-eight days after the receipt by him of the notice, by writing given to the offeror, elect to receive for each share in respect of which he has accepted the offer an amount equal to

that price in substitution for the consideration under the contract and, where such an election is made, the offeree is entitled to receive for each such share the substituted amount and is entitled to receive that amount forthwith or, if he has already received the whole or any part of the consideration under the contract, forthwith upon returning that consideration (together with any necessary documents of transfer) to the offeror.

(4) Where—

(a) a take-over offer made in respect of shares in a company is accepted;

(b) the consideration under the contract resulting from the acceptance of the offer consists solely of a cash sum and it is a term of the contract that the offeree makes, or that the sum is applied in whole or in part in making, a payment by way of a deposit or loan;

and

(c) after the relevant Part A statement was served on the target company and before the expiration of the period in which the offer, if it had not been accepted, would have remained open, the offeror purchased or purchases shares in the company included in the same class as the firstmentioned shares, otherwise than as a result of the acceptance of an offer under the relevant take-over scheme, for a consideration that consists solely of a cash sum and the contract for the purchase of those shares does not contain a term of the kind mentioned in paragraph *(b)*,

the offeror shall, within fourteen days after the expiration of that period, give notice in writing to the offeree setting out the highest price paid or payable by the offeror for any of the shares referred to in paragraph *(c)* and informing the offeree that he may, within twenty-eight days after the receipt by him of the notice, by writing given to the offeror, elect to receive for each share in respect of which he has accepted the offer an amount equal to that price in substitution for the consideration under the contract and, where such an election is made—

(d) the contract referred to in paragraph *(b)* shall be deemed not to have included the term referred to in that paragraph;

(e) the offeree is entitled to receive the substituted amount for each share to which the contract relates and is entitled to receive that amount forthwith;

(f) the offeree shall forthwith return to the offeror any consideration that the offeree has received under the contract (not including any consideration that has been applied, or an amount equivalent to which has been applied, in making a payment by way of deposit or loan in accordance with the term referred to in paragraph *(b))* and any document evidencing any payment by way of a deposit or loan that the offeree has made in accordance with that term;

and

(g) upon the payment of the substituted amount to the offeree, any debt due to the offeree arising out of any payment by way of a deposit or loan in accordance with the term referred to in paragraph *(b)* or arising out of the application of the consideration under the contract is, by force of this paragraph, discharged.

(5) Where, in accordance with subsection (3) or the provision of a law of another State or of a Territory that corresponds with that subsection, an offeree returns to a company any certificates (together with any necessary documents of transfer) in respect of shares allotted by that company as the consideration or part of the consideration for the acquisition of shares in a corporation, the company may cancel the allotment of those shares, and any such cancellation shall not be taken to be a reduction of capital.

PART IV

PROVISIONS RELATING TO TAKE-OVER ANNOUNCEMENTS

Part D statement.

32. (1) Where a target company receives a statement that purports to be a Part C statement served under section 17 (10), the target company shall, not later than fourteen days after the relevant takeover announcement was made, serve a Part D statement on the stock exchange that is the home exchange in relation to that company.

(2) The Part D statement shall—

(a) be signed by all the directors of the target company or by not less than two directors of the target company authorized so to sign pursuant to a resolution passed at a meeting of the directors or, in the case of a company that has only one director, by that director;

or

(b) if the company is in the course of being wound up or is under official management—be signed by the liquidator or official manager, as the case may be.

(3) A Part D statement shall not refer to any report made by an expert (other than a report set out in the Part C statement) unless—

(a) the report is set out in the Part D statement;

and

(b) the Part D statement contains or is accompanied by a statement that the person or each of the persons by whom the report is made consents to the inclusion of the report in the form and context in which it is included.

(4) A target company that serves a Part D statement under subsection (1) shall, on the day on which the Part D statement is served, lodge with the Commission and give to the on-market offeror a copy of the Part D statement and of any statement accompanying the Part D statement.

(5) A Part D statement may contain, in addition to the information referred to in Part D of the schedule, such information (not being information that is false in a material particular or materially misleading in the form or context in which it appears) as the directors of the target company, or the liquidator or official manager, as the case may be, think or thinks fit.

Withdrawal of on-market offers.

33. (1) If, after the making of a take-over announcement in relation to shares in a target company and before the end of the period in which offers constituted by the take-over announcement remain open, a prescribed occurrence takes place, the on-market offeror may, before the end of that period, withdraw such of the offers as have not been accepted by causing an announcement to that effect to be made on his behalf by a member of the stock exchange that is referred to in section 17 (2) at an official meeting of that stock exchange.

(2) An on-market offeror is not entitled, by reason of any of the occurrences referred to in paragraphs *(a)* to *(g)*, inclusive, of the definition of "prescribed occurrence" in section 6, to withdraw offers made by virtue of a take-over announcement if, at the time of the relevant occurrence, the on-market offeror was entitled to more than fifty per cent of the voting shares in the target company.

(3) If, after the making of a take-over announcement in relation to shares in a company and before the end of the period in which offers constituted by the take-over announcement remain open, being a take-over announcement made on behalf of a natural person or on behalf of two or more persons at least one of whom is a natural person, that natural person or, if there are two or more natural persons, either or any of them—

(a) dies;

(b) becomes bankrupt;

or

(c) is declared by a court to be incapable of managing his affairs,

such of the offers made by virtue of the take-over announcement as have not been accepted shall be deemed to have been withdrawn on the day on which the person died, became bankrupt or was declared to be so incapable, as the case may be.

(4) If, after the making of a take-over announcement in relation to shares in a company and before the end of the period in which offers constituted by the take-over announcement remain open, being a take-over announcement made on behalf of a corporation or on behalf of two or more persons at least one of whom is a corporation—

(a) that corporation or, if there are two or more corporations, either or any of those corporations is placed under official management;

(b) an order is made by a court for the winding up of that corporation or, if there are two or more corporations, of either or any of those corporations;

or

(c) a provisional liquidator of that corporation, or, if there are two or more corporations, of either or any of those corporations, is appointed,

such of the offers made by virtue of the take-over announcement as have not been accepted shall be deemed to have been withdrawn on the day on which the corporation was placed under official management, the winding up order was made or the provisional liquidator was appointed, as the case may be.

(5) If, after the making of a take-over announcement by a member of a stock exchange in relation to shares in a company and before the end of the period in which offers constituted by the take-over announcement remain open—

(a) where the member is not acting as agent for a member of another stock exchange—the member who made the announcement;

or

(b) where the member is acting as agent for a member of another stock exchange—the member of that other stock exchange,

becomes bankrupt, is directed by the committee of management, board of directors or other governing authority of the stock exchange of which he is a member to cease to carry on the business of dealing in securities or, in the case of a member who carries on a business of dealing in securities otherwise than as a partner in a partnership, dies or is declared by a court to be incapable of managing his affairs, such of the offers made by virtue of the take-over announcement as have not been accepted shall be deemed to have been withdrawn on the day on which the member became bankrupt, was so directed to cease to carry on business, died or was so declared to be incapable, as the case may be.

(6) After the making of a take-over announcement and before the end of the period in which offers constituted by the take-over announcement remain open—

(a) the on-market offeror may, with the consent of the Commission, withdraw such of the offers as have not been accepted by causing an announcement to that effect to be made on his behalf by a member of the stock exchange that is referred to in section 17 (2) at an official meeting of that stock exchange;

or

(b) the member of the stock exchange that is referred to in section 17 (2) who made the take-over announcement on behalf of the on-market offeror may, with the consent of the Commission, withdraw such of the offers as have not been accepted by making an announcement to that effect at an official meeting of that stock exchange,

but the Commission shall not grant its consent to such a withdrawal unless it is satisfied that in all the circumstances it is just and equitable to permit the withdrawal of the offers.

Suspension of acceptance of offers made pursuant to take-over announcement.

34. After the making of a take-over announcement and before the end of the period in which offers constituted by the take-over announcement remain open, the Commission may, on the application of the on-market offeror or the member of the stock exchange that is referred to in section 17 (2) who made the take-over announcement on behalf of the on-market offeror, by order in writing declare that such of the offers as have not been accepted are not capable of being accepted while the order is in force but, where such an order is made, the period for which the offers remain open shall be ascertained for the purposes of this Act as if the order had not been made.

PART V
PROVISIONS RELATING TO BOTH TAKE-OVER OFFERS AND TAKE-OVER ANNOUNCEMENTS

Restriction on disposal of shares by offeror or on-market offeror.

35. (1) During—

(a) the period commencing when a Part A statement is served on the target company and ending at the expiration of twenty-eight days after the day on which the statement is served or, if take-over offers are dispatched pursuant to the statement within those twenty-eight days, at the expiration of the period during which the take-over offers remain open;

and

(b) if take-over offers are dispatched, in accordance with an order under section 46, pursuant to the statement—the period during which the take-over offers remain open,

the offeror shall not dispose of any shares in the target company included in the same class of shares as the shares to which the Part A statement relates unless another person (not being a person associated with the offeror) has, after the Part A statement is served and before the disposal takes place, made a take-over offer or caused a take-over announcement to be made in respect of shares in the target company included in that class of shares.

(2) After the making of a take-over announcement in relation to shares in a company and before the end of the period in which offers constituted by the take-over announcement remain open, the on-market offeror shall not dispose of any shares in the target company included in the same class of shares as the firstmentioned shares unless another person (not being a person associated with the on-market offeror) has, after the making of the announcement and before the disposal takes place, made a take-over offer or caused a take-over announcement to be made in respect of shares in the target company included in that class of shares.

Obligations of target company to provide information.

36. Where a Part A statement or a Part C statement has been served on a target company, the offeror or on-market offeror may request the company to supply a written statement setting out—

(a) the names and addresses (so far as they are known to the company) of the persons who, at the date of service of the Part A statement or the Part C statement, as the case may be, held shares in, or renounceable options or convertible notes granted or issued by, the company;

(b) in respect of each person who held shares—the number of shares held;

(c) in respect of each person who held renounceable options—particulars of the renounceable options and the number of shares to which the options relate;

and

(d) in respect of each person who held convertible notes—particulars of the convertible notes and the number of shares into which the notes may be converted,

and, where such a request is made and there is paid to the company such amount (not exceeding the prescribed amount) as the company requires, the company shall send the statement to the offeror or on-market offeror, as the case may be, within seven days after the day on which the payment is received by the company.

Forecasts of profits.

37. (1) Subject to this section, where—

(a) a person proposes, or two or more persons together propose, to dispatch a take-over offer, or to cause a take-over announcement to be made, in respect of shares in a company;

or

(b) a person has, or two or more persons together have, dispatched a take-over offer, or caused a take-over announcement to be made, in respect of shares in a company and the period during which the take-over offer remains open, or the offers constituted by the take-over announcement remain open, has not expired,

the person, or either or any of those persons, or a person associated with the person or with either or any of those persons, or, if the person or either or any of those persons or any person associated with the person or with either or any of those persons is a corporation, an officer of the corporation or a person associated with such an officer, shall not make or issue, or cause to be made or issued, any statement to the public or to all or any members of the target company (including a statement included in a Part A statement or a Part C statement but not including a statement made or issued solely to officers of or advisers to the target company) that contains a forecast in respect of the profits or profitability of the target company or, if the person or either or any of those persons or any person associated with the person or with either or any of those persons is a corporation, a forecast in respect of the profits or profitability of that corporation.

(2) Subject to this section, where—

(a) the directors of a company have reason to believe that a person proposes, or two or more persons together propose, to dispatch a take-over offer, or to cause a take-over announcement to be made, in respect of shares in the company;

or

(b) a person has, or two or more persons together have, dispatched a take-over offer, or caused a take-over announcement to be made, in respect of shares in a company and the period during which the take-over offer remains open, or the offers constituted by the take-over announcement remain open, has not expired,

the target company or a person associated with the target company or with an officer of the target company, or, if a person associated with the target company is a corporation, an officer of that corporation, or a person associated with such an officer, shall not make or issue, or cause to be made or issued, any statement to the public or to all or any members of the target company (including a statement included in a Part B statement or a Part D statement but not including a statement made or issued solely to officers of or advisers to the target company) that contains a forecast in respect of the profits or profitability of the target company, or, if the person or either or any of the persons referred to in paragraph *(a)* or *(b)* or any person associated with the person or with either or any of those persons is a corporation, a forecast in respect of the profits or profitability of that corporation.

(3) Nothing in subsection (1) or (2) applies in relation to a statement that—

(a) is in writing and is issued with the consent in writing of the Commission and in accordance with such conditions (if any) as are specified by the Commission;

or

(b) is contained in a report that accompanies a Part B statement—

(i) with the consent in writing of the Commission given under section 23 (2A);

and

(ii) in accordance with such conditions (if any) as are specified by the Commission in the instrument by which that consent is given.

(4) A reference in this section to a forecast in respect of the profits or profitability of a company or other corporation includes a reference to a forecast in respect of the profits or profitability of any business or income-producing activity of a kind engaged in by that company or other corporation or of any industry of which a business or income-producing activity engaged in by that company or other corporation forms part.

Statements on asset valuations.

38. (1) Subject to this section, where—

(a) a Part A statement has been served on a company in accordance with section 16 (2) *(d)*;

(b) a Part C statement has been served on a company in accordance with section 17 (10) *(a)*;

or

(c) the directors of a company otherwise have reason to believe that a person proposes, or two or more persons together propose, to make take-over offers, or cause a take-over announcement to be made, in respect of shares in the company,

the following subsections of this section have effect:

(d) in a case to which paragraph *(a)* applies—

(i) during the period commencing when the Part A statement was served and ending at the expiration of twenty-eight days after the day on which that statement was served or, if take-over offers are dispatched pursuant to the statement within those twenty-eight days, at the expiration of the period during which the take-over offers remain open;

and

(ii) if take-over offers are dispatched, in accordance with an order under section 46, pursuant to the Part A statement—during the period during which the take-over offers remain open;

(e) in the case to which paragraph *(b)* applies—until the end of the period during which offers constituted by the take-over announcement to which the Part C statement relates remain open;

or

(f) in a case to which paragraph *(c)* applies—during any period in which the directors have reason to believe the matters mentioned in that paragraph.

(2) The target company or a person associated with the target company or with an officer of the target company, or, if a person associated with the target company is a corporation, an officer of that corporation, or a person associated with such an officer, shall not make or issue, or cause or permit to be made or issued, any statement to the public or to all or any members of the target company (not being a statement made or issued solely to officers of or advisers to the target company) to the effect that the market value of an asset or assets of the target company or of a corporation that is related to the target company differs from an amount at which the value of the asset or assets is shown in the books of the target company or related corporation unless the statement—

(a) is in writing and is issued with the consent in writing of the Commission and in accordance with such conditions (if any) as are specified by the Commission;

or

(b) is contained in a report that accompanies a Part B statement—

(i) with the consent in writing of the Commission given under section 23 (2A);

and

(ii) in accordance with such conditions (if any) as are specified by the Commission in the instrument by which that consent is given.

(3) A reference in subsection (2) to an amount at which the value of an asset of a company or other corporation is shown in the books of the company or other corporation is a reference to an amount at which the value of the asset of the company or other corporation is shown in the most recently published accounts of the company or other corporation, being accounts required to be prepared by the law of the place where the company or other corporation is incorporated or formed.

(4) Nothing in subsection (2) applies to or in relation to—

(a) any accounts made out and laid before—

(i) a company at an annual general meeting in accordance with the Companies Act, 1962-1980;

or

(ii) a corporation at an annual general meeting in accordance with the law of the place where the corporation is incorporated or formed that corresponds with the Companies Act, 1962-1980;

(b) any accounts made out and lodged—

(i) in accordance with section 74F of the Companies Act, 1962-1980;

or

(ii) in accordance with a provision of a law of another State or of a Territory that corresponds with section 74F of the Companies Act, 1962-1980;

or

(c) any document attached to any such accounts in accordance with the Companies Act, 1962-1980, or such a corresponding law or corresponding provision.

Notification of acquisitions and disposals of shares.

39. (1) For the purposes of the application of this section in relation to a listed public company—

(a) each of the following periods is a relevant period:

(i) if a Part A statement is served on the company—

(A) the period commencing when the statement is served and ending at the expiration of twenty-eight days after the day on which the statement is served or, if take-over offers are dispatched pursuant to the statement within those twenty-eight days, at the expiration of the period during which the take-over offers remain open;

and

(B) if take-over offers are dispatched, in accordance with an order under section 46, pursuant to the statement—the period during which the take-over offers remain open;

and

(ii) if a take-over announcement is made in relation to shares in the company—the period commencing when the announcement is made and ending at the expiration of the period during which offers constituted by that announcement remain open;

and

(b) a person is, at a relevant time, a prescribed person in relation to a period that is, by reason of the service of a Part A statement or the making of a take-over announcement, a relevant period in relation to the company if—

(i) he is the person who is, or one of the persons who constitute, the offeror under the take-over scheme to which the Part A statement relates or is the person or one of the persons who caused the take-over announcement to be made;

or

(ii) he is, at that time, entitled to more than five per cent of the voting shares in the company and he is not, and is not associated with, a person referred to in subparagraph (i).

(2) A person who, at the commencement of a period that is a relevant period in relation to a listed public company, is a prescribed person in relation to that period by reason of subsection (1) *(b)* (i) shall—

(a) serve on the stock exchange that is the home exchange in relation to the company, before 9.30 a.m. on the next trading day of that stock exchange after the date of commencement of that period, a notice in writing setting out—

(i) whether he has become entitled or ceased to be entitled to any voting shares in the company since the commencement of that period and, if so, the prescribed particulars of those shares;

and

(ii) whether he is entitled to any voting shares in the company at the time when the notice is served and, if so, the prescribed particulars of those shares;

and

(b) if, during that period, he becomes entitled or ceases to be entitled to any voting shares in the company and has not previously given a notice under this subsection to that stock exchange by reason of his having become entitled or ceased to be entitled, as the case may be, to those shares, serve on that stock exchange, before 9.30 a.m. on the next trading day of that stock exchange after the day on which he so became entitled or ceased to be entitled to shares in the company, a notice in writing setting out—

(i) the prescribed particulars of those shares;
and

(ii) if he is entitled to any voting shares in the company at the time when the notice is served—the prescribed particulars of those shares.

(3) A person who, during a period that is a relevant period in relation to a listed public company, becomes a prescribed person in relation to that period by reason of subsection (1) *(b)* (ii) (whether or not the person had previously been a prescribed person in relation to that period) shall serve on the stock exchange that is the home exchange in relation to the company, before 9.30 a.m. on the next trading day of that stock exchange after the day on which he so became a prescribed person, a notice in writing setting out—

(a) the prescribed particulars of the voting shares in the company to which he was entitled at the time when he so became a prescribed person;

and

(b) if he is entitled to any voting shares in the company at the time when the notice is served—the prescribed particulars of those shares.

(4) Where—

(a) during a period that is a relevant period in relation to a listed public company, a person who is a prescribed person in relation to that period by reason of subsection (1) *(b)* (ii) ceases to be entitled to voting shares in the company;

and

(b) as a result of his so ceasing to be entitled to those shares he ceases to be a prescribed person in relation to that period,

the person shall serve on the stock exchange that is the home exchange in relation to the company, before 9.30 a.m. on the next trading day of that stock exchange after the day on which he ceased to be entitled to those shares, a notice in writing setting out the prescribed particulars of those shares and of any other voting shares in the company to which he became entitled or ceased to be entitled since he last served a notice under this section in relation to the company during that period or, if he has not previously served a notice during that period, since the commencement of that period.

(5) Where—

(a) during a period that is a relevant period in relation to a listed public company, a person becomes entitled or ceases to be entitled to voting shares in the company at a time when he is a prescribed person in relation to that period by reason of subsection (1) *(b)* (ii);

(b) the number of voting shares in the company to which he is entitled immediately after he becomes entitled or ceases to be entitled to the firstmentioned shares—

(i) is greater or less than the number of voting shares in the company to which he was entitled at the time when he last served a notice under this section in relation to the company during that period or, if he has not previously served a notice during that period, the number of voting shares in the company to which he was entitled at the commencement of that period;

and

(ii) is so greater or less by a number of voting shares that is not less than one per cent of the voting shares in the company;

and

(c) the person has not ceased to be a prescribed person,

the person shall serve on the stock exchange that is the home exchange in relation to the company, before 9.30 a.m. on the next trading day of that stock exchange after the day on which he became entitled or ceased to be entitled to those firstmentioned shares, a notice in writing setting out—

(d) the prescribed particulars of those firstmentioned shares and of any other voting shares in the company to which he became entitled or ceased to be entitled since he last served a notice under this section in relation to the company during that period or, if he has not previously served a notice during that period, since the commencement of that period;

and

(e) if he is entitled to any voting shares in the company at the time when the notice is given—the prescribed particulars of those shares.

(6) In a prosecution of a person for failing to serve a notice on a stock exchange under this section, it is a defence if the defendant establishes that—

(a) at the time when he was required to serve the notice he was not aware of a fact or occurrence that gave rise to the requirement;

and

(b) he did not become aware of that fact or occurrence before the expiration of the relevant period or, if he became so aware before the expiration of that period, he served the notice on the next trading day of the stock exchange after he became so aware.

(7) A person is not required on any day to serve more than one notice under this section in relation to the same company.

(8) Where each of two or more persons would, but for this subsection, be required to serve a notice under subsection (5) in relation to the same shares in a company by reason that each of them has become entitled or each of them has ceased to be entitled to those shares, it is sufficient compliance with that subsection if one only of them serves the notice.

(9) The prescribed particulars in relation to shares in a company to which a person is entitled (in this subsection referred to as "relevant shares") are—

(a) the number of relevant shares;

(b) if shares in the company are divided into two or more classes—the number of relevant shares in each class;

(c) if to the knowledge of the person another person is also entitled to the relevant shares—the name of that other person and a statement as to which of the persons entitled to the shares has a relevant interest in the shares;

and

(d) such other matters (if any) as are prescribed.

(10) The prescribed particulars in relation to shares in a company to which a person has become entitled (in this subsection referred to as "relevant shares") are—

(a) the number of relevant shares;

(b) the consideration (if any) for the acquisition of each share (whether in the company or in another corporation) by virtue of which the person became entitled to the relevant shares;

(c) if shares in the company are divided into two or more classes—the number of relevant shares in each class;

(d) if the person became entitled to the relevant shares by reason of a contract that contained provisions of a prescribed kind—particulars of those provisions;

and

(e) such other matters (if any) as are prescribed.

(11) The prescribed particulars in relation to shares in a company to which a person has ceased to be entitled (in this subsection referred to as "relevant shares") are—

(a) the number of relevant shares;

(b) the consideration (if any) for the disposal of each share (whether in the company or in another corporation) by virtue of which the person ceased to be entitled to the relevant shares;

(c) if shares in the company are divided into two or more classes—the number of relevant shares in each class;

(d) if the person ceased to be entitled to the relevant shares by reason of a contract that contained provisions of a prescribed kind—particulars of those provisions;

and

(e) such other matters (if any) as are prescribed.

(12) A notice served under this section that specifies, in accordance with subsection (10) *(b)* or (11) *(b)*, consideration for two or more acquisitions of shares, two or more disposals of shares, or an acquisition or acquisitions of shares and a disposal or disposals of shares, shall, if the consideration in respect of two or more of the transactions consisted only of a cash sum, also specify separately the higher or highest such sum paid or payable or received or receivable for any of the shares referred to in that notice.

Offerees or on-market offerees not to be given benefits except under take-over scheme or take-over announcement.

40. (1) Subject to subsection (3), during the period commencing when a Part A statement is served on a target company and ending at the expiration of twenty-eight days after the day on which the statement is served or, if take-over offers are dispatched pursuant to the statement within those twenty-eight days, at the expiration of the period during which the take-over offers remain open the offeror, or a person associated with the offeror, shall not give, offer to give or agree to give to a person whose shares may be acquired under the relevant take-over scheme, or to a person associated with such a person, any benefit (whether by payment of cash or otherwise) not provided for under the take-over offers or, if the take-over offers are varied in accordance with section 27, under the take-over offers as so varied.

(2) Subject to subsection (3), during the period commencing when a take-over announcement is made in relation to shares in a company and ending at the expiration of the period during which offers constituted by that announcement remain open the on-market offeror, or a person associated with the on-market offeror, shall not give, offer to give or agree to give to a person whose shares may be acquired pursuant to the take-over announcement, or to a person associated with such a person, any benefit (whether by payment of cash or otherwise) not provided for under the terms of the take-over announcement or, if those terms have been varied under section 17, under the terms as so varied.

(3) Nothing in this section prohibits—

(a) the variation of a take-over offer as provided by section 27; or

(b) the acquisition of shares in a company at an official meeting of a stock exchange in the ordinary course of trading on the stock market of that stock exchange.

Expenses of directors of target company.

41. Notwithstanding anything in the constituent documents of a company, the directors of the company are entitled to have refunded to them by the company any expenses reasonably incurred by them in the interest of the members of the company in relation to a take-over scheme involving the acquisition of shares in the company or in relation to a take-over announcement relating to shares in the company.

Provisions relating to dissenting shareholders.

42. (1) For the purposes of this section—

(a) where take-over offers have been made in respect of shares included in a class of shares by an offeror who proposes to acquire all the shares included in that class, the shares in respect of which the offers were made constitute shares subject to acquisition;

(b) where a take-over announcement has been made in respect of shares included in a class of shares, the shares included in that class (other than shares to which the on-market offeror is entitled) constitute shares subject to acquisition;

(c) a reference to outstanding shares shall be construed as a reference to—

(i) shares subject to acquisition by virtue of paragraph *(a)* in respect of which a take-over offer was made but has not been accepted, not being shares acquired by the offeror otherwise than under the relevant take-over scheme;

or

(ii) shares subject to acquisition by virtue of paragraph *(b)* in respect of which an offer made by virtue of a take-over announcement has not been accepted, not being shares acquired by the on-market offeror otherwise than by virtue of the take-over announcement;

and

(d) a reference to a dissenting offeree shall be construed—

(i) in relation to shares in respect of which take-over offers have been made—as a reference to a person who is the holder of shares that are outstanding shares by virtue of paragraph *(c)* (i);

and

(ii) in relation to shares in respect of which a take-over announcement has been made—as a reference to a person who is the holder of shares that are outstanding shares by virtue of paragraph *(c)* (ii).

(2) Where—

(a) take-over offers have been made in respect of shares included in a class of shares by an offeror who proposes to acquire all the shares included in that class and, after the relevant Part A statement was served on the target company and before the end of the period during which the offers remain open, the number of shares included in that class to which the offeror is entitled became or becomes not less than ninety per cent of the shares included in that class;

and

(b) if the shares subject to acquisition constitute less than ninety per cent of the shares included in that class—three-quarters of the offerees have disposed of to the offeror (whether under the relevant take-over scheme or otherwise) the shares subject to acquisition that were held by them,

the offeror may, within one month after the last day upon which offers under the take-over scheme remained open, give notice, as prescribed, to a dissenting offeree to the effect that the offeror desires to acquire the outstanding shares held by the dissenting offeree.

(3) Where—

(a) a take-over announcement has been made in respect of shares included in a class of shares and, before the end of the period during which the offers constituted by that take-over announcement remain open, the number of shares included in that class to which the on-market offeror is entitled becomes not less than ninety per cent of the shares included in that class;

and

(b) if the shares subject to acquisition constitute less than ninety per cent of the shares included in that class—three-quarters of the offerees have disposed of to the on-market offeror (whether by acceptance of offers made by virtue of the take-over announcement or otherwise) the shares subject to acquisition that were held by them,

the on-market offeror may, within one month after the last day upon which offers constituted by the take-over announcement remained open, give notice, as prescribed, to a dissenting offeree to the effect that the on-market offeror desires to acquire the outstanding shares held by the dissenting offeree.

(4) For the purposes of subsection (2) *(b)* or (3) *(b)*, two or more persons holding jointly shares in respect of which a take-over offer has been made or an offer has been made by virtue of a take-over announcement shall be deemed to be one offeree.

(5) An offeror or on-market offeror to whom subsection (2) or (3) applies in relation to a particular company shall, on the day on which he first gives a notice under subsection (2) or (3), as the case may be, in relation to that company, lodge a copy of the notice with the Commission.

(6) Where a notice is given under subsection (2) or (3), the offeror or on-market offeror is entitled and bound, subject to this section, to acquire the shares to which the notice relates on the terms that were applicable in relation to the acquisition of shares under the take-over scheme or pursuant to the take-over announcement immediately before the expiration of the period for which offers under the take-over scheme or offers constituted by the take-over announcement remained open.

(7) Subsection (6) does not have effect in relation to a dissenting offeree where, on an application made by the dissenting offeree—

(a) within one month after the date on which the notice was given under subsection (2) or (3);

or

(b) within fourteen days after the giving to him of a statement under subsection (10),

whichever is the later, the Court orders that subsection (6) is not to have effect in relation to him.

(8) Where alternative terms were offered under a take-over offer to which this section applies, the dissenting offeree may, by notice in writing given to the offeror—

(a) within one month after the date on which the notice was given under subsection (2);

or

(b) within fourteen days after the giving to him of a statement under subsection (10),

whichever is the later, specify which of those terms he prefers, and the terms so specified shall apply to the acquisition of the outstanding shares held by him.

(9) If a dissenting offeree fails to give a notice within the period allowed by subsection (8), the offeror may, unless the Court otherwise orders, determine which of the terms referred to in that subsection is to apply to the acquisition of the outstanding shares of the dissenting offeree.

(10) Where the offeror or on-market offeror has given notice under subsection (2) or (3), the dissenting offeree may, by notice in writing served on the offeror or on-market offeror within one month after the date on which the firstmentioned notice was given, ask for a statement in writing of the names and addresses of all other dissenting offerees and the offeror or on-market offeror shall forthwith give a statement in writing accordingly.

(11) Where the offeror or on-market offeror has given notice under subsection (2) or (3) and the Court has not, on an application made under subsection (7), ordered to the contrary, the offeror or on-market offeror shall, within fourteen days after—

(a) the expiration of one month after the notice was given;

(b) the expiration of fourteen days after the last day on which a statement under subsection (10) was given;

or

(c) where an application has been made to the Court under subsection (7)—the application has been disposed of,

whichever last happens, serve a copy of the notice on the company that issued the shares, together with an instrument of transfer of the shares executed on behalf of the holder of the shares by a person appointed by the offeror or on-market offeror and also executed by the offeror or on-market offeror, and pay, allot or transfer to the target company the consideration for the transfer, and the target company shall thereupon register the offeror or on-market offeror as the holder of those shares.

(12) The target company shall hold the consideration so received in trust for the former holder of the shares and shall forthwith notify him in writing that the consideration has been received by the target company and is being held by that company pending his instructions as to how it is to be dealt with.

(13) Where consideration held as provided by subsection (12) consists of or includes money, that money shall be paid into a bank account opened and maintained for that purpose only.

(14) Where money or other property is held in trust by a company for a person under this section and has been so held for not less than two years, the company shall, before the expiration of ten years after the date on which the money or other property was received by the company, pay the money or transfer the property and any accretions (or, if any property has been substituted for the whole or any part of that money or property, the property so substituted) to the Minister administering the Unclaimed Moneys Act, 1891-1975.

(15) The Minister administering the Unclaimed Moneys Act, 1891-1975, shall sell or dispose of any property other than money so received and any property that becomes substituted for the whole or any part of that property as he thinks fit and shall deal with the proceeds of the sale or disposal and any money so received and any income derived from that property in accordance with that Act.

(16) Where any property transferred under this section to the Minister administering the Unclaimed Moneys Act, 1891-1975, or any property that becomes substituted for the whole or any part of that property, includes marketable securities of a corporation, that Minister is not subject to any obligation to pay any calls, to make any contribution to the debts and liabilities of the corporation, to discharge any other liability, or to do any other act or thing, in respect of the marketable securities, whether the obligation arises before or after the date of the transfer, but this subsection does not affect any right of the corporation to forfeit a share.

(17) Where, under the provision of the law of a State other than South Australia or of a Territory that corresponds with this section, marketable securities of a company are transferred to any authority specified in that law, that authority is not subject to any obligation as specified in subsection (16) in respect of those marketable securities, but this subsection does not affect any right of the company to forfeit a share.

(18) Neither the State nor the Minister administering the Unclaimed Moneys Act, 1891-1975, is liable for any loss or damage suffered by a person arising out of the exercise of, or the failure to exercise, any of the powers that are conferred on that Minister under this section or that that Minister has in relation to property transferred to him under this section or property that becomes substituted for the whole or any part of that property.

Rights of remaining shareholders and holders of options and notes.

43. (1) Where—

(a) a Part A statement has been served in respect of shares included in a class of shares in a company and, during the period (in this section referred to as a "relevant period") commencing when the statement was served and ending at the expiration of twenty-eight days after the day on which the statement was served or, if take-over offers are dispatched pursuant to the statement within those twenty-eight days, at the expiration of the period during which the take over offers remain open, the number of shares included in that class to which the offeror is entitled becomes not less than ninety per cent of the shares included in that class;

or

(b) a take-over announcement has been made in respect of shares included in a class of shares in a company and, during the period (in this section also referred to as a "relevant period") commencing when the take-over announcement was made and ending at the expiration of the period during which the offers constituted by the take-over announcement remain open, the number of shares included in that class to which the on-market offeror is entitled becomes not less than ninety per cent of the shares included in that class,

the offeror or on-market offeror shall, within one month after the last day upon which offers under the relevant take-over scheme remained open or offers constituted by the take-over announcement remained open, as the case may be, give, as prescribed, a notice to the holders of remaining shares included in that class who, when the notice is given, had not been given notice under section 42 (2) or (3) stating that he became entitled to shares as mentioned in paragraph *(a)* or *(b)*, as the case may be, and containing such other information (if any) as is prescribed.

(2) A holder of remaining shares referred to in subsection (1) may within, three months after the giving of notice to him under that subsection, require the offeror or on-market offeror to acquire shares included in the class concerned of which he is the holder and where, in the case of a take-over offer, alternative terms were offered in respect of shares included in that class in the take-over offer, elect which of those terms he will accept.

(3) Where a shareholder gives notice under subsection (2) with respect to his shares, the offeror or on-market offeror is entitled and bound to acquire those shares—

(a) in the case where a Part A statement was served—on the terms that were applicable in relation to the acquisition of shares under the relevant take-over scheme immediately before the expiration of the period for which offers under that take-over scheme remained open and, where alternative terms were applicable, on the terms for which the shareholder has elected or, where he has not elected, on whichever of the terms the offeror determines;

or

(b) in the case where a take-over announcement was made—on the terms that were applicable in relation to the acquisition of shares pursuant to the take-over announcement immediately before the expiration of the period for which offers constituted by the take-over announcement remained open,

or on such other terms as are agreed or as the Court, on the application of the offeror, on-market offeror or shareholder, thinks fit to order.

(4) Where—

(a) a Part A statement has been served as mentioned in subsection (1) *(a)* and, during the relevant period referred to in that subsection, the number of voting shares in the company to which the offeror is entitled becomes not less than ninety per cent of the voting shares in the company;

or

(b) a take-over announcement has been made as mentioned in subsection (1) *(b)* and, during the relevant period referred to in that subsection, the number of voting shares in the company to which the on-market offeror is entitled becomes not less than ninety per cent of the voting shares in the company,

the offeror or on-market offeror shall, within one month after the last day upon which offers under the relevant take-over scheme remained open or offers constituted by the take-over announcement remained open, as the case may be, give, as prescribed, a notice to the holders of non-voting shares in the company to which he is not entitled, and to the holders of renounceable options or convertible notes granted or issued by the company to which he is not entitled, stating that he became entitled to shares as mentioned in paragraph *(a)* or *(b)*, as the case may be, and containing such other information (if any) as is prescribed.

(5) A notice given under subsection (4) shall not propose terms for the acquisition by the offeror or on-market offeror of the shares, renounceable option or convertible note to which the notice relates unless the notice is accompanied by a report by an expert (other than an expert who, at the time when the report was obtained, was associated with the offeror or on-market offeror) stating that in his opinion the terms proposed in the notice are fair and reasonable.

(6) Where a notice is given under subsection (4) to the holder of any non-voting shares, renounceable option or convertible note—

(a) the holder of the shares, option or note may, within three months after the giving of the notice to him, require the offeror or on-market offeror to acquire the shares, option or note;

and

(b) if a holder of shares or of an option or note so gives notice with respect to the shares, option or note, the offeror or on-market offeror is entitled and bound to acquire those shares or that option or note on such terms as are agreed or as the Court, on the application of the offeror, on-market offeror or holder of the shares, option or note, thinks fit to order.

(7) Where an offeror or on-market offeror has given a notice or notices under subsection (1) or (4), he shall forthwith lodge with the Commission a copy of the notice or of one of the notices.

PART VI

PART VI

MISCELLANEOUS

Liability for mis-statements.

44. (1) Where—

(a) there is, in a statement that purports to be a Part A statement served under section 16 (2) *(d)*, in a take-over offer or in a notice given under section 42 (2) or section 43 (1) or (4), matter that is false in a material particular or materially misleading in the form or context in which it appears;

or

(b) there is an omission of material matter from such a statement, offer or notice,

a person to whom this subsection applies is, subject to this section, guilty of an offence.

(2) Where—

(a) there is, in a statement that purports to be a Part B statement given under section 22 (1) or a Part D statement served under section 32 (1), matter that is false in a material particular or materially misleading in the form or context in which it appears;

or

(b) there is an omission of material matter from such a statement,

a person to whom this subsection applies is, subject to this section, guilty of an offence.

(3) Where—

(a) there is, in a statement that purports to be a Part C statement served under section 17 (10) *(a)*, or in a notice given under section 42 (3) or section 43 (1) or (4), matter that is false in a material particular or materially misleading in the form or context in which it appears;

or

(b) there is an omission of material matter from such a statement or notice,

a person to whom this subsection applies is, subject to this section, guilty of an offence.

(4) Where—

(a) there is—

(i) in a report that is set out in a Part B statement in accordance with section 22 (3) *(a)* or accompanies a Part B statement in accordance with section 23;

(ii) in a report that is set out in a Part D statement in accordance with section 32 (3) *(a)*;

(iii) in a report that accompanies, or is included in, a statement issued with the consent of the Commission under section 37 or 38;

or

(iv) in a report that accompanies a notice given under section 43 (4),

matter that is false in a material particular or materially misleading in the form or context in which it appears;

or

(b) there is an omission of material matter from such a report,

the person who made the report and, if that person is a corporation any officer of the corporation who is in default are, subject to this section, each guilty of an offence.

(5) Where—

(a) a person proposes, or two or more persons together propose, to dispatch a take-over offer or to cause a take-over offer to be dispatched, or to cause a take-over announcement to be made, in respect of shares in a company;

(b) the person, or either or any of the persons, referred to in paragraph *(a)*, or a person associated with the person or with either or any of the persons, or, if the person or either or any of the persons or any person associated with the person or with either or any of the persons is a corporation, an officer of the corporation or a person associated with such an officer—

(i) makes or issues, or causes to be made or issued, an oral or written statement to the public, or publishes, or causes to be published an advertisement, relating to a prescribed matter;

or

(ii) dispatches, or causes to be dispatched, a document relating to a prescribed matter to any of the holders of shares in, or of renounceable options or convertible notes granted or issued by, the target company;

and

(c) there is in the statement or advertisement, or in the document, matter that is false in a material particular or materially misleading in the form or context in which is appears,

the person who made or issued the statement, published the advertisement or dispatched the document, or caused the statement to be made or issued, the advertisement to be published or the document to be dispatched, and if that person is a corporation, any officer of the corporation who is in default, are, subject to this section, each guilty of an offence.

(6) Where—

(a) the directors of a company have reason to believe that a person proposes, or two or more persons together propose, to dispatch a take-over offer or to cause a take-over offer to be dispatched, or to cause a take-over announcement to be made, in respect of shares in the company;

(b) the target company or a corporation that is related to the target company or an officer of the target company or of such a corporation or a person associated with such an officer—

(i) makes or issues, or causes to be made or issued, an oral or written statement to the public, or publishes, or causes to be published, an advertisement, relating to a prescribed matter;

or

(ii) dispatches, or causes to be dispatched, a document relating to a prescribed matter to any of the holders of shares in, or of renounceable options or convertible notes granted or issued by, the target company;

and

(c) there is in the statement or advertisement, or in the document, matter that is false in a material particular or materially misleading in the form or context in which it appears,

the person who made or issued the statement, published the advertisement or dispatched the document, or caused the statement to be made or issued, the advertisement to be published or the document to be dispatched, and, if that person is a corporation, any officer of the corporation who is in default, are, subject to this section, each guilty of an offence.

(7) Where—

(a) a take-over offer is dispatched, or a take-over announcement is made, in respect of shares in a company;

(b) at any time during the period commencing when the take-over offer is dispatched or the take-over announcement is made and ending at the expiration of the period during which the take-over offer remains open or the offers constituted by the take-over announcement remain open, a person to whom this section applies—

(i) makes or issues, or causes to be made or issued, an oral or written statement to the public, or publishes, or causes to be published, an advertisement, in connection with the offers under the relevant take-over scheme or in connection with the take-over announcement, relating to a prescribed matter;

or

(ii) dispatches, or causes to be dispatched, in connection with the offers under the relevant take-over scheme or in connection with the take-over announcement, a document relating to a prescribed matter to any of the holders of shares in, or of renounceable options or convertible notes granted or issued by, the target company (not being a document required by this Act to be so dispatched);

and

(c) there is in the statement or advertisement, or in the document, matter that is false in a material particular or materially misleading in the form or context in which it appears,

that person, and, if that person is a corporation, any officer of the corporation who is in default, are, subject to this section, each guilty of an offence.

(8) For the purposes of subsections (5), (6) and (7)—

(a) a reference to a document includes a reference to a disc, tape, cinematograph film or other article from which sounds or images can be reproduced;

and

(b) a prescribed matter is a matter relating to affairs of, or to marketable securities issued or to be issued by—

(i) the target company or a corporation that is related to the target company;

(ii) the offeror or on-market offeror, as the case may be, or a corporation that is related to the offeror or on-market offeror;

or

(iii) any other offeror or on-market offeror in relation to the target company, or any corporation that is related to such an offeror or on-market offeror.

(9) A person to whom subsection (1), (2) or (3) applies, or a person referred to in subsection (4), is, in the circumstances referred to in that subsection, whether or not he has been convicted of an offence under that subsection, liable, subject to this section, to pay compensation to a person who acts, or refrains from acting, on the faith of the contents of the relevant statement, offer, notice or report for any loss or damage sustained by that person by reason of his reliance on the false or misleading matter or by reason of the omission of material matter.

(10) A person referred to in subsection (5), (6) or (7) is, in the circumstances referred to in that subsection, whether or not he has been convicted of an offence under that subsection, liable, subject to this section, to pay compensation to a person who acts, or refrains from acting, on the faith of the contents of the relevant statement, advertisement or document for any loss or damage sustained by that person by reason of his reliance on the false or misleading matter.

(11) the persons to whom subsection (1) applies are—

(a) the offeror;

(b) in a case where false or misleading matter appeared in, or material matter was omitted from, a statement—

(i) if the offeror is or includes a corporation—a person who was a director of that corporation at the time when the statement was served, not being—

(A) a director who was not present at the meeting at which the resolution authorizing the signing of the statement was agreed to;

or

(B) a director who voted against that resolution;

and

(ii) subject to subsection (15), a person a notice of whose consent to the inclusion in the statement of a report made by him has been lodged with the Commission under section 18 (2) *(b)*;

and

(c) in a case where—

(i) false or misleading matter appeared in, or material matter was omitted from, an offer or notice;

and

(ii) the offeror is or includes a corporation,

a person who was a director of that corporation at the time when the offer was dispatched or the notice was given, as the case may be.

(12) The persons to whom subsection (2) applies are—

(a) the target company;

(b) where the statement was signed as mentioned in section 22 (2) *(a)* or 32 (2) *(a)*—a person who was a director of the target company at the time when the statement was given or served, not being—

(i) a director who was not present at the meeting at which the resolution authorizing the signing of the statement was agreed to;

or

(ii) a director who voted against that resolution;

and

(c) where the statement was signed as mentioned in section 22 (2) *(b)* or 32 (2) *(b)*—the person who signed the statement.

(13) The persons to whom subsection (3) applies are—

(a) the on-market offeror;

and

(b) in a case where—

(i) false or misleading matter appeared in, or material matter was omitted from, a statement;

and

(ii) the on-market offeror is or includes a corporation,

a person who was a director of that corporation at the time when the statement was served, not being—

(iii) a director who was not present at the meeting at which the resolution authorizing the signing of the statement was agreed to;

or

(iv) a director who voted against that resolution.

(14) The persons to whom subsection (7) applies are—

(a) the offeror or on-market offeror;

(b) a person associated with a person referred to in paragraph *(a)*;

(c) the target company;

(d) an officer of the target company or a person associated with such an officer;

or

(e) if a person referred to in paragraph *(a)* or *(b)* is a corporation—an officer of the corporation or a person associated with such an officer.

(15) A person referred to in subsection (11) *(b)* (ii) is guilty of an offence under subsection (1), and liable to pay compensation under subsection (9), only in respect of false or misleading matter in the report referred to in that subparagraph or an omission of material matter from that report.

(16) It is a defence to a prosecution of a person for an offence against subsection (1), (2), (3) or (4) if the person proves—

(a) that, when the statement was served or given, the offer was dispatched, the notice was given or the report was made, he—

(i) believed on reasonable grounds that the false matter was true;

(ii) believed on reasonable grounds that the misleading matter was not misleading;

(iii) in the case of an omission, believed on reasonable grounds that no material matter had been omitted;

or

(iv) in the case of an omission, did not know that the omitted matter was material;

and

(b) that—

(i) on the date of the information, he so believed or did not so know;

or

(ii) before that date, he ceased so to believe or came to know that the omitted matter was material, and forthwith gave reasonable notice containing such matters as were necessary to correct the false or misleading matter or the omission.

(17) It is a defence to a prosecution of a person for an offence against subsection (5), (6) or (7) if the person proves—

(a) that, when the statement was made or issued, the advertisement was published or the document was dispatched, he—

(i) believed on reasonable grounds that the false matter was true;

or

(ii) believed on reasonable grounds that the misleading matter was not misleading;

and

(b) that—

(i) on the date of the information, he so believed;

or

(ii) before that date, he ceased so to believe and forthwith gave reasonable notice containing such matters as were necessary to correct the false or misleading matter.

(18) It is a defence to an action under subsection (9) if the defendant proves—

(a) any matter referred to in subsection (16) *(a)*;

and

(b) in a case where the action is brought by a person who acted on the faith of the contents of the relevant statement, offer, notice or report, that—

(i) when the plaintiff so acted, the defendant believed as mentioned in subsection (16) *(a)* (i), (ii) or (iii) or did not know that the omitted matter was material;

or

(ii) before the plaintiff so acted, the defendant ceased so to believe or came to know that the omitted matter was material, and forthwith gave reasonable notice containing such matters as were necessary to correct the false or misleading matter or the omission.

(19) It is a defence to an action under subsection (10) if the defendant proves—

(a) any matter referred to in subsection (17) *(a)*;

and

(b) in a case where the action is brought by a person who acted on the faith of the contents of the relevant statement, advertisement or document, that—

(i) when the plaintiff so acted, the defendant believed as mentioned in subsection (17) *(a)* (i) or (ii);

or

(ii) before the plaintiff so acted, the defendant ceased so to believe and forthwith gave reasonable notice containing such matters as were necessary to correct the false or misleading matter.

(20) The penalty for an offence arising under this section is a fine not exceeding five thousand dollars or imprisonment for a period not exceeding one year, or both.

(21) Nothing in this section affects any cause of action existing apart from this section.

Orders where prohibited acquisitions take place.

45. (1) Where a person has acquired shares in a company in contravention of section 11, the Court may, on the application of the Commission, the company, a member of the company or the person from whom the shares were acquired, make one or more of the following orders:

(a) an order restraining the person who acquired the shares from disposing of, or of any interest in, the shares or such of the shares as are specified in the order;

(b) an order restraining the exercise of any voting or other rights attached to the shares or such of the shares as are specified in the order;

(c) an order directing the company not to make payment, or to defer making payment, of any sum or sums due from the company in respect of the shares or such of the shares as are specified in the order;

(d) an order directing the disposal of, or of any interest in, the shares or such of the shares as are specified in the order;

(e) an order directing the company not to register the transfer or transmission of the shares or such of the shares as are specified in the order;

(f) an order that any exercise of the voting or other rights attached to the shares, or such of the shares as are specified in the order, be disregarded;

(g) for the purpose of securing compliance with any order referred to in any of the preceding paragraphs, an order directing the company or any other person to do or refrain from doing a specified act.

(2) Where, at the hearing of an application under subsection (1), it is proved to the satisfaction of the Court that—

(a) a person is entitled to shares in a company by reason that another person who is, by virtue of section 7 (4), an associate of the firstmentioned person has a relevant interest in those shares;

and

(b) that other person became entitled to that relevant interest by reason of an acquisition of shares (whether in that company or in another corporation) that took place within six months immediately preceding the filing of the application with the Court,

then, in determining for the purposes of the application whether the acquisition referred to in paragraph *(b)* of this subsection was made in contravention of section 11, the proof to the satisfaction of the Court of the matters mentioned in paragraphs *(a)* and *(b)* of this subsection constitutes *prima facie* evidence that the other person was, for the purposes of section 7 (3), an associate of the firstmentioned person immediately after the acquisition took place.

(3) The Court shall not make an order under this section, other than an order restraining the exercise of voting rights, if it is satisfied—

(a) that the contravention of section 11 by the person who acquired the shares was due to his inadvertence or mistake or to his not being aware of a relevant fact or occurrence;

and

(b) that, in all the circumstances, the contravention ought to be excused.

Orders where offers not dispatched pursuant to Part A statement.

46. (1) Where—

(a) a Part A statement relating to offers under a take-over scheme is served on a target company;

(b) after the Part A statement is served the offeror referred to in the Part A statement acquires shares in the company;

(c) the acquisition of those shares would, but for section 13 (3) *(a)*, have contravened section 11;

and

(d) the offeror does not dispatch the offers to which the Part A statement relates within the period of twenty-eight days after the Part A statement is served on the target company,

the Court may, on the application of the Commission, do either or both of the following:

(e) make one or more of the orders referred to in section 45 (1);

(f) order the offeror, within such time as is specified in the order, to dispatch in a manner approved by the Commission the offers to which the Part A statement relates.

(2) Where, under subsection (1) *(f)*, the Court orders a person to dispatch offers, the Court may also order the person—

(a) to dispatch with each offer a notice setting out such information as the Court specifies;

and

(b) within such period as is specified in the order, to serve on the target company, lodge with the Commission, and, if the target company is a listed public company, serve on the stock exchange that is the home exchange in relation to the target company, a copy of the notice.

(3) Where offers are dispatched pursuant to an order made by the Court under subsection (1) *(f)*, the offers shall be deemed to be made under a take-over scheme.

Orders to protect rights under take-over schemes or announcements.

47. (1) Where a Part A statement relating to offers under a take-over scheme has been served on a target company or a take-over announcement has been made, the Court may, on the application of the Commission, the offeror, the on-market offeror, the target company or any person who holds shares in the target company or held shares in the target company at the time when the Part A statement was so served or the take-over announcement was made, if the Court is satisfied that a provision of this Act has been contravened or has not been complied with, make such orders as it thinks necessary or expedient to protect the rights of a person affected by the take-over scheme or take-over announcement (including a person who is the holder of non-voting shares in, or renounceable options or convertible notes granted or issued by, the target company), including, but without limiting the generality of the foregoing, one or more of the following orders:

(a) an order directing the offeror, the on-market offeror or the target company to supply to the holders of shares in the target company such information as is specified in the order;

(b) where a person has failed to do an act or thing that he was required by this Act to do—an order directing that person to do that act or thing within such time as is specified in the order, notwithstanding that the time specified in this Act for the doing of that act or thing has expired;

(c) an order restraining the exercise of any voting or other rights attached to any shares;

(d) an order restraining the disposal of, or of any interest in, shares in the target company;

(e) an order directing the disposal of, or of any interest in, shares in the target company;

(f) an order directing the target company not to register the transfer or transmission of shares;

(g) an order cancelling a contract, arrangement or offer relating to the take-over scheme or take-over announcement;

(h) an order declaring a contract, arrangement or offer relating to the take-over scheme or take-over announcement to be voidable;

(j) for the purpose of securing compliance with any other order made under this section, an order directing a person to do or refrain from doing a specified act.

(2) In this section, "shares", in relation to a company, includes—

(a) shares in the company that are not voting shares; and

(b) renounceable options and convertible notes granted or issued by the company.

Court may excuse contravention or non-compliance due to inadvertence, etc.

48. (1) Where a person has contravened or failed to comply with a provision of this Act and the Court is satisfied that the contravention or failure was due to inadvertence, mistake or circumstances beyond his control and that the contravention or failure ought to be excused or is satisfied on any other grounds that the contravention or failure ought to be excused, the Court may, on the application of an interested person, make such order as it thinks fit declaring any act or matter not to be invalid by reason of the contravention or failure and declaring any act or matter to have force or effect as if there had been no such contravention or failure.

(2) Where—

(a) offers to acquire shares in a company, being offers that purported to be made under a take-over scheme, have been made;

(b) a requirement of section 16 (2) has not been complied with; and

(c) the Court is satisfied, on application made by the person who made the offers, that the non-compliance was due to inadvertence, mistake or circumstances beyond his control and that the non-compliance ought to be disregarded, or is satisfied on any other grounds that the non-compliance ought to be disregarded,

the Court may make an order directing that the offers shall be deemed to have been made under a take-over scheme.

(3) Where—

(a) a document purporting to be a Part A statement or a Part C statement is served on a company;

(b) the document does not comply with all the requirements of Part A or Part C, as the case may be, of the schedule; and

(c) the Court is satisfied, on application by the person by whom or on whose behalf the document was served, that the non-compliance was due to inadvertence, mistake or circumstances beyond his control and that the non-compliance ought to be disregarded, or is satisfied on any other grounds that the non-compliance ought to be disregarded,

the Court may make an order directing that the document shall be deemed to be, and at all relevant times to have been, a Part A statement or a Part C statement, as the case may be.

(3A) Where—

(a) an offeror purports to vary offers under a take-over scheme in accordance with section 27 or in accordance with the regulations;

(b) a requirement of section 27, or of the regulations, as the case may be, has not been complied with; and

(c) the Court is satisfied, on application made by the offeror, that the non-compliance was due to inadvertence, mistake or circumstances beyond his control and that the non-compliance ought to be disregarded, or is satisfied on any other grounds that the non-compliance ought to be disregarded,

the Court may make an order directing that the offers shall be deemed to have been varied in accordance with section 27 or in accordance with the regulations, as the case requires.

(4) This section has effect notwithstanding anything contained in any other provision of this Act.

Miscellaneous provisions relating to orders.

49. (1) The Court shall, before making an order under section 45, 46, 47, 48, 57 or 60 and in determining the terms of such an order, satisfy itself, so far as it can reasonably do so, that the order would not unfairly prejudice any person.

(2) The Court may, before making an order under section 45, 46, 47, 48, 57 or 60, direct that notice of the application be given to such persons as it thinks fit or direct that notice of the application be published in such manner as it thinks fit, or both.

(3) An order under section 45, 46, 47, 48, 57 or 60 may include such ancillary or consequential provisions as the Court thinks just.

(4) An order under section 45, 46, 47 or 60 directing the disposal of, or of an interest in, a share may provide that the disposal shall be made within such time and subject to such conditions (if any) as the Court thinks fit, including, if the Court thinks fit, a condition that the disposal shall not be made to a particular person or persons or to persons included in a particular class or classes of persons.

(5) The Court may direct that, where a share or an interest in a share is not disposed of in accordance with an order of the Court under section 45, 46, 47 or 60, the share or interest in the share shall vest in the Commission.

(6) Section 311 of the Companies Act, 1962-1980, applies in relation to a share or an interest in a share that vests in the Commission under this section in like manner as it applies in relation to an estate or interest in property referred to in the firstmentioned section.

(7) The Court may rescind, vary or discharge an order made by it under section 45, 46, 47, 48, 57 or 60 or suspend the operation of such an order.

(8) A person who contravenes or fails to comply with an order under section 45, 46, 47, 57 or 60 that is applicable to him is guilty of an offence.

(9) Where an offence under subsection (8) is committed by a corporation, any officer of the corporation who is in default is guilty of an offence.

(10) The penalty for an offence arising under this section is a fine not exceeding one thousand dollars or imprisonment for a period not exceeding three months, or both.

(11) Subsections (8) and (9) do not affect the powers of the Court in relation to the punishment of contempts of the Court.

(12) In the application of a provision of this section in relation to orders under section 47, the expression "share" has, in that provision, the meaning given to that expression by section 47 (2).

Reduction of capital or cancellation of allotment.

49A. Section 64 of the Companies Act, 1962-1980 does not apply in relation to a reduction of capital, or to a cancellation of shares that have been allotted, where the reduction or cancellation results from, or is necessary by reason of, the operation of this Act or of regulations made under this Act, and nothing in that section operates to invalidate any such reduction of capital or cancellation of shares.

Unfair or unconscionable agreements, payments or benefits.

50. (1) Subject to subsection (3), this section applies to—

(a) an agreement entered into by a corporation for the making of a payment by the corporation to, or for the provision of a benefit by the corporation for, a person who is a director, secretary or executive officer of the corporation or of a corporation that is related to the corporation;

or

(b) a payment or benefit made or provided by a corporation, otherwise than pusuant to an agreement, to or for such a person,

where the agreement is entered into or the payment or benefit is made or provided by the corporation—

(c) if the corporation is a company—

(i) during the period of twelve months after a Part A statement has been served on, or a take-over announcement has been made in respect of shares in, the company or a corporation that is related to the company;

or

(ii) at a time when the directors of the company have reason to believe that a take-over offer or take-over announcement is to be made in respect of shares in the company or in a corporation that is related to the company;

or

(d) if the corporation is not a company—

(i) during the period of twelve months after a Part A statement has been served on, or a take-over announcement has been made in respect of shares in, a company that is related to the corporation;

or

(ii) at a time when the directors of the corporation have reason to believe that a take-over offer or take-over announcement is to be made in respect of shares in a company that is related to the corporation.

(2) For the purposes of subsection (1) *(a)*, a corporation that enters into a contract with a person for the employment of, or for the performance of services by, that person for a fixed period shall be taken to have entered into an agreement for the provision of a benefit for that person.

(3) This section does not apply to an agreement that has been entered into, or to a payment or benefit that has been made or provided, by the company (in this subsection referred to as the "target company") to shares in which the Part A statement or take-over announcement relates, or in respect of shares in which the directors believe that a take-over offer or take-over announcement is to be made, or by a corporation that is related to the target company if—

(a) the agreement, payment or benefit has been approved by an ordinary resolution of the target company (whether before or after the agreement was entered into or the payment or benefit was made or provided);

and

(b) where the person who is entitled to receive, or has received, the payment or benefit, or a person associated with that person, was a member of the target company at the time when the resolution was passed—that member did not vote, either personally or by proxy, on the resolution.

(4) Where a corporation enters into an agreement, or makes or provides a payment or benefit, to which this section applies and the Court is satisfied, on application by the corporation, by the Commission, or by a person who holds, or persons who between them hold, shares in the

corporation or in a corporation that is related to the corporation that represent not less than ten per cent of the aggregate nominal value of the shares in the corporation or in the related corporation, as the case may be, being an application made within twelve months, or such longer period as the Court thinks reasonable in the circumstances, after the agreement was entered into, or the payment or benefit was made or provided, as the case may be, that the entering into the agreement, or the making or provision of the payment or benefit, was unfair or unconscionable having regard to the interests of the corporation, the Court may—

(a) in the case of an agreement—

(i) make an order declaring the agreement or any part of the agreement to be void and, if the Court thinks fit, to have always been void;

and

(ii) if the Court thinks it just and equitable to do so—make an order directing any person to whom a payment was made or for whom a benefit was provided under the agreement, or another person specified in the order, to make a payment or transfer property to the corporation or to do any other act for the benefit of the corporation;

(b) in the case of a payment or benefit—if the Court thinks it just and equitable to do so, make an order directing the person to whom the payment was made or for whom the benefit was provided, or another person specified in the order, to make a payment or transfer property to the corporation or to do any other act for the benefit of the corporation;

and

(c) in either case—make any other order that the Court thinks appropriate.

(5) The references in subsection (1) *(c)* to a Part A statement having been served on, or a take-over announcement having been made in respect of shares in, a corporation or to a take-over offer or take-over announcement that is to be made in respect of shares in a corporation shall, in the case of a corporation that is not a company, be construed as a reference to a Part A statement, take-over announcement or take-over offer under the corresponding law of the State or Territory in which the corporation is incorporated.

Recording of resolutions.

51. The person who records the minute of a resolution passed for the purposes of this Act at a meeting of the directors of a corporation shall record in the minute the name of any director who is absent from the meeting when the resolution is passed, the name of any director who votes against the resolution and the name of any director who is present when the resolution is passed and abstains from voting on the resolution.

Statements as to proposed take-over offers or announcements.

52. (1) A person who does not propose, whether alone or together with another person or other persons, to make take-over offers or to cause take-over offers to be made, or to cause to be made a take-over announcement, in relation to shares in a company shall not, whether alone or together with another person or other persons, give notice or publicly announce that he proposes, or that he and another person or other persons propose together, to make take-over offers or to cause take-over offers to be made, or to cause to be made a take-over announcement, in relation to shares in that company.

(2) Where—

(a) a person whether alone or together with another person or other persons, gives notice or publicly announces that he proposes, or that he and another person or other persons propose together, to make take-over offers or to cause take-over offers to be made, or to cause to be made a take-over announcement, in relation to shares in a company;

and

(b) the person does not, within two months, or such further period as the Commission permits in writing, whether alone or together with another person or other persons, make take-over offers or cause take-over offers to be made, or cause to be made a take-over announcement, in relation to shares in that company,

the person shall be deemed to have contravened subsection (1) unless the person establishes that there was such a change in circumstances after the notice was given or the announcement was made that he could not reasonably be expected to make the take-over offers or cause the take-over offers to be made or cause the take-over announcement to be made.

(3) In any proceeding, if there is produced a certificate in writing by the Commission stating that the Commission has not, pursuant to subsection (2) *(b)*, permitted a further period for a person or persons specified in the certificate to make take-over offers, or cause a take-over announcement to be made, in relation to shares in a company so specified, it shall be presumed, unless the contrary is established, that no such further period was permitted.

(4) A person shall not, whether alone or together with another person or other persons, make take-over offers or cause to be made a take-over announcement, or give notice or publicly announce, whether alone or together with another person or other persons, that he proposes, whether alone or together with another person or other persons, to make take-over offers or to cause to be made a take-over announcement, if he has no reasonable or probable grounds for believing that he, or that he and the other person or other persons, will be able to perform his or their obligations (including any obligations that may arise under section 43) if the take-over offers or proposed take-over offers or the offers constituted by the take-over announcement or proposed take-over announcement, as the case may be, are accepted.

(5) A person shall not, whether alone or together with another person or other persons, cause take-over offers to be made, or give a notice or publicly announce, whether alone or together with another person or other persons, that he proposes, whether alone or together with another person or other persons, to cause take-over offers to be made, if he has no reasonable or probable grounds for believing that the person or persons by whom the take-over offers are to be made will be able to perform his or their obligations (including any obligations that may arise under section 43) if the take-over offers or proposed take-over offers are accepted.

Offences.

53. (1) A person who contravenes or fails to comply with a provision of this Act is guilty of an offence.

(2) Where an offence against this Act is committed by a corporation, an officer of the corporation who is in default is guilty of an offence.

(3) The penalty for an offence arising under this section is a fine not exceeding two thousand five hundred dollars or imprisonment for a period not exceeding six months, or both.

(4) The preceding provisions of this section do not apply in relation to sections 44 and 49.

(5) Notwithstanding anything in section 3 of this Act, sections 379 and 380 of the Companies Act, 1962-1980, do not apply in relation to this Act.

Continuing offences.

54. (1) Where—

(a) by or under a section, or a subsection of a section, of this Act an act or thing is required or directed to be done within a particular period or before a particular time;

(b) failure to do that act or thing within the period or before the time referred to in paragraph *(a)* constitutes an offence;

and

(c) that act or thing is not done within the period or before the time referred to in paragraph *(a)*,

the following provisions have effect:

(d) the obligation to do that act or thing continues, notwithstanding that that period has expired or that time has passed, until the act or thing is done;

(e) where a person is convicted of an offence that, by virtue of paragraph *(d)*, is constituted by failure to do that act or thing after the expiration of that period or after that time, as the case may be, that person is guilty of a separate and further offence in respect of each day after the day of the conviction during which the failure to do that act or thing continues;

and

(f) the penalty for each such separate and further offence is a fine not exceeding fifty dollars.

(2) Where—

(a) by or under a section, or a subsection of a section, of this Act an act or thing is required or directed to be done but no period within which or time by which that act or thing is to be done is specified;

(b) failure to do that act or thing constitutes an offence;

and

(c) a person is convicted of an offence in respect of a failure to do that act or thing,

that person is guilty of a separate and further offence in respect of each day after the day of the conviction during which the failure to do that act or thing continues and the penalty for each such separate and further offence is a fine not exceeding fifty dollars.

(3) Charges against the same person for any number of offences under subsection (1) *(e)* or subsection (2) may be joined in the same information if those offences relate to a failure to do the same act or thing.

(4) If a person is convicted of more than one offence under subsection (1) *(e)* or more than one offence under subsection (2), the court by which he is convicted may impose one penalty in respect of all the offences of which the person is so convicted under that paragraph or subsection, as the case

may be, but that penalty shall not exceed the sum of the maximum penalties that could be imposed if a penalty were imposed in respect of each offence separately.

Officers in default.

55. Where a provision of this Act provides that an officer of a corporation who is in default is guilty of an offence, the reference to the officer who is in default shall, in relation to a contravention of, or failure to comply with, the provision, be construed as a reference to any officer of the corporation (including a person who subsequently ceased to be an officer of the corporation) who is in any way, by act or omission, directly or indirectly, knowingly concerned in or party to the contravention or failure.

Service of documents and publication of notices.

56. (1) Where a document (not being a document that is required to be signed) is required by a provision of this Act, or of the regulations, to be served on a stock exchange, the document may be served by sending to the stock exchange, by telegraph, telex or other similar means of communication, a message to the effect of the document.

(2) Where a document is required by a provision of this Act, or of the regulations, to be served on a stock exchange or lodged with the Commission on a particular day—

(a) if that day is not a trading day of that stock exchange—the document shall be served on that stock exchange on the next day that is a trading day of that stock exchange;

or

(b) if the office of the Commission is not open on that day—the document shall be lodged at that office on the next day on which that office is open.

(3) Where a person is required by a provision of this Act to lodge with the Commission or serve on a stock exchange a copy of a notice dispatched by the person, it is not necessary for the copy to include the name or address of the person to whom the notice was dispatched.

(4) Where by a provision of this Act a person is required to cause a notice to be published in a newspaper and, due to circumstances beyond his control, the notice is not published in accordance with the provision, the provision shall be deemed to have been complied with if the person—

(a) did all things that would, but for those circumstances, have resulted in publication of the notice in accordance with the provision;

and

(b) caused the notice to be published on the first practicable date after those circumstances ceased to exist.

Power to exempt from compliance with Act.

57. (1) The Minister may, by instrument in writing, exempt a person, as specified in the instrument and subject to such conditions (if any) as are specified in the instrument, from compliance with all or any of the requirements of this Act.

(2) A copy of an instrument executed under this section shall be published in the *Gazette*.

(3) A person who is exempted by the Minister, subject to a condition, from compliance with a requirement of this Act shall not contravene or fail to comply with the condition.

(4) Where a person has contravened or failed to comply with a condition to which an exemption under this section is subject the Court may, on the application of the Commission, order the person to comply with the condition.

Power to declare that Act applies as if modified.

58. (1) The Minister may, by instrument in writing, declare that this Act shall have effect in its application to or in relation to a particular person or persons in a particular case as if a provision or provisions of this Act specified in the instrument was or were omitted or was or were modified or varied in a manner specified in the instrument, and, where such a declaration is made, this Act has effect accordingly.

(2) A copy of an instrument executed under this section shall be published in the *Gazette*.

Minister to take account of certain matters.

59. In exercising any of his powers under section 57 or 58, the Minister shall take account of the desirability of ensuring that the acquisition of shares in companies takes place in an efficient, competitive and informed market and, without limiting the generality of the foregoing, shall have regard to the need to ensure—

(a) that the shareholders and directors of a company know the identity of any person who proposes to acquire a substantial interest in the company;

(b) that the shareholders and directors of a company have a reasonable time in which to consider any proposal under which a person would acquire a substantial interest in the company;

(c) that the shareholders and directors of a company are supplied with sufficient information to enable them to assess the merits of any proposal under which a person would acquire a substantial interest in the company;

and

(d) that, as far as practicable, all shareholders of a company have equal opportunities to participate in any benefits accruing to shareholders under any proposal under which a person would acquire a substantial interest in the company,

but nothing in this section shall be taken to require the Minister to exercise any of his powers in a particular way in a particular case.

Power of Minister to declare acquisition of shares or other conduct to be unacceptable.

60. (1) The Minister may, within fourteen days after an acquisition of shares in a company, by instrument in writing, declare that acquisition of shares to have been an unacceptable acquisition and, where such a declaration is made, the person who acquired those shares shall be deemed, for the purposes only of section 45, to have acquired those shares in contravention of section 11.

(2) Where an application is made to the Court under section 45 in relation to an acquisition of shares that has been declared by the Minister pursuant to subsection (1) to have been an unacceptable acquisition of shares, the Court may, instead of making any of the orders referred to in section 45, declare that the acquisition of shares was not an unacceptable acquisition of shares and where the Court so declares, the declaration of the Minister has no further effect.

(3) Where a Part A statement has been served in respect of shares in a company, the Minister may, within fourteen days after particular conduct

has been engaged in by a specified person in relation to shares in, or the affairs of, the target company during the period commencing when the statement was served and ending at the expiration of twenty-eight days after the day on which the statement was served or, if take-over offers are dispatched pursuant to the statement within those twenty-eight days, at the expiration of the period during which the take-over offers remain open, by instrument in writing, declare that conduct to have been unacceptable conduct.

(4) Where a take-over announcement has been made in respect of shares in a company, the Minister may, within fourteen days after particular conduct has been engaged in by a specified person in relation to shares in, or the affairs of, the target company during the period commencing when the take-over announcement was made and ending at the expiration of the period during which the offers constituted by the take-over announcement remain open, by instrument in writing, declare that conduct to have been unacceptable conduct.

(5) Where, pursuant to subsection (3) or (4), the Minister declares conduct that has been engaged in by a person to have been unacceptable conduct, the Court may, on the application of the Commission, make—

(a) any order that it thinks necessary or expedient to protect the rights of any person affected by the conduct or to ensure, as far as possible, that the relevant take-over scheme or take-over announcement proceeds as if that conduct had not taken place;

(b) without limiting the generality of paragraph *(a)*, any one or more orders of the kinds referred to in section 47 (1) *(a)*, *(c)*, *(d)*, *(e)*, *(f)*, *(g)* and *(h)*;

and

(c) for the purpose of securing compliance with any order made pursuant to paragraph *(a)* or *(b)*, an order directing a person to do or refrain from doing a specified act,

or, instead of making any order, the Court may declare that the conduct concerned was not unacceptable conduct, and, where the Court so declares, the declaration of the Minister has no further effect.

(6) Where the Minister makes a declaration under subsection (1), (3) or (4) in relation to an acquisition of shares by, or in relation to conduct engaged in by, a person, the Court may, on the application of that person, declare that the acquisition of shares, or the conduct, as the case may be, was not an unacceptable acquisition of shares or was not unacceptable conduct, as the case may be, and, where the Court so declares, the declaration of the Minister has no further effect.

(7) The Minister shall not make a declaration under subsection (1), unless he is satisfied that the acquisition of shares to which the declaration relates occurred in circumstances where—

(a) the shareholders and directors of a company did not know the identity of a person who proposed to acquire a substantial interest in the company;

(b) the shareholders and directors of a company did not have a reasonable time in which to consider a proposal under which a person would acquire a substantial interest in the company;

(c) the shareholders and directors of a company were not supplied with sufficient information to enable them to assess the merits

of a proposal under which a person would acquire a substantial interest in the company;

or

(d) the shareholders of a company did not all have equal opportunities to participate in any benefits accruing to shareholders under a proposal under which a person would acquire a substantial interest in the company.

(7A) The Minister shall not make a declaration under subsection (3) or (4) unless he is satisfied that as a result of the conduct to which the declaration relates—

(a) the shareholders and directors of a company did not know the identity of a person who proposed to acquire a substantial interest in the company;

(b) the shareholders and directors of a company did not have a reasonable time in which to consider a proposal under which a person would acquire a substantial interest in the company;

(c) the shareholders and directors of a company were not supplied with sufficient information to enable them to assess the merits of a proposal under which a person would acquire a substantial interest in the company;

or

(d) the shareholders of a company did not have equal opportunities to participate in any benefits accruing to shareholders under a proposal under which a person would acquire a substantial interest in the company.

(8) Where the Minister makes a declaration under this section, the Minister shall as soon as practicable—

(a) cause a copy of the instrument of declaration to be given to, or served on, any person to whom the declaration relates;

and

(b) cause a copy of that instrument to be published in the *Gazette*.

Power of Commission to intervene in proceedings.

61. (1) The Commission may intervene in any proceeding relating to a matter arising under this Act.

(2) Where the Commission intervenes in any proceeding referred to in subsection (1), the Commission shall be deemed to be a party to the proceeding with all the rights, duties and liabilities of such a party.

(3) Without limiting the generality of subsection (2), the Commission may appear and be represented in any proceeding in which it wishes to intervene pursuant to subsection (1)—

(a) by the Commissioner;

(b) by an employee of the Commission;

or

(c) by solicitor or counsel.

Regulations.

62. (1) The Governor may make regulations, not inconsistent with this Act, prescribing all matters required or permitted by this Act to be prescribed, or necessary or convenient to be prescribed for carrying out or giving effect to this Act.

(2) Regulations prescribing the fees payable under this Act, and the matters in respect of which such fees shall be paid, shall not make provision for the payment of a fee exceeding one thousand dollars in any case.

(3) The regulations may vary the requirements set out in any part of the schedule, either by omitting or altering any such requirement or by adding additional requirements, and any reference in this Act to the requirements of a Part of the schedule shall be read as a reference to those requirements as so varied for the time being.

(4) The regulations may require the serving on a stock exchange or stock exchanges, or the lodging with the Commission, or both, of—

(a) a signed copy of a prescribed document, being a document made or given pursuant to this Act and not required by this Act to be so served or lodged;

or

(b) a notice in the prescribed form, and containing the prescribed particulars, of such a document.

(5) The first regulations made under this section shall, unless the contrary intention appears in those regulations, be deemed to have come into operation on the 16th day of September, 1980.

Acquisition of shares within six months after commencement of Act.

63. Section 11 does not prohibit an acquisition of voting shares in a company during the period of six months immediately following the commencement of section 11 by reason of the effect of the acquisition on the entitlement to voting shares in the company of any person (in this section referred to as a "relevant person") if the number ascertained in accordance with the formula

$$\frac{100\ (a+b-c)}{d}$$ does not exceed three,

where—

a is the number of voting shares to be acquired;

b is the number of voting shares in the company that were acquired by any person during the period of six months immediately preceding the firstmentioned acquisition, being voting shares the acquisition of which by the person concerned increased the number of voting shares in the company to which the relevant person was entitled;

c is the number of voting shares in the company that were disposed of by any person during the period of six months immediately preceding the firstmentioned acquisition, being voting shares the disposal of which by the person concerned decreased the number of voting shares in the company to which the relevant person was entitled;

d is the number of voting shares in the company.

Fees payable.

64. (1) There shall be paid to the Commission for and on behalf of the State for or in respect of the lodgment of documents with, or the making of applications to, the Commission for the registration or issuing of documents or the doing of other acts or things by the Minister or Commission under this Act such fees (if any) as are prescribed by the regulations.

(2) Where a fee is payable under this section—

(a) in respect of the lodgment of a document and the document is submitted for lodgment without payment of the fee, the document shall be deemed not to have been lodged until the fee has been paid;

(b) in respect of the making of an application and the application is made without payment of the fee, the application shall not be dealt with until the fee has been paid.

SCHEDULE

Sections 16, 17, 22 and 32

PART A

STATEMENT TO BE FURNISHED BY OFFEROR

1. The statement shall—

(a) set out the period during which the offers are intended to remain open;

(b) where the offeror is or includes a corporation or corporations—

(i) specify the names, occupations and addresses of all the directors of the corporation or of each corporation;

(ii) contain a summary of the principal activities of the corporation or of each corporation;

and

(iii) if the corporation or either or any of the corporations is included in a group of corporations consisting of a holding company and a subsidiary or subsidiaries—contain a summary of the principal activities of the group of corporations;

(c) set out full particulars of the shares in the target company to which the offeror is entitled or, if there are no such shares, set out a statement to that effect;

(d) set out full particulars of marketable securities of the target company (not being shares) to which the offeror is entitled or, if there are no such securities to which the offeror is entitled set out a statement to that effect;

(e) where the offeror is or includes a corporation or corporations and shares may be acquired for a consideration that is or includes marketable securities of that corporation or of any of those corporations or each offer is subject to a condition requiring the making of a payment (whether by way of making a loan, subscribing for shares or otherwise) by the offeree to that corporation or any of those corporations, set out, in respect of that corporation or each of those corporations—

(i) the reports that, if the statement were a prospectus issued on the date on which the statement is registered under section 18, would be required to be set out in a statement under clauses 20 and 23, and, if the consideration includes debentures, in a statement under clauses 32, 33 and 34, of the fifth schedule to the Companies Act, 1962-1980;

(ii) in respect of each report referred to in subparagraph (i)—a statement that the person or each of the persons by whom the report is made consents to the inclusion of the report in the form and context in which it is included;

(iii) full particulars of any alterations in the capital structure of the corporation during the period of five years immediately preceding the date on which the statement is lodged with the Commission for registration and particulars of the dates of any such alterations and the source of any increase in its capital;

and

(iv) full particulars of any alterations in the capital structure of any corporation that, at any time during the period of five years referred to in subparagraph (iii), was a subsidiary of the corporation referred to in that subparagraph, being alterations occurring during the period in which the corporation was a subsidiary of the corporation referred to in that subparagraph, and particulars of the dates on which any such corporation became a subsidiary or ceased to be a subsidiary, the date of any alteration in its capital structure and the source of any increase in its capital;

(f) where the offeror is or includes a natural person or natural persons—specify the name, address and occupation of that person or of each of those persons, set out a summary of the principal business activities of that person or of each of those persons and specify the corporations (if any) of which that person or any of those persons is a director or other officer, it being sufficient, where a person is a director of one or more subsidiaries of the same holding company, to specify that he holds one or more directorships in a group of companies that may be described by the name of the holding company with the addition of the word "Group";

(g) where—

(i) the offeror has dispatched offers or invitations relating to the acquisition of shares in the target company (whether voting shares or not) of a different class from the shares to which the take-over offers relate or relating to the acquisition of renounceable options or convertible notes granted or issued by the target company, being offers or invitations that are open or expressed to be open on the day on which the statement is served on the target company;

or

(ii) the offeror proposes to dispatch, while the take-over offers remain open, offers or invitations relating to the acquisition of shares in the target company (whether voting shares or not) of a different class from the shares to which the take-over offers relate or relating to the acquisition of renounceable options or convertible notes granted or issued by the target company,

set out the terms or proposed terms of those offers or invitations;

and

(h) where the offeror intends, if he is required under section 43 (4) to give notice to the holders of any non-voting shares in, renounceable options granted by, or convertible notes issued by, the target company, to propose terms for the acquisition of those shares, renounceable options or convertible notes—set out those proposed terms.

2. The statement shall set out particulars of any restriction on the right to transfer shares to which the offers relate contained in the constituent documents of the target company that has the effect of requiring the holders of the shares, before transferring them, to offer them for purchase to members of the target company or to any other person and, if there is any such restriction, the arrangements (if any) being made to enable the shares to be transferred.

3. If the consideration for the acquisition of the shares to which the take-over offers relate or for the acquisition of any shares, renounceable options or convertible notes referred to in clause 1 *(h)* is to be satisfied in whole or in part by the payment of cash, the statement shall set out—

(a) if the offeror is to provide some or all of the cash from his own funds—particulars sufficient to identify the cash amounts held by the offeror for or in respect of payment of the consideration;

and

(b) if the offeror is not to provide all of the cash, or is not to provide any of it, from his own funds—particulars sufficient to identify the other person who is, or each of the other persons who are, to provide, whether directly or indirectly, some or all of the cash from his or their own funds and particulars of the arrangements by which that cash will be provided by that other person or those other persons.

4. The statement shall set out—

(a) where it is proposed in connection with the offers that any payment or other benefit will—

(i) be made or given to any director, secretary or executive officer of the target company as compensation for loss of, or as consideration for or in connection with is retirement from, office as a director, secretary or executive officer or any other office in connection with the management of affairs of the target company or of a corporation that is related to the target company;

or

(ii) be made or given to any director, secretary or executive officer of any corporation that is related to the target company as compensation for loss of, or as consideration for or in connection with his retirement from, office as a director, secretary or executive officer or any other office in connection with the management of affairs of the target company or of a corporation that is related to the target company,

particulars of the proposed payment or benefit;

(b) where there is any other agreement or arrangement made between the offeror and any of the directors of the target company in connection with or conditional upon the outcome of the offers—particulars of any such agreement or arrangement;

(c) whether, within the knowledge of the offeror, the financial position of the target company has materially changed since the date of the last balance-sheet laid before the company in general meeting and, if so, full particulars of the change known to the offeror;

(d) where there is any agreement or arrangement whereby any shares acquired by the offeror pursuant to the offers will or may be transferred to any other person—

(i) the names of the persons who are parties to the agreement or arrangement, the number, description and amount of the shares that will or may be so transferred and, if the transferee is not a party to the agreement or arrangement, the name of the transferee;

and

(ii) the number, description and amount of any shares in the target company held by or on behalf of each of the persons who are parties to the agreement or arrangement and, if the transferee is not a party to the agreement or arrangement, by or on behalf of the transferee or, if no such shares are so held, a statement to that effect;

(e) where there is any agreement or arrangement for the acquisition of shares in the target company by the offeror or by a person associated with the offeror, being an agreement or arrangement under which the person, or either or any of the persons, from whom the shares have been or are to be acquired or any person associated with that person or with either or any of those persons may, at any time after an offer is dispatched, become entitled to any benefit, whether by way of receiving an increased price for those shares or by payment of cash or otherwise, that is related to, dependent upon, or calculated in any way by reference to, the consideration payable for shares acquired after the agreement or arrangement was entered into—full particulars of that agreement or arrangement;

and

(f) any other information (other than matter that is not permitted to be included in a statement referred to in section 37 or 38 without the consent of the Commission) material to the making of a decision by an offeree whether or not to accept an offer, being information that is within the knowledge of the offeror and has not previously been disclosed to the holders of shares in the target company.

5. Where—

(a) the consideration to be offered in exchange for shares in the target company consists, in whole or in part, of marketable securities issued, or to be issued, by a corporation that is not, or is not included in, the offeror;

or

(b) the offer is subject to a condition requiring the making of a payment (whether by way of making a loan, subscribing for shares or otherwise) by the offeree to a corporation that is not, or is not included in, the offeror,

the statement shall contain the same information as would have to be given pursuant to a requirement of any other provision of this schedule if the corporation were the offeror.

5A. The statement shall set out particulars of the offeror's intentions regarding—

(a) the continuation of the business of the target company;

(b) any major changes to be made to the business of the target company, including any redeployment of the fixed assets of the target company;

and

(c) the future employment of the present employees of the target company.

6. The succeeding provisions of this Part apply only where the consideration to be offered in exchange for shares in the target company consists, in whole or in part, of marketable securities issued, or to be issued, by a corporation.

7. Where the marketable securities are listed for quotation on the stock market of a stock exchange, the statement shall state the fact, specify the stock exchange concerned and specify—

(a) the latest recorded sale price before the date on which the statement is lodged with the Commission for registration;

(b) the highest and lowest recorded sale prices during the three months immediately preceding that date and the respective dates of the relevant sales;

and

(c) where the take-over offers have been the subject of a public announcement in newspapers or by any other means before the statement is served on the target company, the latest recorded sale price immediately before the public announcement.

8. Where the marketable securities are listed for quotation on or dealt in on more than one stock exchange, it is sufficient compliance with clauses 7 *(a)* and *(c)* if information with respect to the marketable securities is given in relation to the stock exchange at which there has been the greatest number of recorded dealings in the securities in the three months immediately preceding the date on which the statement is served on the target company.

9. Where the securities are not listed for quotation on the stock market of a stock exchange, the statement shall set out all the information that the offeror has as to the number of the securities that have been sold in the three months immediately preceding the date on which the statement is served on the target company and the amount of those securities and the prices at which they were sold and, if the offeror does not have any such information, a statement to that effect.

10. Where marketable securities are to be issued, the information required under clauses 7, 8 and 9 shall be given in respect of such marketable securities as have been issued and are of the same class as those to be issued.

PART B

STATEMENT TO BE FURNISHED BY TARGET COMPANY TO WHICH TAKE-OVER SCHEME RELATES

1. The statement shall set out—

(a) except in the case of a target company that is in the course of being wound up or is under official management, in relation to each director of the target company—

(i) if the director desires to make and considers himself justified in making, a recommendation in relation to the offers—whether the director recommends the acceptance of offers made or to be made by the offeror or recommends against such acceptance and, in either case, his reasons for so recommending;

(ii) if the director is not available to consider the offers—that the director is not so available and the reasons for his being not so available;

or

(iii) in any other case—that the director does not desire to make a recommendation or does not consider himself justified in making a recommendation and his reasons for not so desiring or for so considering;

or

(b) in the case of a target company that is in the course of being wound up or is under official management, in relation to each liquidator or each official manager, as the case requires—

(i) if the liquidator or official manager, as the case may be, desires to make and considers himself justified in making, a recommendation in relation to the offers—whether the liquidator or official manager, as the case may be, recommends the acceptance of offers made or to be made by the offeror or recommends against such acceptance and, in either case, his reasons for so recommending;

or

(ii) in any other case—that the liquidator or official manager, as the case may be, does not desire to make a recommendation or does not consider himself justified in making a recommendation and his reasons for not so desiring or for so considering.

2. The statement shall set out—

(a) the number, description and amount of marketable securities of the target company held by or on behalf of each director of the company or, in the case of a director by or on behalf of whom none are so held, that fact;

(b) in respect of each director of the target company by whom, or on whose behalf, shares in the target company are held—

(i) whether the director intends to accept any offer that has been or may be made in respect of those shares;

or

(ii) that the director has not decided whether he will accept such an offer;

(c) the name of any director of the target company who voted against the relevant resolution authorizing the Part B statement and, if the director so requires, a statement by that director setting out his reasons for so voting;

(d) where the offeror is or includes a corporation or corporations, whether any marketable securities of that corporation or of any of those corporations are held by, or on behalf of, any director of the target company and, if so, the number, description and amount of those marketable securities;

(e) where it is proposed that any payment or other benefit will—

(i) be made or given to any director, secretary or executive officer of the target company as compensation for loss of, or as consideration for or in connection with his retirement from, office as a director, secretary or executive officer or any other office in connection with the management of affairs of the target company or of a corporation that is related to the target company;

or

(ii) be made or given to any director, secretary or executive officer of any corporation that is related to the target company as compensation for loss of, or as consideration for or in connection with his retirement from, office as a director, secretary or executive officer or any other office in connection with the management of affairs of the target company or of a corporation that is related to the target company,

particulars of the proposed payment or benefit;

(f) where there is any other agreement or arrangement made between any director of the target company and any other person in connection with or conditional upon the outcome of the offers—particulars of any such agreement or arrangement;

(g) whether any director of the target company has an interest in any contract entered into by the offeror and, if so, particulars of the nature and extent of each such interest;

(h) if the shares to which the offers relate are not listed for quotation on the stock market of a stock exchange, all the information that the target company has as to the number of any such shares that have been sold in the six months immediately preceding the date on which the Part A statement relating to the offers was served on the target company and the amount of those shares and the prices at which they were sold;

(j) whether, within the knowledge of—

(i) in the case of a Part B statement that is signed as mentioned in section 22 (2) *(a)*—any of the directors of the target company;

or

(ii) in the case of a Part B statement that is signed as mentioned in section 22 (2) *(b)*—the liquidator or official manager, as the case may be,

the financial position of the target company has materially changed since the date of the last balance-sheet laid before the company in general meeting or dispatched to shareholders in accordance with section 164 of the Companies Act, 1962-1980, and, if so, full particulars of any such change or changes;

and

(k) any other information (other than matter that is not permitted to be included in a statement referred to in section 37 or 38 without the consent of the Commission) material to the making of a decision by an offeree whether or not to accept an offer, being information that is within the knowledge of—

(i) in the case of a Part B statement that is signed as mentioned in section 22 (2) *(a)*—any of the directors of the target company;

or

(ii) in the case of a Part B statement that is signed as mentioned in section 22 (2) *(b)*—the liquidator or official manager, as the case may be,

and has not previously been disclosed to the holders of shares in the target company.

PART C

STATEMENT TO BE FURNISHED BY ON-MARKET OFFEROR

1. The statement shall set out full particulars of the offers constituted by the take-over announcement, including the period for which the offers will, unless withdrawn, remain open.

2. The statement shall—

(a) where the on-market offeror is or includes a corporation or corporations—

(i) specify the names, occupations and addresses of all the directors of the corporation or of each corporation;

(ii) contain a summary of the principal activities of the corporation or of each corporation;

and

(iii) if the corporation or either or any of the corporations is included in a group of corporations consisting of a holding company and a subsidiary or subsidiaries—contain a summary of the principal activities of the group of corporations;

(b) set out full particulars of the shares in the target company to which the on-market offeror is entitled or, if there are no such shares, set out a statement to that effect;

(c) set out full particulars of marketable securities of the target company (not being shares) to which the on-market offeror is entitled or, if there are no such securities to which the on-market offeror is entitled, set out a statement to that effect;

(d) where the on-market offeror is or includes a natural person or natural persons, specify the name, address and occupation of that person or of each of those persons and set out a summary of the principal business activities of that person or of each of those persons and specify the corporations (if any) of which that person or any of those persons is a director or other officer, it being sufficient, where a person is a director of one or more subsidiaries of the same holding company, to specify that he holds one or more directorships in a group of companies that may be described by the name of the holding company with the addition of the word "Group";

(e) particulars of all acquisitions or disposals of shares in the target company by the on-market offeror or any person associated with the offeror in the period of three months preceding the date of the take-over announcement, including particulars of the price per share in relation to each acquisition or disposal;

and

(f) where the on-market offeror intends, if he is required under section 43 (4) to give notice to the holders of any non-voting shares in, renounceable options granted by, or convertible notes issued by, the target company, to propose terms for the acquisition of those shares, renounceable options or convertible notes—set out those proposed terms.

3. The statement shall set out—

(a) if the on-market offeror is to provide from his own funds some or all of the cash payable as consideration for the acquisition of shares to which the take-over announcement relates or for the acquisition of any shares, renounceable options, or convertible notes referred to in clause 2 *(f)*—particulars sufficient to identify the cash amounts held by the on-market offeror for or in respect of payment of the consideration;

and

(b) if the on-market offeror is not to provide from his own funds all of the cash payable as consideration for the acquisition of shares to which the take-over announcement relates or for the acquisition of any shares, renounceable options or convertible notes referred to in clause 2 *(f)*, or is not to provide any of that cash from his own funds—particulars sufficient to identify the other person who is, or each of the other persons who are, to provide, whether directly or indirectly, some or all of the cash from his or their own funds and particulars of the arrangements by which that cash will be provided by that other person or those other persons.

4. The statement shall set out—

(a) where it is proposed in connection with the take-over announcement that any payment or other benefit will—

(i) be made or given to any director, secretary or executive officer of the target company as compensation for loss of, or as consideration for or in connection with his retirement from, office as a director, secretary or executive officer or any other office in connection with the management of affairs of the target company or of a corporation that is related to the target company;

or

(ii) be made or given to any director, secretary or executive officer of any corporation that is related to the target company as compensation for loss of, or as consideration for or in connection with his retirement from, office as a director, secretary or executive officer or any other office in connection with the management of affairs of the target company or of a corporation that is related to the target company,

particulars of the proposed payment or benefit;

(b) where there is any other agreement or arrangement made between the on-market offeror and any of the directors of the target company in connection with or conditional upon the outcome of the take-over announcement—particulars of any such agreement or arrangement;

(c) whether, within the knowledge of the on-market offeror, the financial position of the target company has materially changed since the date of the last balance-sheet laid before the company in general meeting and, if so, full particulars of the change known to the on-market offeror;

(d) where there is any agreement or arrangement whereby any shares acquired by the on-market offeror pursuant to the take-over announcement will or may be transferred to any other person—

(i) the names of the persons who are parties to the agreement or arrangement, the number, description and amount of the shares that will or may be so transferred and, if the transferee is not a party to the agreement or arrangement, the name of the transferee;

and

(ii) the number, description and amount of any shares in the target company held by or on behalf of each of the persons who are parties to the agreement or arrangement and, if the transferee is not a party to the agreement or arrangement, by or on behalf of the transferee or, if no such shares are so held, a statement to that effect;

(e) where there is any agreement or arrangement for the acquisition of shares in the target company by the on-market offeror or by a person associated with the on-market offeror, being an agreement or arrangement under which the person, or either or any of the persons, from whom the shares have been or are to be acquired or any person associated with that person or with either or any of those persons may, at any time after the take-over announcement is made, become entitled to any benefit, whether by way of receiving an increased price for those shares or by payment of cash or otherwise, that is related to, dependent upon, or calculated in any way by reference to, the consideration payable for shares acquired after the agreement or arrangement was entered into—full particulars of that agreement or arrangement;

and

(f) any other information (other than matter that is not permitted to be included in a statement referred to in section 37 or 38 without the consent of the Commission) material to the making of a decision by an offeree whether or not to accept an offer, being information that is within the knowledge of the on-market offeror and has not previously been disclosed to the holders of shares in the target company.

5. The statement shall set out particulars of the on-market offeror's intentions regarding—

(a) the continuation of the business of the target company;

(b) any major changes to be made to the business of the target company, including any redeployment of the fixed assets of the target company;

and

(c) the future employment of the present employees of the target company.

PART D

STATEMENT TO BE FURNISHED BY TARGET COMPANY TO WHICH TAKE-OVER ANNOUNCEMENT RELATES

1. The statement shall set out—

(a) except in the case of a target company that is in the course of being wound up or is under official management, in relation to each director of the target company—

(i) if the director desires to make and considers himself justified in making, a recommendation in relation to the offers—where the director recommends the acceptance offers constituted by the take-over announcement or recommends against such acceptance and, in either case, his reasons for so recommending;

(ii) if the director is not available to consider the offers—that the director is not so available and the reasons for his being not so available;

or

(iii) in any other case—that the director does not desire to make a recommendation or does not consider himself justified in making a recommendation and his reasons for not so desiring or for so considering;

or

(b) in the case of a target company that is in the course of being wound up or is under official management, in relation to each liquidator or each official manager, as the case requires—

(i) if the liquidator or official manager, as the case may be, desires to make and considers himself justified in making, a recommendation in relation to the offers—whether the liquidator or official manager, as the case may be, recommends the acceptance of offers constituted by the take-over announcement or recommends against such acceptance and, in either case, his reasons for so recommending;

or

(ii) in any other case—that the liquidator or official manager, as the case may be, does not desire to make a recommendation or does not consider himself justified in making a recommendation and his reasons for not so desiring or for so considering.

2. The statement shall set out—

(a) the number, description and amount of marketable securities of the target company held by or on behalf of each director of the company or, in the case of a director by or on behalf of whom none are so held, that fact;

(b) in respect of each director of the target company by whom, or on whose behalf, shares in the target company are held—

(i) whether the director intends to accept any offer that has been made in respect of those shares;

or

(ii) that the director has not decided whether he will accept such an offer;

(c) the name of any director of the target company who voted against the relevant resolution authorizing the Part D statement and, if the director so requires, a statement by that director setting out his reasons for so voting;

(d) where the on-market offeror is or includes a corporation or corporations, whether any marketable securities of that corporation or of any of those corporations are held by, or on behalf of, any director of the target company and, if so, the number, description and amount of those marketable securities;

(e) where it is proposed in connection with the take-over announcement that any payment or other benefit will—

(i) be made or given to any director, secretary or executive officer of the target company as compensation for loss of, or as consideration for or in connection with his retirement from, office as a director, secretary or executive officer or any other office in connection with the management of affairs of the target company or of a corporation that is related to the target company;

or

(ii) be made or given to any director, secretary or executive officer of any corporation that is related to the target company as compensation for loss of, or as consideration for or in connection with his retirement from, office as a director, secretary or executive officer or any other office in connection with the management of affairs of the target company or of a corporation that is related to the target company,

particulars of the proposed payment or benefit;

(f) where there is any other agreement or arrangement made between any director of the target company and any other person in connection with or conditional upon the outcome of the offers constituted by the take-over announcement—particulars of any such agreement or arrangement;

(g) whether any director of the target company has an interest in any contract entered into by the on-market offeror and, if so, particulars of the nature and extent of each such interest;

(h) whether, within the knowledge of—

(i) in the case of a Part D statement that is signed as mentioned in section 32 (2) *(a)*—any of the directors of the target company;

or

(ii) in the case of a Part D statement that is signed as mentioned in section 32 (2) *(b)*—the liquidator or official manager, as the case may be,

the financial position of the target company has materially changed since the date of the last balance-sheet laid before the company in general meeting or dispatched to shareholders in accordance with section 164 of the Companies Act, 1962-1980, and, if so, full particulars of any such change or changes;

and

(j) any other information (other than matter that is not permitted to be included in a statement referred to in section 37 or 38 without the consent of the Commission) material to the making of a decision by an offeree whether or not to accept an offer made by virtue of the take-over announcement, being information that is within the knowledge of—

(i) in the case of a Part D statement that is signed as mentioned in section 32 (2) *(a)*—any of the directors of the target company;

or

(ii) in the case of a Part D statement that is signed as mentioned in section 32 (2) *(b)*—the liquidator or official manager, as the case may be,

and has not previously been disclosed to the holders of shares in the target company.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

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ELIZABETHAE II REGINAE

A.D. 1980

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No. 61 of 1980

An Act to amend The South Australian Gas Company's Act, 1861-1979.

[*Assented to 2nd October,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof:

Short titles.

1. (1) This Act may be cited as the "South Australian Gas Company's Act Amendment Act, 1980".

(2) The South Australian Gas Company's Act, 1861-1979, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Gas Company Act, 1861-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act.

3. The principal Act is amended—

(*a*) by striking out the preamble and all sections except section 64;

(*b*) by redesignating section 64 as section 1 and striking out from that section the passage "The South Australian Gas Company's Act" and substituting the passage "the "South Australian Gas Company Act, 1861-1980" ";

(*c*) by inserting the following heading before that section:

PART I

PRELIMINARY;

and

(*d*) by inserting the following sections, headings and schedule after that section:

Interpretation.

2. In this Act, unless the contrary intention appears—

"apparatus" includes meters, fittings and appliances:

"bond" includes both secured and unsecured bonds:

"the Company" means the South Australian Gas Company, established under this Act:

"emoluments" means the amount or value of any money, consideration or benefit given, directly or indirectly, to a director of the Company in connection with the management of the affairs of the Company, whether as a director or otherwise, but does not include amounts in payment or reimbursement of out-of-pocket expenses incurred for the benefit of the Company:

"land" includes any estate or interest in land, or rights in respect of land:

"the maximum permissible number" of shares means the maximum number of shares that may be held by a shareholder or a group of associated shareholders without contravening the provisions of section 11:

"share", in relation to the Company, means a share, share unit, or a unit of stock, in the capital of the Company and includes any legal or equitable interest in any such share, share unit, or unit of stock:

"shareholder", in relation to the Company, means a person who has any legal or equitable interest in a share:

"special resolution" means a resolution carried at a general meeting by a majority of three-quarters or more of the total number of votes cast at the meeting in relation to that resolution.

Associates.

3. (1) For the purposes of this Act, a person is an associate of another person—

(*a*) if he has entered, or proposes to enter, into an agreement, arrangement, understanding or undertaking, whether formal or informal and whether express or implied with that other person—

(i) by reason of which either of those persons may exercise, directly or indirectly control the exercise of, or substantially influence the exercise of, any voting power attached to a share in the Company;

(ii) with a view to controlling or influencing the composition of the board of directors, or the conduct of affairs, of the Company;

(iii) under which either of those persons may acquire from the other of them shares in the Company or may be required to dispose of those shares in accordance with the directions of the other of them;

(*b*) if that other person is, or proposes to become, associated, whether formally or informally, with him with a view to controlling or influencing the composition of the board of directors, or the conduct of the affairs, of the Company;

(*c*) if that other person has acted, is acting or proposes to act in concert with him in relation to the acquisition of shares or in relation to voting at a general meeting of the Company;

(*d*) if that other person is, or proposes to become, associated, whether formally or informally, in any other way with him in relation to the acquisition of shares or in relation to voting at a general meeting of the Company;

(*e*) if that other person has entered into, or proposes to enter into, a transaction, or has done, or proposes to do, any other act or thing, with a view to becoming associated with him in the manner described in paragraph (*a*), (*b*), (*c*) or (*d*);

(*f*) if that other person is—

(i) a director, secretary or executive officer of a corporation of which he is an associate under this section;

(ii) a corporation that is related to a corporation of which he is an associate under this section;

or

(iii) a director, secretary or executive officer of a corporation that is related to a corporation of which he is an associate under this section.

(2) A person shall not be taken to be associated with another person by virtue of subsection (1) (*a*), (*b*), (*c*), (*d*) or (*e*) by reason only that—

(*a*) one of those persons gives a proxy to the other in relation to shares he holds in the Company and the other person votes at a general meeting of the Company in accordance with that proxy;

(*b*) one of those persons furnishes advice to, or acts on behalf of, the other person in a professional capacity;

(*c*) where the ordinary business of one of those persons includes dealing in securities—specific instructions are given to the person by or on behalf of the other person to acquire shares on behalf of the other person in the ordinary course of that business.

(3) For the purposes of subsection (1) (*a*), it is immaterial that the power of a person to exercise, control the exercise of, or influence the exercise of, voting power is in any way qualified.

(4) A corporation is related to another corporation for the purposes of subsection (1) (*f*) if those corporations are related to each other within the meaning of section 6 (5) of the Companies Act, 1962-1980.

Relevant interests in shares.

4. (1) Subject to this section, a person has a relevant interest in a share for the purposes of this Act if that person has power—

(*a*) to exercise, or to control the exercise of, the right to vote attached to that share;

or

(*b*) to dispose of, or to exercise control over the disposal of, that share.

(2) It is immaterial for the purposes of this section whether the power of a person—

(*a*) to exercise, or to control the exercise of, the right to vote attached to a share;

or

(*b*) to dispose of, or to exercise control over the disposal of, a share,

is express or implied or formal or informal, is exercisable alone or jointly with another person or other persons, cannot be related to a particular share, or is, or is capable of being made, subject to restraint or restriction, and any such power exercisable jointly with another person or other persons shall, for those purposes, be deemed to be exercisable by either or any of those persons.

(3) A reference in this section to power or control includes a reference to power or control that is direct or indirect or is, or is capable of being, exercised as a result of, or by means of, or in breach of, or by revocation of, trusts, agreements, arrangements, understandings and practices, or any of them, whether or not they are enforceable, and a reference in this section to a controlling interest includes a reference to such an interest as gives control.

(4) For the purposes of this section, where a corporation has power—

(*a*) to exercise, or to control the exercise of, the right to vote attached to a share;

or

(*b*) to dispose of, or to exercise control over the disposal of, a share,

and—

(*c*) the corporation is, or its directors are, accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of a person in relation to the exercise of the power;

(*d*) a person has a controlling interest in the corporation;

or

(*e*) a person has power to exercise, or to control the exercise of, the voting power attached to not less than twenty per cent of the voting shares in the corporation,

that person shall be deemed to have the same power in relation to that share as the corporation has.

(5) For the purposes of subsection (4) (*e*), a person shall be deemed to have the power referred to if—

(*a*) a person associated with the firstmentioned person has that power;

(*b*) persons associated with the firstmentioned person together have that power;

or

(*c*) the firstmentioned person and a person or persons associated with him together have that power.

(6) Where a person—

(*a*) has entered into an agreement with respect to a share;

(*b*) has a right relating to a share, whether the right is enforceable presently or in the future and whether on the fulfilment of a condition or not;

or

(*c*) has an option with respect to a share,

and, on performance of the agreement, enforcement of the right or exercise of the option, as the case may be, that person would have a relevant interest in the share, he shall, for the purposes of this section, be deemed to have that relevant interest in the share.

(7) A relevant interest in a share shall be disregarded—

(*a*) if the ordinary business of the person who has the relevant interest includes the lending of money and he has authority to exercise his powers as the holder of the relevant interest only by reason of a security given for the purposes of a transaction entered into in the ordinary course of business in connection with the lending of money, not being a transaction entered into with a person associated with the firstmentioned person;

(*b*) if the share is subject to a trust, the relevant interest is that of a trustee and—

(i) a beneficiary is deemed, by subsection (6), to have a relevant interest in the share by virtue of a presently enforceable and unconditional right referred to in paragraph (*b*) of that subsection;

or

(ii) the trustee is a bare trustee;

(*c*) if the ordinary business of the person who has the relevant interest includes dealing in securities and he has authority to exercise his powers as the holder of the relevant interest only by reason of instructions given to him by or on behalf of another person to dispose of that share on behalf of the other person in the ordinary course of business;

or

(*d*) if the relevant interest is that of a person who has it by reason of his having been appointed as a proxy or representative to vote at a meeting of members, or of a class of members, of the Company or another corporation, not being an appointment in return for the making of which the person or a person associated with the person provided valuable consideration.

(8) For the purposes of subsection (7) (*b*) (ii), a trustee shall not be taken not to be a bare trustee by reason only of the fact that the trustee is entitled in his capacity as a trustee to be remunerated out of the income or property of the trust.

(9) A relevant interest in a share shall not be disregarded by reason only of—

(*a*) its remoteness;

or

(*b*) the manner in which it arose.

Groups of associated shareholders.

5. For the purposes of this Act—

(*a*) where one or more shareholders are associates of any other shareholder, those shareholders and the shareholder of whom they are associates constitute a group of associated shareholders;

and

(*b*) where two or more shareholders are associates of a person who is not a shareholder, those shareholders constitute a group of associated shareholders.

PART II

THE COMPANY AND ITS ADMINISTRATION

DIVISION I—GENERAL

Corporate status and powers, etc of the Company.

6. (1) The Company shall continue in existence as a body corporate.

(2) Subject to this Act, the Company shall have the power to carry out (both within and outside the State) the objects set forth in Part A of the schedule to this Act.

(3) The provisions of Part B of the schedule to this Act shall, subject to this Act, govern the proceedings of the Company and the administration of its affairs.

(4) Subject to subsection (5), the Company may, by special resolution, amend the provisions of the schedule to this Act.

(5) Part A of the schedule shall not be amended except with the consent of the Minister.

(6) The Company is not subject to the Companies Act, 1962-1980, except to the extent to which the provisions of that Act apply to the Company by virtue of this Act.

Company to be limited by shares.

7. The Company is a company limited by shares and the liability of its members for the debts of the Company is limited to the amount (if any) unpaid upon their shares.

The share capital of the Company.

8. (1) Subject to this section, the share capital of the Company shall be $2 500 000 divided into shares of fifty cents each of which—

(*a*) 4 950 000 shall be Class A shares;

and

(*b*) 50 000 shall be Class B shares.

(2) All shares issued before the commencement of the South Australian Gas Company's Act Amendment Act, 1980 (that is to say, 1 952 780 shares) shall, upon the commencement of that amending Act, become Class A shares.

(3) As soon as practicable after the commencement of the South Australian Gas Company's Act Amendment Act, 1980, the directors of the Company shall issue to the State Government Insurance Commission 20 000 fully-paid Class B shares at a premium to be determined by the Minister having regard to the price at which shares in the Company are sold or offered for sale on the Stock Exchange of Adelaide on the 27th day of August, 1980.

(4) The moneys payable in respect of the shares issued under subsection (3) shall be paid by the State Government Insurance Commission upon the issue of those shares.

(5) At a general meeting, or upon a poll, of shareholders of the Company—

(*a*) each Class A share carries one vote;

and

(*b*) each Class B share carries 100 votes,

on a matter arising for decision.

(6) The Company may, by special resolution—

(*a*) increase its share capital by the creation of new shares;

(*b*) consolidate or divide any of its share capital into shares of greater or lesser denomination;

or

(*c*) convert, or make provision for the conversion of, any of its fully-paid shares into stock, and re-convert or make provision for the re-conversion of that stock into fully-paid shares of any denomination.

(7) The Company shall not exercise its powers under subsection (6) so as to reduce the proportionate voting power of the holders of Class B shares (determined in relation to the total voting power of all shareholders) at general meetings or polls of shareholders of the Company.

Control over issue of shares, securities and rates of dividend.

9. (1) The Company shall not issue shares, bonds or debentures—

(*a*) unless the issue is approved by the Treasurer;

and

(*b*) unless the rights to be conferred by the shares, bonds or debentures are approved by the Treasurer.

(2) The Company shall not pay a dividend upon its shares unless the rate of dividend—

(*a*) has been approved by the Treasurer;

and

(*b*) does not exceed a rate that is two per cent per annum in excess of the Semi-Government (Private) Loan Rate as in force on the date on which payment of the dividend is recommended by the directors.

Voting rights restricted to registered shareholders.

10. A shareholder is not entitled to exercise voting rights in respect of shares unless he is the registered shareholder of those shares.

DIVISION II—LIMITATION UPON THE SIZE OF SHAREHOLDINGS IN THE COMPANY

Limitation of the size of shareholdings that may be held by individual shareholders or groups of associated shareholders.

11. (1) No shareholder, and no group of associated shareholders, of the Company is entitled to hold more than five per centum, or such greater percentage as may be prescribed, of the shares of the Company.

(2) The Governor may, by regulation, prescribe a percentage for the purposes of subsection (1).

(3) This section does not apply to the State Government Insurance Commission or a group of associated shareholders of which the State Government Insurance Commission is a member.

(4) In determining the number of shares held by a shareholder for the purposes of subsection (1), the following principles shall be applied—

(*a*) if the shareholder, or an associate of the shareholder, has a relevant interest in shares, those shares must also be brought into account;

and

(*b*) if a person has a relevant interest in shares of the shareholder, then any other shares held by that person or any of his associates, or in which that person or any of his associates has a relevant interest, must also be brought into account.

Statutory declaration by transferee.

12. (1) A director or the secretary of the Company may, before a transfer of shares in the Company is registered, by notice in writing served upon the transferee require him to make a statutory declaration setting forth such information as the Company may reasonably require in order to ascertain—

(*a*) whether the transferee is, or is likely to become, a member of a group of associated shareholders;

(*b*) if so, the membership of the group;

(*c*) the number of shares held by each member of the group;

(*d*) whether the transferee or any of his associates has a relevant interest in shares;

(*e*) whether any other person has a relevant interest in the shares subject to the transfer, and, if so, the identity of that person and the nature of his interest;

and

(*f*) any other matter relevant to the administration of this Act.

(2) If—

(*a*) a transferee of shares fails to furnish a declaration required under subsection (1) within the time allowed in the notice;

(*b*) the directors are not satisfied of the veracity of a declaration furnished under that subsection;

or

(*c*) the transferee, or a group of associated shareholders of which he is or would become a member, holds or would in consequence of the transfer hold, more than the maximum permissible number of shares in the Company,

the Company may refuse to register the transfer.

Information to be furnished by shareholders.

13. (1) A director or the secretary of the Company may, by notice in writing served upon a shareholder, require him to make a statutory declaration setting forth such information as the Company may reasonably require in order to ascertain—

(*a*) whether the shareholder is, or is likely to become, a member of a group of associated shareholders;

(*b*) if so, the membership of the group;

(*c*) the number of shares held by each member of the group;

(*d*) whether the shareholder has a relevant interest in shares of which he is not the registered holder;

(*e*) whether any other person has a relevant interest in shares of the shareholder and, if so, the identity of that person and the nature of his interest;

and

(*f*) any other matter relevant to the administration of this Act.

(2) If a shareholder fails to furnish a declaration required under subsection (1) within the time allowed in the notice, no voting rights attached to shares of that shareholder shall be capable of being exercised while the shareholder remains in default.

Examination in relation to whether non-compliance with this Act has occurred.

14. (1) For the purpose of determining whether a shareholder or a group of associated shareholders holds more than the maximum permissible number of shares in the Company, the Supreme Court may, on the application of the Company or the Corporate Affairs Commission, summon for examination before the Court any person who may, in the opinion of the Court, be capable of giving information relevant to that question.

(2) The person summoned for examination shall be examined on oath and shall answer all such questions as the Court puts or allows to be put to him.

(3) The Court may require the person summoned to produce any books and papers in his custody or power relating to the matters in question, but where he claims any lien on books or papers the production shall be without prejudice to that lien, and the Court shall have jurisdiction to determine all questions relating to that lien.

(4) A person is entitled to be represented by counsel at an examination under this section and his counsel may put to him such questions as the Court may allow for the purpose of enabling him to explain or qualify any answers given by him.

(5) An examination under this section may be conducted before the Master.

(6) A written record shall be made of the questions put to a person upon an examination under this section and of his answers to those questions, and the Court shall require him to sign the written record.

(7) The record shall, without further proof, be admissible in evidence in legal proceedings relating to acts or matters done or arising under this Division, but where the person examined is not a party, or a director or shareholder of a party, to proceedings in which the record is admitted in evidence, the Court may, if it considers it to be in the interests of justice to do so, order that he be called as a witness for examination or cross-examination in those proceedings.

(8) If a person summoned for examination under this section, after being tendered a reasonable sum for his expenses, fails or refuses to come before the Court at the time appointed (not having a lawful excuse made known to and allowed by the Court at the time of the sitting), the Court may cause him to be apprehended and brought before the Court for examination.

Minister may require shareholder to dispose of shares.

15. (1) Where a shareholder, or a group of associated shareholders, holds more than the maximum permissible number of shares the Minister may, by notice in writing served upon that shareholder, or any member of the group, require him to sell or dispose of such number of his shares as may be specified in the notice to a person who neither is, nor intends to become, an associate of the shareholder to whom the notice is directed or of any other person specified in the notice.

(2) If a shareholder fails to comply with a requirement under subsection (1) within the time allowed in the notice (which must be a period of no less than six months from the date of the notice) the shares of that shareholder shall, by force of this subsection, be forfeited to the Crown.

(3) Any shares forfeited under subsection (2) shall be sold by the Corporate Affairs Commission.

(4) Any moneys realized from the sale of forfeited shares under subsection (3) shall, after deduction of the reasonable costs of the forfeiture and sale, be paid to the shareholder from whom the shares were forfeited.

DIVISION III—THE SUPERANNUATION FUND

The superannuation fund and other funds for the benefit of executive officers and employees of the Company.

16. (1) The Company shall continue to maintain its superannuation fund.

(2) The Company—

(*a*) shall make such contributions to the superannuation fund as may be determined from time to time by the directors;

and

(*b*) may make deductions from the fees, salary or wages of a director or other officer or employee—

(i) of the Company;

or

(ii) of a subsidiary of the Company,

who has been accepted as a contributor to the fund, and pay the amount deducted into the superannuation fund.

(3) The contributions payable by a contributor to the superannuation fund, and the nature and extent of the benefits payable from the fund, shall be determined in accordance with a superannuation scheme approved by the directors.

(4) The Company may establish or contribute to such provident, sickness, accident or other funds for the benefit—

(*a*) of its directors or other officers or employees;

or

(*b*) of the directors or other officers or employees of a subsidiary of the Company,

as it thinks fit.

(5) The Company may pay a gratuity—

(*a*) to a retired or retrenched director or other officer or employee of the Company or a subsidiary of the Company;

or

(*b*) to the dependants of a deceased director or other officer or employee of the Company or a subsidiary of the Company.

(6) A gratuity paid to a director or the dependants of a director of the Company or a subsidiary of the Company shall not exceed the aggregate emoluments of the director during the three years preceding his retirement or death unless the gratuity or a scheme under which that gratuity is paid has been approved by the Company in general meeting.

PART III

SPECIAL POWERS OF THE COMPANY

Power to acquire land compulsorily.

17. (1) The Company may, with the approval of the Minister, acquire land in accordance with the provisions of the Land Acquisition Act, 1969-1972, for the purpose of providing for the manufacture, treatment, storage or reticulation of gas.

(2) This section does not affect any power to acquire land that the Company has apart from this section.

Power to lay pipes, etc., in a street or road.

18. (1) The Company may—

(*a*) lay or instal pipes and apparatus under any public street or road for the purpose of reticulating gas;

and

(*b*) may excavate the street or road for the purpose of laying or installing pipes or apparatus in pursuance of paragraph (*a*), or for the purpose of inspecting, repairing or replacing pipes or apparatus previously laid or installed.

(2) The Company shall, at least seven days before it exercises powers conferred by subsection (1) in relation to a street or road, give to the authority in which the control or management of the street or road is vested notice of its intention to exercise those powers and of the part of the street or road to be affected.

(3) Notice is not required under subsection (2) in an emergency.

(4) The Company shall, as soon as practicable, make good any damage done in the exercise of powers conferred by this section.

Powers of inspection.

19. (1) An employee of the Company, who is authorized by the Company to do so, may at any reasonable time enter premises to which gas is supplied for the purpose of inspecting or repairing pipes and apparatus of the Company in those premises.

(2) Where, in the opinion of an employee of the Company, who has entered premises in accordance with this section, an apparatus does not comply with the safety requirements of the Company he, or the Company, may disconnect, discontinue or interrupt the supply of gas to those premises.

(3) An employee of the Company who has entered, or proposes to enter, premises in pursuance of this section shall, at the request of the owner or occupier of the premises, produce a certificate of authority, signed by an officer of the Company, certifying that the employee is authorized by the Company to exercise the powers conferred by this section.

(4) A person who prevents an employee of the Company from exercising powers conferred by this section, or hinders the exercise of those powers, shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

Power to cut off gas supply.

20. (1) Subject to the terms of any agreement with the Company to the contrary, the occupier of premises is liable to the Company for the price of gas supplied to the premises.

(2) Where—

(*a*) the Company renders an account to the occupier of premises for gas supplied to the premises;

(*b*) the account is not paid on or before the date specified in the final notice of the account,

the Company may, after giving not less than forty-eight hours' notice in writing to the occupier, cut off the supply of gas to the premises.

(3) Where the Company cuts off the supply of gas in pursuance of this section, an employee of the Company, who is authorized by the Company to do so, may, after giving at least forty-eight hours' notice in writing both to the owner and the occupier of the premises of his intention to do so, enter the premises and remove pipes and apparatus belonging to the Company.

(4) An employee of the Company who has entered, or proposes to enter, premises in pursuance of this section shall, at the request of the owner or occupier of the premises, produce a certificate of authority, signed by an officer of the Company, certifying that the employee is authorized by the Company to exercise the powers conferred by subsection (3).

(5) A person who prevents an employee of the Company from exercising powers conferred by this section, or hinders the exercise of those powers, shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

(6) A notice under this section may be served personally, by post, or by affixing the notice in a prominent position on the premises to which it relates.

PART IV

MISCELLANEOUS

Certain dealings in shares require the consent of the Treasurer.

21. (1) The Company shall not, without the approval of the Treasurer, sell, assign, transfer, charge or otherwise deal with shares held by the Company in the capital of South Australian Oil and Gas Pty. Ltd.

(2) The State Government Insurance Commission shall not, without the approval of the Treasurer, sell, assign, transfer, charge or otherwise deal with Class B shares in the Company.

Unlawful diversion of gas.

22. A person who, without the consent of the Company, diverts gas from any pipe or apparatus laid or installed by the Company shall be guilty of an offence and liable to a penalty not exceeding one thousand dollars.

Wilful damage.

23. (1) A person who, without the consent of the Company, wilfully damages, interferes with or removes any plant, equipment, pipes or apparatus belonging to the Company, or under its control, is guilty of an offence and liable to a penalty not exceeding one thousand dollars.

(2) A person who, without the consent of the Company, wilfully—

(*a*) operates any equipment that is the property of the Company;

(*b*) shuts off or restricts the flow of gas through any pipes or apparatus that is the property of the Company,

is guilty of an offence and liable to a penalty not exceeding one thousand dollars.

(3) The court before which a person is convicted of an offence under subsection (1) or (2) may order the convicted person to pay to the Company such compensation as it thinks fit.

Equipment of Company remains its property.

24. Except by agreement in writing with the Company to the contrary, pipes or apparatus laid or installed by the Company, whether before or after the commencement of the South Australian Gas Company's Act Amendment Act, 1980, are and remain the property of the Company.

Execution not to be levied against equipment of the Company.

25. Execution shall not be levied, in pursuance of any judgment, against the plant, equipment, pipes or apparatus of the Company.

Exclusion of liability.

26. The Company is not liable for loss or damage resulting from the cutting off or the failure of the supply of gas to any premises.

Proceedings.

27. (1) Proceedings for an offence against this Act shall be disposed of summarily.

(2) In proceedings for an offence against this Act, an allegation in the complaint that the defendant acted without the consent of the Company shall be accepted as proved in the absence of proof to the contrary.

Service.

28. Except as otherwise provided in this Act, a notice that is required or permitted to be served under this Act may be served—

(*a*) personally;

or

(*b*) by post.

Revocation of Deed of Settlement.

29. The Deed of Settlement made on the 19th day of September, 1861, between the persons whose names and seals are subscribed and affixed in the schedule to the deed of the one part and Henry Ayers, George Hall, Abraham Scott, Arthur Blyth and others of the second part, and all subsequent deeds amending that deed, are revoked.

SCHEDULE

SOUTH AUSTRALIAN GAS COMPANY

PART A

The objects for which the South Australian Gas Company is established are:

(i) to manufacture produce buy sell dispose of and deal in gas coke tar and such other materials as usually arise from the conversion and manufacture of the residuum occasioned by the production of gas and to carry on all the businesses that are usually or may conveniently be carried on by gas companies

(ii) to manufacture produce buy sell dispose of and deal in liquefied petroleum gas or any derivative thereof or any other liquid which is a hydrocarbon or a mixture of hydrocarbons or their derivatives

(iii) to buy sell dispose of and deal in natural gas (including liquefied natural gas and compressed natural gas) or any derivative thereof including any naturally occurring hydrocarbons or mixture of hydrocarbons or of hydrocarbon derivatives in a gaseous state or any mixture of the same with other gases

(iv) to supply gas and natural gas (including compressed natural gas and liquefied natural gas) and liquefied petroleum gas for heating motive power lighting and any other purpose whatsoever

(v) to acquire construct erect lay down maintain enlarge alter work and use all such lands buildings easements gas and other works retorts cisterns purifiers pipelines gasholders gasometers storages machinery plant stock fittings meters and other necessary facilities apparatus equipment and materials and things and to supply all such materials products and things as may be necessary incidental or convenient in connection with the production use storage regulation measurement supply and distribution of gas natural gas liquefied petroleum gas and all other products and services of the Company

(vi) to carry on the business of wholesalers and retailers of and dealers in and hirers of domestic commercial and industrial appliances for cooking heating cooling and refrigeration and all parts fittings and connections used or necessary for the installation maintenance or repair thereof

(vii) to enter into agreements on terms of extended credit hire and hire purchase agreements with the purchasers and hirers of such articles and goods mentioned in sub-clause (vi) above and to negotiate assign mortgage or pledge such agreements for cash or otherwise or the payments due or rights accruing thereunder

(viii) to purchase take on lease or in exchange hire or otherwise acquire improve develop exercise all rights in respect of lease mortgage sell dispose of turn to account and otherwise deal in and with real or personal property of any description or any rights over or connected therewith

(ix) to lay down erect construct purchase or otherwise instal acquire equip maintain develop work manage carry out control and superintend any pipelines roads ways bridges railways tramways airways aerodromes harbours docks piers wharves canals watercourses aqueducts reservoirs waterworks erection works drainage works engineering works mills factories warehouses shops stores dwellinghouses offices buildings and any other works or conveniences of any description whether for the purposes of the Company or for sale or hire to or in return for any consideration from any person firm company government or public body and to contribute to subsidise or otherwise assist or take part in any such operations

(x) to purchase take in exchange or on lease or licence or agreement or otherwise acquire and hold carry on and work such lands claims areas mines and interests therein together with such agricultural pastoral or mining rights as may be deemed expedient and also any buildings easements rights privileges machinery or plant

(xi) to subscribe for or otherwise acquire whether for cash or for any other consideration and to hold sell dispose of and deal in shares stocks debentures debenture stock bonds obligations and other securities of any company or corporation or of any Government or Authority supreme municipal local or otherwise and to underwrite the issue thereof or give any guarantee in respect thereto

(xii) to invest place on deposit (whether secured or unsecured) and deal with the moneys of the Company not immediately required in such manner as the Company shall from time to time think fit

(xiii) to discount buy sell and deal in bills notes and other negotiable instruments to guarantee the payment of moneys and the performance of any contracts or obligations to deal in exchanges *in specie* to finance undertakings to make and negotiate loans to accept moneys securities and other property on deposit or for safe custody or otherwise and to open and keep current and other accounts and to charge or allow interest thereon and generally to transact all kinds of banking and financial business

(xiv) to act as agent for the investment loan payment transmission and collection of money and for the purchase sale improvement development and management of property including business concerns and undertakings and generally to transact all kinds of agency business

(xv) to carry on all or any of the businesses of colliery proprietors quarry-masters mine-owners smelters and refiners and any other business relating to the winning working and production of organic and inorganic substances and deposits ores metals minerals and mineral substances of all kinds

(xvi) to carry on business as shipowners and charterers shippers and shipping agents freight and cartage contractors and forwarding agents passenger agents travel agents carriers by land water and air storage contractors wharfingers customs agents and insurance agents and brokers

(xvii) to carry on business as general merchants storekeepers warehousemen manufacturers and manufacturers' agents importers exporters indentors brokers and commission agents and to produce manufacture buy sell and deal in goods wares and merchandise of any description

(xviii) to carry on any other business (whether manufacturing consultancy or otherwise) which may seem to the Company capable of being conveniently carried on in connection with the above or calculated directly or indirectly to enhance the value of or render profitable any of the Company's property or rights

(xix) to acquire and undertake the whole or any part of the business property and liabilities of any person firm company government or public authority carrying on any business which the Company is authorised to carry on or possessed of property suitable for the purposes of this Company

(xx) to carry on research and to make experiments in the development of heating lighting motive power from solar gaseous and mineral sources and to invent and manufacture apparatus appliances and things used in connection therewith or with any inventions patents or privileges for the time being belonging to the Company

(xxi) to apply for purchase or otherwise acquire any patents *brevets d'invention* licences concessions and the like conferring any exclusive or non-exclusive or limited right to use or any secret or other information as to any invention which may seem capable of being used for any of the purposes of the Company or the acquisition of which may seem calculated directly or indirectly to benefit the Company and to use exercise develop or grant licences in respect of or otherwise turn to account the property rights or information so acquired

(xxii) to enter into partnership or into any arrangement for sharing profits union of interests co-operation joint venture reciprocal concession or otherwise with any person or company carrying on or engaged in or about to carry on or engage in any business or transaction which this Company is authorised to carry on or engage in or any business or transaction capable of being conducted so as directly or indirectly to benefit this Company and to take or otherwise acquire shares and securities of any such company and to sell hold re-issue with or without guarantee or otherwise deal with the same

(xxiii) to enter into any arrangements with any governments or authorities supreme municipal local or otherwise that may seem conducive to the Company's objects or any of them and to obtain from any such government or authority any rights privileges and concessions which the Company may think it desirable to obtain and to carry out exercise and comply with any such arrangements rights privileges and concessions

(xxiv) to apply to any Court magistrate or person in authority for any licence right or privilege to conduct or carry out any object of the Company and to hold any such licence right or privilege either in the name of the Company or through any trustee director manager or other person acting for or on behalf of the Company

(xxv) to establish and support and contribute to superannuation provident or other funds and trusts and insurance for the purpose of providing pensions benefits and allowances for and to grant and pay pensions benefits and allowances to directors or former directors employees or former employees of the Company or of any subsidiary company or the dependants or connections of such persons

(xxvi) to establish and support or aid in the establishment and support of associations institutions funds trusts and conveniences calculated to benefit employees or ex-employees of the Company or of any subsidiary company or the dependants or connections of such persons and to subscribe or guarantee money for charitable or benevolent objects or for any exhibition or for any public general or useful object

(xxvii) to establish and form or assist in the establishment and formation of and to support aid and join any association or body whose operations may be considered likely in any way to benefit the Company and to subscribe to the same such money as the Company may think expedient and to agree to be bound by the decisions and actions of and to do or join in doing all such acts and things as may be decided by the governing authority of any such association or body in accordance with the rules or articles thereof

(xxviii) to establish or promote or take part in establishing or promoting any company or companies for the purpose of acquiring all or any of the property rights and liabilities of this Company or for any other purpose which may seem directly or indirectly calculated to benefit this Company and to subscribe for purchase or otherwise acquire shares in or stock or debentures of any such company or companies

(xxix) to borrow or raise or secure the payment of money in such manner as the Company shall think fit and in particular by the issue of bonds (whether secured or unsecured) and debentures or debenture stock perpetual or otherwise charged upon all or any of the Company's property (both present and future) including its uncalled capital and to purchase redeem or pay off any such securities

(xxx) to make loans or advances undertake obligations and liabilities and execute bonds and guarantees of any kind whether on behalf of the Company or otherwise and to give any mortgage or charge or other security to secure the performance of the obligations of the Company under or in respect of any such obligation liability bond or guarantee

(xxxi) to remunerate any person or company for services rendered or to be rendered in placing or assisting to place or guaranteeing the placing of any of the shares in the Company's capital or any debentures debenture stock or other securities of the Company or in or about the conduct of the Company's business

(xxxii) to draw make accept endorse discount execute and issue promissory notes bills of exchange bills of lading warrants debentures and other negotiable or transferable instruments

(xxxiii) to undertake and execute any trusts the undertaking whereof may seem desirable and either gratuitously or otherwise

(xxxiv) to sell or dispose of the undertaking of the Company or any part thereof for such consideration as the Company may think fit and in particular for shares debentures or securities of any other company having objects altogether or in part similar to those of this Company

(xxxv) to obtain any Act of Parliament provisional order or other necessary authority for enabling the Company to carry any of its objects into effect or for effecting any modification of the Company's constitution or for any other purpose which may seem expedient and to oppose any proceedings or applications which may seem calculated directly or indirectly to prejudice the Company's interests

(xxxvi) to procure the Company to be registered or recognised in any State or Territory of the Commonwealth of Australia or in any foreign country or place

(xxxvii) to distribute among the members *in specie* any of the property of the Company but so that no distribution amounting to a reduction of capital shall be made except with the sanction (if any) for the time being required by law

(xxxviii) to do all or any of the above things in any part of the world and as principals agents contractors trustees or otherwise and either alone or in conjunction with others

(xxxix) to do all such other things as are incidental or conducive to the attainment of the above objects.

The objects set forth in any sub-clause of this Part A of the Schedule shall not except where the context expressly so requires be in anywise limited or restricted by reference to or inference from the terms of any other sub-clause or by the name of the Company. None of such sub-clauses or the objects therein specified or the powers thereby conferred shall be deemed subsidiary or auxiliary merely to the objects mentioned in the first sub-clause of this Part A but the Company shall have full power to exercise all or any of the powers conferred by any part of this Part A in any part of the world notwithstanding that the business undertaking property or acts proposed to be transacted acquired dealt with or performed do not fall within the objects of the first sub-clause of this Part A of the Schedule.

PART B

INTERPRETATION

1. The marginal notes shall not affect the construction hereof.

2. In Parts A and B of this Schedule unless there be something in the subject or context inconsistent therewith:

"The Act" means the Companies Act 1962 of the State of South Australia and any amendment or re-enactment thereof or substitution therefor for the time being in force.

"The Gas Company Act" means the South Australian Gas Company Act 1861-1980 of the State of South Australia and any amendments or re-enactments thereof respectively for the time being in force.

"Bankrupt" and "insolvent" include a person compounding with his creditors or liquidating his affairs by assignment or arrangement and "Bankruptcy" and "insolvency" have a corresponding meaning.

"The Company" means "South Australian Gas Company".

"The Directors" means the Directors of the Company for the time being.

"Director" includes an alternate Director.

"Dividend" includes bonus.

"Member" shall mean a member of the Company appearing as such in the register of members.

"Month" means calendar month.

"The Office" means the registered office for the time being of the Company.

"Part" means that Part of this Schedule to which reference is made.

"Person" includes a corporation.

"The Register" means the Register of Members kept pursuant to Clause 46 of this Part.

"Secretary" includes any person appointed to perform the duties of Secretary temporarily.

"Shares" or "share" includes share units or share unit respectively.

"Special Resolution" has the meaning assigned thereto by the Act.

"In writing" means written or printed or partly written and partly printed.

Words which are given a special meaning by the Act shall have the same meaning in this Part.

Words importing the masculine gender only include the feminine and neuter genders.

Words importing the singular number only include the plural and *vice versa*.

CAPITAL

3. The present share capital of the Company is $2,500,000 divided into shares of 50 cents each of which—

(*a*) 4,950,000 are Class A shares;

(*b*) 50,000 are Class B shares.

4. Subject to the provisions of the Clauses of this Part and to the provisions of the Gas Company Act the shares (whether forming part of the present capital or created on any increase of capital) shall be under the control of the Directors who may allot or otherwise dispose of the same to such persons on such terms and conditions and either at a premium or at par and at such times as the Directors think fit with full power to give to any person the call of any shares either at par or at a premium and for such consideration as the Directors think fit provided that except in a case where the holders of debentures or bonds have an option to take up shares of the Company by way of redemption of the debentures or bonds no such option shall be given for a period in excess of five years AND PROVIDED FURTHER that no director of the Company shall participate in an issue of shares or options to employees of the Company unless that director holds office in an executive capacity in the Company and such specific allotment to that director is approved by the Company in general meeting.

Preference shares

5. If the Company proposes to issue any preference shares or to convert any issued shares into preference shares the rights of the holders of those shares with respect to repayment of capital participation in surplus assets and profits cumulative or non-cumulative dividends voting and priority of payment of capital and dividend in relation to other shares or other classes of preference shares and whether the Company has power to issue further preference shares ranking *pari passu* with preference shares already issued shall (subject to the provisions of the Gas Company Act) be set out in the Clauses of this Part. Any preference shares may be issued upon the terms that they are or at the option of the Company are liable to be redeemed. The total nominal value of the issued preference shares shall not at any time exceed the total nominal value of the issued ordinary shares.

No purchase of or loans on Company's shares

6. None of the funds of the Company or of any subsidiary thereof shall be employed in the purchase of or lent on shares or bonds of the Company nor shall the Company give any financial assistance for the purpose of or in connection with any purchase of shares or bonds of the Company except as may be permitted by the Act.

Payment of instalments

7. If by the conditions of allotment of any share the whole or part of the amount or issue price thereof is payable by instalments every such instalment shall when due be paid to the Company by the person who for the time being and from time to time is the registered holder of the share or his legal personal representative.

Shares may be issued subject to different conditions as to calls

8. The Company may make arrangements on the issue of shares for a difference between the members in the amounts and times of payment of calls on their shares.

Joint holders

9. If two or more persons are registered as joint holders of any share the person first named on the register in respect of it shall as regards service of notices and all or any other matters connected with the Company (except the transfer of shares right to vote receipt of dividends delivery of certificates and the liability for instalments or calls) be deemed the sole owner thereof.

Trusts not recognised

10. Save as herein otherwise provided the Company shall be entitled to treat the registered holder of any share or bond as the absolute owner thereof and accordingly shall not except as ordered by a Court of competent jurisdiction or as by statute required be bound to recognise any equitable or other claim to or interest in it on the part of any other person.

Power of Attorney to be produced

11. If any member shall execute or propose to execute any instrument or to do any act by or through an attorney he shall produce or cause to be produced to the Company for noting the instrument appointing such attorney and shall pay the prescribed fee (if any) for such noting and shall (if required) file with the Company a certified copy of such last-mentioned instrument which shall be retained by the Company. The Directors may on the first production of such instrument of attorney and from time to time subsequently require such evidence as they may think fit that the same is effective and continues to be in force.

Commissions for placing shares

12. The Company may at any time pay a commission to any person for subscribing or agreeing to subscribe (whether absolutely or conditionally) for any shares bonds debentures or debenture stock of the Company or procuring or agreeing to procure subscriptions (whether absolute or conditional) for any shares bonds debentures or debenture stock of the Company but so that if the commission in respect of shares is paid or payable out of capital the statutory conditions and requirements shall be observed and complied with and the amount or rate of commission shall not exceed ten per centum of the nominal value of the shares bonds debentures or debenture stock in each case subscribed or to be subscribed. The commission may be paid or satisfied in cash or in shares bonds debentures or debenture stock of the Company. The Company may in addition to or in lieu of such commission pay such brokerage as may be permitted by law.

SHARE AND BOND CERTIFICATES

Member's right to certificate

13. (1) Every member shall be entitled without payment to one certificate for all the shares of each class and all of the bonds registered in his name or to several certificates in reasonable denominations and the Company shall complete such certificate within one month after allotment or within one month after a transfer thereof has been approved for registration by the Directors (unless the transfer is one which the Directors are entitled either to refuse to register and do not register or to satisfy themselves that registration thereof would not be in breach of the provisions of the Gas Company Act).

(2) Every certificate of shares shall state the name of the Company that the Company is incorporated under the Gas Company Act the address of the registered office in the State of South Australia or where the certificate is issued by a branch office the address of that branch office the number of shares in respect of which the certificate is issued the distinguishing numbers (if any) of the shares and the nominal amount and the class of the shares and the extent to which they are paid up.

(3) Every certificate of bonds securing money borrowed by the Company after the date upon which the Gas Company Act is proclaimed may be in accordance with the form following or to like effect:

SOUTH AUSTRALIAN GAS COMPANY

Incorporated under the South Australian Gas Company Act 1861-1980

Bond No.

Principal sum secured $

SOUTH AUSTRALIAN GAS COMPANY of 35 Waymouth Street Adelaide in the State of South Australia (hereinafter called "the Company") in consideration of the sum of dollars (hereinafter called "the principal sum") lent to the Company by of (who or each of whom together with the executors administrators and assigns of whom or each of whom are all hereinafter included in the term "the registered holder") DOES HEREBY BIND itself and its successors to pay to the registered holder at the office for the time being of the Company in Adelaide aforesaid the principal sum on the day of 19 and shall in the meantime pay to the registered holder at the said office (or until otherwise directed by cheque sent through the post) interest on the principal sum at the rate of per centum per annum by half yearly payments on the days of and in every year.

Given under the Common Seal of the Company this day of 19

(4) The Certificates of shares or bonds registered in the names of two or more persons may be delivered to any one of such persons. Certificates of shares or bonds shall be issued either—

(*a*) under the common seal of the Company and signed by two Directors or by one Director and by the Secretary or some other person appointed by the Directors, or

(*b*) under the common seal of the Company and bearing the printed stamped or machine-impressed facsimile signature of one Director and of the Secretary or of some other person appointed by the Directors and also bearing evidence of examination by the Company's auditor or auditors, or

(*c*) in the case of shares upon any branch register certificates may be issued under the local seal.

Lost defaced or destroyed certificates

14. In the event of the loss defacement or destruction of any share certificate bond certificate letter of allotment transfer receipt or any other document of title to shares the Directors shall on the request in writing of the person entered in the register of members as the holder of such shares or bonds issue a duplicate thereof subject however to compliance by the applicant with any requirements or conditions prescribed by the Directors. A fee of such amount (not exceeding fifty cents) as the Directors may determine may be charged for any new or duplicate certificate issued under this Clause.

Directors not bound to inquire

15. The Directors shall not be bound to inquire into the title of any person producing a share certificate or bond certificate but such production shall be sufficient evidence of the title thereto of the person holding the same and the Company shall be and the Directors and each of them are and is hereby indemnified and held harmless from any loss which may occur to any member in consequence of the Company or the Directors causing or permitting the holders of such share certificate or bond certificate to be registered.

JOINT HOLDERS OF SHARES AND BONDS

Survivorship

16. Where two or more persons are registered as the holders of any share or bond they shall be deemed to hold the same as joint tenants with benefit of survivorship (notwithstanding that one registered holder may be a corporation) and subject to the provisions of this Part.

17. The joint holders of a share or bond shall be severally as well as jointly liable for the payment of all calls instalments and interest due in respect of such share or bond. Liability of joint holders of shares or bonds

18. The Directors may register a transfer to a corporation and an individual person jointly. Individual and corporation may hold jointly

19. Where there are several executors or administrators of a deceased member or representatives of a member under incapacity they shall (subject to any provisions to the contrary of this Part) be deemed to be the joint holders of the share or bond registered in the name of the member. Several executors or administrators to be joint holders

20. Any one of several persons who are registered as the joint holders of any share or bond may give effectual receipt for all dividends interest and payments on account of dividends bonus or return of capital in respect of such share or bond. Receipts for dividends on shares and interest on bonds held jointly

21. In the case of joint holders any dividend interest or capital payment may be made by cheque or by warrant to any bank account authorised by those holders or the attorney or attorneys of the holders or sent through the post to the registered address of the member or bond-holder whose name stands first on the register in respect of the joint holding. Every cheque or warrant so sent shall be made payable to all the joint holders unless otherwise directed by all such joint holders. Payment of dividends and interest to joint holders

22. All notices directed to be given to members or bond-holders may with respect to any shares or bonds to which persons may be jointly entitled be given to any or either of such persons named in the register of members and notice so given shall be sufficient notice to all holders of such shares or bonds. Notices to joint holders

23. If there be joint registered holders of any share any one of such holders shall be entitled to vote in respect of such share but if more than one of such holders shall be present at any meeting either personally or by attorney or by proxy that one whose name stands first on the Register and no other shall be entitled to vote in respect of such share. Voting by joint holders of shares

CALLS

24. The Directors may from time to time make such calls as they think fit upon the members in respect of all moneys unpaid on the shares held by them respectively which moneys are not by the conditions of allotment thereof made payable at fixed times and each member shall pay the amount of every call so made on him to the persons and at the times and places appointed by the Directors. Calls

25. (1) A call may be made payable by instalments and shall be deemed to have been made when the resolution of the Directors authorising such call was passed.

(2) The Company may make arrangements on the issue of shares for a difference between the holders of those shares in the amount of calls to be paid and the time of payment for those calls.

26. At least fourteen days' notice of any call shall be given specifying the time and place of payment and to whom the call shall be paid provided that before the time for payment of a call the Directors may by notice in writing to the members revoke it or extend the time for payment of it. Notice of calls

27. If by the terms of issue of any share or otherwise any sum is payable at a fixed time or by instalments at fixed times (whether on account of the amount of the share or on account of any premium payable upon the subscription of the share) every such sum or instalment (hereinafter referred to as an "instalment") shall be deemed to be a call duly made by the Directors and of which due notice has been given under Clause 26 and all the provisions of this Part in respect of calls and the recovery thereof shall apply accordingly to the instalment. Amount of calls payable at fixed times

28. If the sum payable in respect of any call or instalment is not paid on or before the day appointed for payment thereof the holder for the time being of the share in respect of which the call is made or the instalment is payable shall pay interest for the same from the day appointed for the payment thereof to the time of the actual payment at such rate as the Directors determine. The Directors may if they think fit remit altogether or in part any sum so payable for interest. Interest on calls etc.

29. (1) If any call remains unpaid after the time specified under the notice given in respect of it under Clause 26 or after any extended time for payment which may have been granted under that Clause or if any instalment remains unpaid after the day appointed for its payment the Directors may proceed to recover the amount of it together with interest and expenses (if any) by action suit or other proceeding; and the exercise of that right of recovery shall not prejudice the right of the Directors to forfeit the shares of the member by whom the call or instalment is owing. Remedies in case of non-payment of calls

(2) On the trial or hearing of any action for the recovery of any money payable for any call it shall be sufficient to prove that the name of the member sued is entered in the register as the holder or one of the holders of the shares in respect of which the debt accrued; that the resolution making the call is duly recorded in the minute book; and that notice of the call was duly given to the member sued in pursuance of these presents; and it shall not be necessary to prove the appointment of the Directors who made the call or any other matters whatsoever but the proof of the matters aforesaid shall be conclusive evidence of the debt. Evidence in action for calls

30. The Directors may if they think fit receive from any member willing to advance the same all or any part of the sum unpaid upon the shares held by him beyond the sums actually called for; and upon the amount so paid or satisfied in advance or so much thereof as from time to time exceeds the amount of the calls then made upon the shares in respect of which the advance has been made the Company may pay interest at such rate as the Directors may agree with the member or the Payment in advance of calls

Directors may agree with such member that he may participate in profits upon the amount so paid or satisfied in advance but the member may not both be paid interest and participate in profits in respect of the amount so paid in advance. The Directors may at any time repay the whole or any part of any amount paid in advance upon giving to the member one month's notice of intention to do so.

FORFEITURE AND LIEN

Notice if call or instalment unpaid

31. If any member fails to pay any call or instalment on or before the day appointed for the payment of the same the Directors may at any time thereafter while the call or instalment remains unpaid serve a notice on that member requiring him to pay it together with any interest that may have accrued and all expenses that may have been incurred by the Company by reason of the non-payment.

Contents of notice

32. The notice shall name a day (not being less than fourteen days from the date of the notice) and a place or places on and at which the call or instalment and such interest and expenses as aforesaid are to be paid. The notice shall also state that in the event of non-payment at or before the time and at the place appointed the shares in respect of which the call was made or instalment is payable will be liable to be forfeited.

Forfeiture

33. (1) If the requisitions of the notice are not complied with any shares in respect of which the notice has been given may at any time thereafter before payment of all calls or instalments interest and expenses due in respect thereof be forfeited by a resolution of the Directors to that effect. The forfeiture shall include all dividends declared in respect of the forfeited shares and not actually paid before the forfeiture.

(2) The forfeiture of a share shall involve the extinction of all interest in and also of all claims and demands against the company in respect of the shares and all other rights incident to the shares except only such of those rights as by these Articles are expressly saved.

Notice after forfeiture

34. When any share has been so forfeited notice of the resolution shall be given to the member in whose name it stood immediately prior to the forfeiture and an entry of the forfeiture with the date thereof shall forthwith be made in the register but the provisions of this Clause are directory only and no forfeiture shall be in any manner invalidated by any omission or neglect to give such notice or to note such entry as aforesaid.

Forfeited shares to become property of company

35. Any shares so forfeited shall be deemed to be the property of the Company and the Directors may sell re-allot or otherwise dispose of them in such manner as they think fit provided that if any shares so forfeited are sold any residue remaining from the proceeds thereof after satisfaction of any calls or instalments due and unpaid in respect of those shares and accrued interest and expenses shall be paid to the person entitled to those shares at the time of the forfeiture his executors administrators or assigns or as he directs.

Power to annul the forfeiture

36. The Directors may at any time before any shares so forfeited have been sold re-allotted or otherwise disposed of annul the forfeiture thereof upon such conditions as they think fit.

Liability notwithstanding forfeiture

37. Any member whose shares have been forfeited shall notwithstanding be liable to pay and shall forthwith pay to the Company all calls instalments interest and expenses owing upon or in respect of those shares at the time of the forfeiture together with interest thereon from the time of forfeiture until payment at such rate as the Directors may determine and the Directors may enforce the payment of those moneys or any part thereof if they think fit but shall not be under any obligation so to do.

Company's lien for calls

38. (1) The Company shall have a first and paramount lien upon each share registered in the name of any member (whether solely or jointly with others) for all calls or instalments due in respect of that share and the lien shall extend to all dividends from time to time declared in respect of that share.

(2) No person shall exercise any rights or privileges of a member until he has paid all calls instalments and other moneys for the time being payable in respect of every share held by him.

Company's lien for taxation or other liability

39. Whenever any law for the time being of any country state or place imposes or purports to impose any immediate or future or possible liability upon the Company to make any payment or empowers any Government or taxing authority or Government official to require the Company to make any payment in respect of any shares registered in the name of any member (whether solely or jointly with others) or in respect of any dividends bonuses or other moneys paid or due or payable or which may become due or payable to that member by the Company on or in respect of any shares registered as aforesaid or for or on account or in respect of any member and whether in consequence of

(*a*) the death of that member;

(*b*) the non-payment of any income tax or other tax by that member;

(*c*) the non-payment of any estate probate succession death stamp or other duty by the executor or administrator of that member or by or out of his estate;

(*d*) any assessment of income tax against or any requirement to pay income tax imposed on the Company in respect of interest or dividends paid or payable to such member;

(*e*) any other act or thing;

the Company

(i) shall be fully indemnified by that member or his executor or administrator from and against all liability;

(ii) shall have a lien upon the shares registered in the name of that member for all moneys paid or payable by the Company in respect of those shares under or in consequence of any such law;

(iii) shall have a lien upon all dividends bonuses and other moneys payable in respect of the shares registered in the name of such member for all moneys paid or payable by the Company in respect of those shares or in respect of any dividends bonus or other money as aforesaid thereon or for or on account or in respect of that member under or in consequence of any such law together with interest thereon at such rate as the Directors may determine from date of payment to date of repayment and may deduct or set off against that dividend bonus or other moneys payable as aforesaid any moneys paid or payable by the Company as aforesaid together with interest as aforesaid;

(iv) may recover as a debt due from that member or his executor or administrator wherever constituted any moneys paid by the Company under or in consequence of that law and interest thereon at the rate and for the period aforesaid;

(v) may if any such money is paid or payable by the Company under any such law as aforesaid refuse to register a transfer of any shares by that member or his executor or administrator until such money and interest as aforesaid has been set off or deducted as aforesaid or has been otherwise paid to the Company.

Nothing herein contained shall prejudice or affect any right or remedy which that law may confer or purport to confer on the Company; and, as between the Company and every such member as aforesaid his executor administrator and estate wheresoever constituted or situate, any right or remedy which that law confers or purports to confer on the Company shall be enforceable by the Company.

Sale to enforce lien

40. For the purpose of enforcing any lien as aforesaid the Directors may sell the shares subject thereto in such manner as they think fit but no sale shall be made until notice in writing of the intention to sell has been served on that member his executors or administrators and default has been made by him or them in the payment of the moneys due under the lien for seven days after the service of the notice.

Application of proceeds of sale

41. The net proceeds of any such sale after payment of the costs thereof shall be applied in or towards satisfaction of the moneys due and the residue (if any) shall be paid to the member in whose name the shares are registered at the time of the sale his executors administrators or assigns or as he directs.

Transfer of shares sold by company

42. Upon any sale after forfeiture or for enforcing a lien in purported exercise of the powers hereinbefore given the Directors may appoint some person to execute an instrument of transfer of the shares sold and cause the purchaser's name to be entered in the register in respect of the shares sold and the purchaser shall not be bound to see to the regularity of the proceedings or to the application of the purchase money and after his name has been entered in the register in respect of those shares the validity of the sale shall not be impeached by any person and the remedy of any person aggrieved by the sale shall be in damages only and against the Company exclusively. The receipt of the Company for the price or purchase money of those shares shall constitute a good title thereto; and the purchaser shall be discharged from liability to any calls which may have become due before the purchase of those shares unless otherwise expressly agreed; and his title to those shares shall not be affected by any irregularity in the proceedings in reference to the forfeiture or sale.

Evidence of title

43. A certificate in writing under the hands of a Director or the Secretary that a call or instalment thereof in respect of any share was made and notice thereof served and that default in payment of the call or instalment was made and that forfeiture of the share was made by a resolution of the Directors to that effect shall be sufficient evidence of the facts therein stated against all persons claiming to be entitled to that share and of the title of the Company to dispose thereof.

Waiver of lien

44. The Directors may at any time declare any share to be wholly or in part exempt from any lien of the Company thereover and unless otherwise agreed the registration of a transfer of any share shall operate as a waiver of any such lien.

REGISTER OF MEMBERS

Members

45. Every person who has agreed to become a member of the Company and whose name is entered in the Register shall until the registration of the transfer or transmission to some other person of all his shares in the Company be deemed to be a member of the Company.

The Register

46. The Company shall keep at its registered office or at such other office in the State of South Australia as the Directors may from time to time determine a register of its members and enter therein all such particulars as are required by the Act.

Notice of trust not to be entered on register

47. Except as provided by the Act no notice of any trust express implied or constructive shall be entered in the register or be receivable by the Company and the Company shall not be bound to see to the execution of any trust whether express implied or constructive to which any share may be subject and except as may be otherwise provided by this Part the receipt of the person in whose name any such share shall stand in the Register or if it shall stand in the names of more persons than one the receipt of any one of the persons in whose names the same shall stand shall from time to time be a sufficient discharge to the Company for any dividend or other sum of money payable in respect of such share notwithstanding any trust to which such share may then be subjected and whether or not the Company shall have had notice of such trust and the Company shall not be bound to see to the application of the moneys paid upon any such receipt.

Index of members

48. Unless the register of members is in such a form as to constitute in itself an index an Index of the names of the members shall be kept at the office where the register of members is kept and within fourteen days after the date on which any alteration is made in the register of members any necessary alteration shall be made in the index.

Inspection of Register

49. The Register and the Index of Members (if any) except when closed as hereinafter mentioned shall during business hours be open to the inspection of any member *gratis* and to the inspection of any other person on the payment of such sum as the Directors may prescribe for each inspection not exceeding any maximum allowed by law.

Copies of Register

50. Subject to the Act any member or other person may require a copy of the Register or of any part thereof on payment of such sum not exceeding any maximum prescribed by law as the Directors may fix from time to time for every hundred words or fractional part thereof required to be copied. The Company shall cause any copy so required by any person to be despatched to that person at any address known to the Company within the period prescribed therefor by law.

Register of members *prima facie* evidence

51. The Register of Members shall be *prima facie* evidence of all matters by the Act or this Part directed or authorised to be inserted therein.

Register may be closed

52. The Register of Members may be closed during such time as the Directors think fit not exceeding in the whole thirty days in any calendar year.

Notice of closing

53. Not less than twenty one days' notice of the intended closing of the Register shall be given by advertisement in some daily newspaper circulating generally throughout the State of South Australia and in writing to each Stock Exchange on which the Company is listed stating the time and date of closure and the period and purpose for which the Register is to be closed.

TRANSFER AND TRANSMISSION OF SHARES AND BONDS

Execution of transfer

54. No transfer of any share or bond shall be registered unless a proper instrument of transfer has been delivered to the Company but the Company may register as a share-holder or bond-holder any person to whom the right to any shares or bonds of the Company has been transmitted by operation of law.

No transfer to infant lunatic or person under disability

55. The person appearing in the Register to be the holder of any share or bond shall be entitled subject to this Part in manner hereinafter expressed to sell and transfer such share or bond to any person not being an infant or a lunatic or a person of unsound mind.

Form of transfer

56. The instrument of transfer of any share or bond shall be in writing in the usual common form or as near thereto as circumstances will admit and shall be signed by both the transferor and the transferee unless complying with the provisions of any law whereby such instrument is deemed to be so signed in the event of such compliance or unless in the case of a fully paid up share signature by the transferee shall have been dispensed with by the Directors and the transferor shall be deemed to remain the holder of such share or bond until the name of the transferee is entered in the Register in respect thereof.

No power to decline to register

57. There shall be no restriction on the transfer of fully paid shares except as required by law or pursuant to the provisions of the Gas Company Act or of this Schedule or in respect of shares on which the Company has a lien.

Registration of transfer

58. (1) Every instrument of transfer shall be left at the office for registration accompanied by the certificate of the shares or bonds to be transferred and such other evidence as the Company may require to prove the title of the transferor or his right to transfer the shares or bonds.

Notice to transferee of refusal to register

(2) If the Directors refuse to register any transfer they shall send notice to the transferee of the refusal within two months after the date on which the transfer was lodged with the Company or the date allowed in a notice served upon the transferee or any shareholder for the delivery of a statutory declaration pursuant to the provisions of the Gas Company Act whichever date shall be the later. It shall be sufficient compliance with the Act if notice is sent to the address of the transferee given on the transfer forwarded to the Company for registration.

(3) No fee shall be charged on registration of a transfer.

Transfers to be retained by company

59. All instruments of transfer which are registered shall be retained by the Company but any instrument of transfer which the Directors may decline to register shall (except in the case of fraud) be returned to the person depositing it on written demand of the Transferor.

Transmission of shares or bonds

60. The executors or administrators of a deceased member (not being one of several joint holders) shall be the only persons recognised by the Company as having any title to the shares or bonds registered in the name of such member and in the case of the death of any one or more of the joint holders of any shares or bonds or the dissolution of any corporation registered as one of several joint holders the survivors or survivor shall be the only persons or person recognised by the Company as having any title to or interest in such shares or bonds but the Directors may require such evidence of death or dissolution as they think fit and nothing herein contained shall release the estate of a deceased member from any liability in respect of such shares or bonds.

Survivorship

Transfer of shares or bonds of lunatic deceased or bankrupt members

61. Any committee of a lunatic or mentally defective member and any person becoming entitled to shares of bonds in consequence of the death or bankruptcy or insolvency of any member upon producing proper evidence of the decree order grant of probate or letters of administration or such other evidence that he sustains the character in respect of which he proposes to act under this Clause or of his title as the Directors think sufficient and subject to the provisions of Clause 39 and to any lien of the Company in respect of the debts of the person through whom he derives his title may be registered as a member in respect of such shares or bonds or may (subject to the regulations as to transfers herein contained) transfer such shares or bonds to other persons. This Clause is hereinafter referred to as "the transmission clause".

Cancellation of certificate on transfer of shares or bonds

62. On every application to register the transfer of any shares or bonds or to register any person as a member in respect of any shares or bonds which may have been transmitted to such person by operation of Law or otherwise the certificate specifying the shares or bonds in respect of which such registration is required shall be delivered up to the Company for cancellation and upon the registration of such transfer a new certificate in similar form specifying the shares or bonds transferred or transmitted shall be delivered to the transferee or transmittee and if the registration of any transfer is required in respect of some only of the shares or bonds specified in the certificate delivered up to the Company a new certificate specifying the shares or bonds remaining untransferred shall be delivered to the transferor.

Directors' right to refuse registration

63. Subject to the Act and to the Gas Company Act the Directors shall have the same right to refuse to register a person entitled by transmission to any shares or his nominee as if he were the transferee named in an ordinary transfer presented for registration.

CONVERSION OF SHARES INTO STOCK

Conversion of shares into stock and *vice versa*

64. The Company in general meeting may at any time convert any paid up shares into stock and may convert any stock into paid up shares of any denomination.

Transfer of stock and rights of holders

65. When any shares have been converted into stock the several owners of such stock may thenceforth transfer their respective interests therein or any part of such interest in the same manner and subject to the same restrictions as and subject to which fully paid up shares in the capital of the Company may be transferred or as near thereto as circumstances will admit but the Directors may from time to time if they think fit fix the minimum amount of stock transferable and direct that stock shall only be transferred in amounts which shall be a multiple of some amount to be fixed by the Directors or that fractions of a dollar shall not be dealt with with power nevertheless at their discretion to waive such rules in any particular case PROVIDED that the minimum amount of stock transferable shall not be greater than the nominal amount of the shares from which the stock arose.

Rights of stockholders

66. The stock shall confer on the holders thereof respectively the same privileges and advantages as regards participation in profits and voting at meetings of the Company and for other purposes as would have been conferred by shares of equal amount in the capital of the Company of the same class as the shares from which such stock was converted but so that none of such privileges or advantages except the participation in profits of the Company shall be conferred by any such aliquot part of stock as would not if existing in shares have conferred such privileges or advantages and save as aforesaid all the provisions herein contained shall so far as circumstances will admit apply to stock as well as to shares. No such conversion shall affect or prejudice any preference or other special privilege.

INCREASE ALTERATION AND REDUCTION OF CAPITAL

Increase of capital

67. Subject to the provisions of the Gas Company Act the Company in general meeting may from time to time by special resolution increase its capital by the creation of new shares of such amount as it thinks expedient.

New shares to be part of original capital

68. Except so far as otherwise provided by the conditions of issue or by the Gas Company Act or by this Part any capital raised by the creation of new shares shall be considered part of the original capital and shall be subject to the provisions herein contained with reference to the payment of calls and instalment transfer and transmission forfeiture lien surrender and otherwise.

Consolidation and division of shares

69. Subject to the provisions of the Gas Company Act the Company in general meeting may from time to time by special resolution consolidate or divide any of its share capital into shares of greater or lesser denomination.

Division into preferred and ordinary shares

70. The resolution whereby any shares are divided may subject to the provisions of the Gas Company Act determine that as between the holders of the shares resulting from such division one or more of such shares shall have some preference or special advantage as regards dividend capital voting or otherwise over or as compared with the others or other.

71. No exercise of the Company's powers under this Part shall reduce the proportionate voting power of the holders of Class B shares.

MODIFICATION OF RIGHTS

Power to modify rights

72. If at any time the capital by reason of the issue of preference shares or otherwise is divided into shares of different classes all or any of the rights and privileges attached to each class may subject to the provisions of the Act and of the Gas Company Act be modified abrogated or dealt with

(1) by resolution passed at a separate general meeting of the holders of the shares of that class at which the holders of not less than three-fourths of the issued shares of that class shall have voted in favour of the resolution and all the provisions hereinafter contained as to general meetings shall *mutatis mutandis* apply to every such meeting except that the quorum thereof shall be members holding or representing by proxy three-fourths of the nominal amount of the issued shares of that class; or

(2) if the necessary majority shall not have been obtained at such separate general meeting then by agreement between the Company and some person purporting to contract on behalf of the class provided that within two months after the day of such separate general meeting such agreement is ratified in writing by the holders of at least three-fourths of the issued shares of that class.

Repayment of capital on preference shares

73. No capital paid up on preference shares shall be repaid

(*a*) unless such repayment is approved by a resolution passed at a separate general meeting of the holders of the preference shares concerned at which not less than three-fourths of such of the holders of the said shares as being entitled so to do shall have voted in favour of the resolution and all the provisions hereinafter contained as to general meetings shall apply *mutatis mutandis* to every such meeting except that the quorum thereof shall be members holding or representing by proxy three-fourths of the nominal amount of the issued shares of the class concerned, or

(*b*) if the necessary majority shall not have been obtained at such separate general meeting unless such repayment is approved in writing by the holders of not less than three-fourths of the issued shares of the class concerned within two months after the date of such separate general meeting.

BORROWING POWERS

Directors may raise money

74. Subject to the provisions of the Gas Company Act the Directors may from time to time at their discretion borrow or raise or secure the payment of any sum of money for the purposes of the Company and may raise or secure the repayment of that sum or the payment performance or fulfillment of any debts liabilities contracts or obligations incurred or undertaken by the Company in such manner and upon such terms and conditions in all respects as they think fit and in particular by the issue of bonds (secured or unsecured) perpetual or redeemable debentures or debenture stock or any mortgage charge or other security on the undertaking or the whole or any part of the property of the Company (both present and future) including its uncalled capital for the time being.

Securities may be free from equities etc.

75. Bonds debentures debenture stock or other securities may be issued upon the condition that they shall be assignable free from any equities between the Company and the person to whom they are issued.

Issue of securities

76. Subject to the provisions of the Gas Company Act any bonds debentures debenture stock or other securities may be issued at a discount premium or otherwise and with or without the right or obligation of the holders thereof to exchange the same in whole or in part for shares in the Company and with any special privileges as to redemption surrender drawings allotment of shares attending and voting at general meetings of the Company appointment of Directors and otherwise.

Provision in case of security over uncalled capital

77. If any uncalled capital of the Company is included in or charged by any mortgage or other security the Directors may subject to the provisions of the Gas Company Act by instrument under the Company's seal authorise the person in whose favour that mortgage or security is executed or any other person in trust for him to make calls on the members in respect of that uncalled capital and the provisions hereinbefore contained in regard to calls shall *mutatis mutandis* apply to calls made under that authority and that authority may be made exercisable either conditionally or unconditionally and either presently or contingently and either to the exclusion of the Directors' powers or otherwise and shall be assignable if expressed so to be.

Subsequent charges

78. Where any uncalled capital of the Company is charged all persons taking any subsequent charge thereon shall take it subject to the prior charge and shall not be entitled by notice to the shareholders or otherwise to obtain priority over the prior charge.

Indemnity to directors etc.

79. If the Directors or any of them or any other persons become or becomes personally liable for the payment of any sum primarily due from the Company the Directors notwithstanding the interest (if any) of the Directors or any of them may execute or cause to be executed any mortgage charge or security over or affecting the whole or any part of the assets of the Company by way of indemnity to secure the Directors or persons so becoming liable as aforesaid from any loss in respect of that liability.

Register of mortgages to be kept

80. The Directors shall cause a proper register to be kept in accordance with the Act of all bonds debentures or debenture stock and of all mortgages and charges affecting the property of the Company and copies thereof in accordance with the Act.

Inspection of register

81. Such register and the copies of any mortgages or charges shall be open to inspection by any member or creditor during business hours and such register shall also be open to the inspection of any other person on payment for each inspection of such fee not exceeding any maximum prescribed by law as the Directors may fix.

GENERAL MEETINGS

Annual general meeting

82. (1) A general meeting of the Company called the "annual general meeting" shall be held once at least in every calendar year at such time not being more than fifteen months after the holding of the last preceding annual general meeting and at such place as may be decided by the Directors.

(2) All other meetings of the Company shall be called "extraordinary meetings".

Convening of extra-ordinary meeting

83. (1) The Directors may convene an extraordinary meeting whenever they think fit.

Requisition

(2) The Directors shall on the requisition of any member or members holding at the date of the deposit of the requisition not less than the amount of the share capital of the Company as at that date carries five per centum of the votes that may be exercised at general meetings forthwith proceed duly to convene an extraordinary meeting to be held as soon as practicable but in any case not later than two months after the receipt by the Company of the requisition.

(3) The requisition shall state the objects of the meeting and shall be signed by the requisitionists and deposited at the office and it may consist of several documents in like form each signed by one or more requisitionists.

(4) If the Directors do not within twenty-one days after the date of the deposit of the requisition proceed to convene a meeting the requisitionists may themselves in the same manner as nearly as possible as that in which meetings are to be convened by the Directors convene an extraordinary meeting but any meeting so convened shall not be held after the expiration of three months from the date of the deposit of the requisition.

(5) A meeting at which a special resolution is to be proposed shall be deemed not to be duly convened by the Directors or requisitionists as the case may be if they do not give such notice thereof as is required by the Act in the case of special resolutions.

Notice of general meetings

84. (1) At least twenty-one days' notice of every annual general or extraordinary meeting shall be given in the manner provided by Clauses 172 to 181 inclusive and not otherwise to the members and such other persons as are entitled under this Part to receive notices.

(2) Every such notice shall specify the place day and hour of the meeting and the general nature of any special business to be transacted at it.

(3) The accidental omission to give notice of a meeting to or the non-receipt of notice of a meeting by any member shall not invalidate any of the proceedings at that meeting.

Requisition to one Director

85. If there shall not be a quorum of Directors in office or if it shall be inconvenient to obtain a meeting of Directors any one Director may upon requisition being made as aforesaid convene an extraordinary general meeting.

PROCEEDINGS AT GENERAL MEETINGS

Business of annual general meeting

86. (1) The business of an annual general meeting shall be
(*a*) to receive and consider the reports of the Directors and auditors and the balance sheet and profit and loss account,
(*b*) to declare dividends,
(*c*) to elect Directors,
(*d*) if required to consider and if thought fit to appoint auditors,
(*e*) to transact any other business which under this Part ought to be transacted at an annual general meeting, and
(*f*) to transact any special business which is brought forward under sub-clause (2) of this Clause.

Special business

(2) At an annual general meeting and at any extraordinary meeting such business may be considered and decided upon as may be brought forward by the Directors or by any member who has given to the Directors at least thirty days' notice in writing of his intention to bring it forward at that meeting provided that in either case it relates to the affairs of the Company and that under the provisions of this Part it is competent for the Company in general meeting to decide upon it and provided that notice of the general nature of that business has been given in accordance with Clause 84 in the notice convening the meeting.

Quorum

87. Until the Company in general meeting otherwise decides not less than ten members entitled to vote and present in person or by proxy or by attorney entitled to act pursuant to Clause 104 or by representative shall be a quorum for a general meeting and subject to the provisions of the next succeeding Clause no business shall be transacted at any general meeting unless the quorum requisite is present at the commencement of the business.

When quorum not present

88. If within twenty minutes after the time appointed for the meeting a quorum is not present the meeting if convened upon a requisition pursuant to Clause 83 shall be dissolved; but in any other case it shall stand adjourned to the same day in the next week at the same time and place or to such other day time and place as the Directors may by notice to the shareholders appoint. If at the adjourned meeting a quorum is not present those persons who are present being members entitled to vote or proxies attorneys or representatives of such members shall be a quorum and may transact the business for which the meeting was called.

Chairman of general meeting

89. The Chairman of the Directors or in his absence the Deputy Chairman (if any) shall be entitled to take the chair at every general meeting. If there be no Chairman or Deputy Chairman or if neither of them is present within fifteen minutes after the time appointed for holding the meeting or neither is willing to act the Directors present may choose a chairman and in default of their doing so the members present shall choose one of the Directors to be chairman and if no Director present be willing to take the chair shall choose one of their number to be chairman.

How questions to be decided

90. (1) Any question submitted to a meeting shall be decided in the first instance by a show of hands and in the case of an equality of votes the chairman shall both on a show of hands and on a poll have a casting vote in addition to the vote or votes to which he may be entitled as a member.

(2) No objection shall be made as to the validity of any vote except at the meeting or poll at which the vote is tendered and every vote not disallowed at that meeting or poll and whether given personally or by proxy attorney or representative shall be deemed valid.

Evidence of passing resolutions

91. (1) At any general meeting unless a poll is demanded as hereinafter provided a declaration by the chairman that a resolution has been carried or carried by a particular majority and an entry to that effect in the book of proceedings of the Company shall be conclusive evidence of the fact without proof of the number or proportion of the votes recorded in favour against the resolution.

Demand a poll

(2) A poll shall not be demanded on the election of a chairman of a meeting or on the question of the adjournment of the meeting.

(3) Subject to sub-clause (2) a poll upon any question submitted to a meeting may be demanded
(*a*) by the chairman, or
(*b*) by not less than twenty five per centum of the members present in person or by proxy attorney or representative having the right to vote at the meeting, or
(*c*) by any member or members holding at the date of the meeting not less than the amount of the share capital of the Company as at that date carries five per centum of the votes that may be exercised at general meetings and who shall be present by proxy attorney or representative.

Taking of a poll

92. If a poll is demanded as aforesaid it shall be taken in such manner and at such time and place as the chairman of the meeting directs and either at once or after an interval or adjournment or otherwise and the result of the poll shall be deemed to be the resolution of the meeting at which the poll was demanded. The demand of a poll may be withdrawn.

93. Any dispute as to the admission or rejection of a vote shall be determined by the chairman and his determination made in good faith shall be final and conclusive.

Adjournment

94. The chairman of a general meeting may with the consent of the meeting adjourn it from time to time and from place to place but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place. If any meeting shall be adjourned for more than fourteen days notice of such adjournment shall be given to all the members in the same manner as notice was or ought to have been given of the original meeting.

Continuance of business notwithstanding demand for a poll

95. The demand of a poll shall not prevent the continuance of a meeting for the transaction of any business other than the question on which a poll has been demanded.

Voting at general meetings

96. (1) Subject to the rights or restrictions as to voting which may be attached to or imposed upon any class of shares and subject to Clause 105 the following shall apply:

(*a*) on a show of hands every person present in one or more of the following capacities namely that of a member or the proxy attorney or representative of a member shall have one vote; and

(*b*) on a poll each member present in person or by proxy attorney or representative shall have one vote for every Class A share held by him and 100 votes for every Class B share held by him.

(2) A person entitled to cast more than one vote upon a poll need not if he votes use all his votes or cast all the votes he uses in the same way.

Who may vote in respect of shares of a deceased person, etc.

97. Any person entitled under the transmission clause to transfer any shares may vote at any general meeting in respect thereof in the same manner as if he were the registered holder of those shares provided that forty-eight hours at least before the time of holding the meeting or adjourned meeting as the case may be at which he proposes to vote he satisfies the Directors of his right to transfer those shares unless the Directors shall have previously admitted his right to vote at that meeting in respect thereof. A person entitled to vote under this Clause shall be deemed a member for the purposes of Clause 96.

Joint holders

98. Where there are joint registered holders of any share any one of those holders may vote at any meeting either personally or by proxy attorney or representative in respect of those shares as if he were solely entitled thereto; but if more than one of those joint holders is present at any meeting whether personally or by proxy or by attorney or representative and tender a vote the vote of the one whose name stands first on the register shall alone be counted. Several executors or administrators of a deceased member in whose sole name any shares stand shall for the purposes of this Clause be deemed joint holders thereof.

Proxy must be a member

99. Other than in the case of holders of Class B shares no person may be appointed a proxy who is not a member of the Company.

Proxies to be in writing

100. The instrument appointing a proxy shall be in writing under the hand of the appointor or of his attorney duly authorised in writing or if such appointor is a corporation under its common seal or the hand of its attorney.

Proxies to be deposited at office

101. (1) The instrument appointing a proxy and the power of attorney (if any) under which it is signed or a notarially certified copy thereof and a declaration or statement by the attorney of the non-revocation thereof shall be deposited at the office not less than forty-eight hours before the person named in the instrument purports to vote in pursuance thereof.

(2) Every proxy shall unless a time limit has been specified therein or if it is a proxy for a particular meeting continue in force until a notice in writing revoking it has been given to the Secretary or the Chairman of any meeting or has been left at the office.

When vote by proxy valid although authority revoked

102. A vote given in accordance with the terms of an instrument of proxy shall be valid notwithstanding the previous death of the principal or revocation of the proxy or transfer of the share in respect of which the vote is given provided no intimation in writing of the death revocation or transfer has been received at the office or by the Chairman of the meeting before the vote is given.

Form of proxy

103. Every instrument of proxy whether for a special meeting or otherwise shall be in the usual common form acceptable to the Directors. The instrument of proxy may specifically provide and where a resolution is to be proposed shall provide that the vote or votes shall be cast for or against the resolution to be proposed at the meeting in question in which case the instrument of proxy shall be in the form or to the effect following:

SOUTH AUSTRALIAN GAS COMPANY

I of

being a member of the abovenamed Company hereby appoint

of

or in his absence

of as my proxy

to vote for me and on my behalf FOR/AGAINST Resolution numbered to be submitted to the annual (or extraordinary) general meeting of the Company to be held on the day of 19 and at any adjournment thereof.

As witness my hand this day of 19

Signature:

Note: The form of proxy shall provide that a proxy holder be permitted to vote for or against each resolution.

Any instrument of proxy deposited at the office in which the name of the appointee is not filled in shall be deemed to be given in favour of the Chairman of the meeting to which it relates.

Power of Attorney

104. (1) Any member may appoint an attorney to act on his behalf at all meetings of the Company or all meetings during a specified period and subject to production at the office of his power of attorney or a certified copy thereof at least forty-eight hours (or such less time as the Directors allow) before the meeting together with such evidence as the Directors may require of the validity and non-revocation thereof the attorney so appointed may attend and take part in and vote at the meeting in the same manner as the member himself could do.

(2) Any body corporate being a member of the Company may by resolution of its Directors or other governing body authorise such person as it thinks fit to act as its representative at any meeting of the Company or at any meeting of any class of members of the Company and the provisions of sub-sections (3) (4) and (5) of Section 140 of the Act shall be deemed to apply to any such authorisation.

Voting qualification

105. No member shall be entitled to be present or to vote on any question either personally or by proxy attorney or representative at any general meeting or upon a poll or be reckoned in a quorum in respect of any share upon which any call or other sum is due and payable to the Company.

DIRECTORS

Number of Directors

106. The number of the Directors shall be five.

Company may increase or decrease number of Directors

107. The Company in general meeting may subject to the provisions of this Part from time to time increase to a number not exceeding nine or subsequently decrease the number of Directors to a number being not less than five.

Partner of auditor not eligible

108. No corporation nor any partner or employer or employee of an auditor or auditors of the Company shall be capable of being appointed or elected a Director or Alternate Director of the Company.

Qualification

109. The shareholding qualification for directors may be fixed by the Company in general meeting, and unless and until so fixed shall be five hundred shares.

When office of director to be vacated

110. The office of Director shall *ipso facto* be vacated

(1) if he becomes bankrupt or suspend payment or compound with his creditors

(2) if he becomes of unsound mind or a person whose person or estate is liable to be dealt with in any way under the law relating to Mental Health

(3) if he ceases to hold the number of shares (if any) required to qualify him for office

(4) if he absents himself from the meetings of the Directors for a continuous period of three months without special leave of absence from the Directors unless the Directors resolve that his office be not vacated

(5) if he becomes prohibited from being a Director by any order made under the Act

(6) if by notice in writing to the Company he resigns his office

(7) if his office becomes vacated pursuant to Clause 116 or Clause 119.

Interests of Directors

111. (1) No Director shall be disqualified by his office from accepting or holding any office of profit except that of auditor under the Company or under any Company in which this Company shall be shareholder or otherwise interested or from contracting with the Company either as vendor purchaser or otherwise in any manner howsoever nor shall any such contract or any contract or arrangement entered into by or on behalf of the Company in which any Director shall be in any way interested be avoided nor shall any Director be liable to account to the Company for any profit arising from any such office or place of profit or realised by any such contract or arrangement by reason only of such Director holding that office or of the fiduciary relationship thereby established but it is declared that the nature of his interest must be disclosed by him at the meeting of the Directors at which the contract or arrangement is first taken into consideration if his interest then exists or in any other case at the first meeting of the Directors after the acquisition of his interest.

(2) If a Director becomes interested in a contract or arrangement after it is made or entered into the disclosure of his interest shall be made at the first meeting of the Directors held after he becomes interested.

(3) No Director shall as a Director vote in respect of any contract or arrangement in which he is so interested as aforesaid and if he does so his vote shall not be counted but this prohibition may at any time or times be suspended or relaxed to any extent by the Company in general meeting and such prohibition shall not apply to any allotment of shares or debentures of the Company or to any contract or arrangement where the Director is interested merely as a shareholder or Director of another company or to give any contract by or on behalf of the Company to the Directors or any of them any security for advances or by way of indemnity.

(4) A general notice that a Director is a member of any specified firm or company and is to be regarded as interested in all transactions with that firm or company shall be a sufficient disclosure under this Clause as regards such Director and the said transaction and after such general notice it shall not be necessary for such Director to give a special notice or particulars or declarations relating to any particular transaction with that firm or Company.

Directors may act as promoters

112. A Director of this Company may be or become a promoter or Director of any company promoted by this Company or in which it may be or become interested as a vendor shareholder or otherwise and no such Director shall be accountable for any profits received as promoter director or member of such Company.

Exercise of voting power in another company

113. The Directors may exercise the voting power conferred by the shares in any Company held or owned by the Company in such manner in all respects as the Directors think fit (including the exercise thereof in favour of any resolution appointing the Directors or any of them to be Directors of such Company or voting or providing for the payment of remuneration to the Directors of such Company) and any such Director of the Company may vote in favour of the exercise of such voting rights in manner aforesaid notwithstanding that he may be or be about to be appointed a Director of such other Company.

Power for Directors to appoint additional Director

114. The Directors shall have power at any time and from time to time to appoint any other person as a Director either to fill a casual vacancy or as an addition to the Board but so that the total number of Directors shall not at any time exceed any maximum number fixed. But any Director so appointed shall hold office only until the conclusion of the next following annual general meeting of the Company and shall be eligible for re-election at such meeting but shall not be taken into account in determining the number of Directors who are to retire by rotation at such meeting.

Directors may act notwithstanding vacancy

115. The continuing Directors may act notwithstanding any vacancy in their body but so that if the number falls below any minimum fixed or if no minimum number be fixed below the number required to constitute a quorum of Directors the Directors shall not except in emergencies or for the purpose of filling up vacancies act so long as the number is below the minimum or if no minimum is fixed below the number required to constitute a quorum of Directors or to summons a general meeting of the Company.

Company may remove Director and appoint another Director in his place

116. Subject to anything relating thereto contained in the Act the Company may at any time for good cause shown by ordinary resolution remove any Director from office and may by an ordinary resolution appoint another person in his stead. The person so appointed shall hold office during such time only as the Director in whose place he is appointed would have held office if he had not been removed.

REGISTER OF DIRECTORS

Register of Directors

117. The Company shall keep at its office a register of Directors containing the particulars required by the Act.

Inspection of Register

118. The Register of Directors shall be open on each business day during business hours to the inspection of any member of the Company without charge and of any other person on payment for each inspection of such sum (not exceeding any maximum prescribed by law) as the Directors may determine.

AGE LIMIT OF DIRECTORS

Age limit of Directors

119. (1) This Clause shall apply notwithstanding anything to the contrary contained in any other Clauses.

(2) No person who has attained the age of seventy-two years shall be appointed or elected or continue as a Director.

(3) A Director who holds any executive office in the Company (including the office of Managing Director) shall cease to be Director when he ceases to hold his executive office.

(4) A person ceasing to be a Director by virtue of the provisions of paragraph (3) shall not thereby be rendered ineligible for appointment or election as a Director under any other Clause.

(5) No person who has attained the age of seventy years shall be elected Chairman of Directors and a Chairman of Directors who attains the age of seventy years shall vacate his office as Chairman at the conclusion of the annual general meeting next held after his attainment of the age of seventy years.

(6) Notwithstanding the foregoing provisions of this Clause a Director who attains the age of seventy-two years shall be entitled to continue to hold office as a Director until the thirtieth day of June next following his attainment of such age unless in the meantime he shall retire by rotation in which case he shall not be eligible for re-election.

ROTATION OF DIRECTORS

120. At the annual general meeting to be held in each year one-third of the Directors or if their number is not a multiple of three then the number nearest to one-third shall (subject to the provisions of Clause 126) retire from office. The Directors to retire at such meeting shall be the Directors who have been longest in office. As between two or more Directors who have been in office an equal length of time the Director or Directors to retire shall in default of agreement between them be determined by lot. The length of time a Director has been in office shall be computed from his last election or appointment where he has previously vacated office. A retiring Director shall be eligible for re-election and shall act as a Director through the meeting at which he retires. A Managing Director or a Director appointed and retiring under Clause 114 and any Director retiring under Clause 119 shall not be taken into account in determining the number of Directors to retire by rotation or which Directors retire by rotation. Notwithstanding anything hereinbefore contained no Director other than a Managing Director shall remain in office for a continuous period of more than three years or until the third annual meeting following his appointment whichever is the longer without submitting himself for re-election.

121. The Company at any general meeting at which any Directors retire in manner aforesaid may fill up the vacated offices by electing a like number of persons to be Directors and may fill up any other vacancies.

122. No person not being a retiring Director or a Director appointed under Clause 114 shall unless recommended by the Directors for election be eligible for election to the office of Director at any general meeting unless he or some other member intending to propose him has at least eleven clear days before the meeting left at the office of the company a notice in writing duly signed by the nominee

consenting to the nomination and signifying his candidature for the office or the intention of such member to propose him provided that in the case of a person recommended by the Directors for election nine clear days' notice only shall be necessary. Notice of each and every candidature shall at least seven days previously to the meeting at which the election is to take place be served on the members.

123. If at any general meeting at which an election of Directors ought to take place the place of any Director retiring by rotation is not filled up he shall if willing unless it shall be determined at such meeting on due notice to reduce the number of Directors in office continue in office until the annual meeting in the next year and so on from year to year until his place is filled up.

REMUNERATION OF DIRECTORS

Remuneration of Directors

124. (1) The Directors (other than any Managing Director and any Director in the full time employment of the Company or any of its subsidiaries) shall be paid out of the funds of the Company by way of remuneration for their services as Directors such sum as shall from time to time be fixed by the Company in general meeting. Such remuneration shall be divided among such of the Directors and in such proportions and manner as the Directors may determine and in default of determination equally. After any fixing of the maximum remuneration of the Directors (other than any Managing Director and any Director in full time employment of the Company or any of its subsidiaries) that maximum shall continue to apply unless and until the Company in general meeting otherwise determines and it shall not be increased unless notice of the proposed increase shall have been given in the notice convening the meeting.

(2) Directors shall not be paid a commission on or a percentage of the turnover or (except in the case of a Managing Director) of the profits of the Company.

(3) The Directors (including any Managing Director) shall also be paid their reasonable travelling and hotel and other expenses incurred by them when engaged on the business of the Company or in attending meetings of the Company or of the Directors or of any committees.

Special remuneration

125. Every Director shall be paid all his extraordinary travelling and other expenses properly and necessarily incurred by him and if any Director serves on any committee or shall be called upon to perform any extra services which in the opinion of the Directors are outside the scope of the ordinary duties of a Director or to make any special exertions in going or residing abroad or otherwise for any of the purposes of the Company the Company shall remunerate such Director in such manner as may be determined by the Directors and such remuneration may be in addition to or in substitution for his share in the remuneration above provided or his remuneration as a Managing Director or as a Deputy Managing Director as the case may be.

MANAGING DIRECTOR

Appointment of Managing Director

126. The Directors may from time to time appoint one or more of their body to be the Managing Director or Managing Directors of the Company (and if any such appointment be for a fixed term such term shall not exceed ten years at any one time) and upon such terms and conditions in all respects as the Directors shall think fit. The Directors may from time to time (subject to the provisions of any contract between him or them and the Company) remove or dismiss him or them from office and appoint another in his or their place. A Managing Director whose period of appointment as such has expired may be appointed from time to time but no such reappointment shall be for a fixed period longer than five years.

Managing Directors not subject to retirement by rotation

127. A Managing Director shall not while he continues to hold that office be subject to retirement by rotation and shall not be taken into account in determining the rotation of retirement of Directors but (subject to the provisions of any contract between him and the company) shall be subject to the same provisions as to resignation and removal as the other Directors of the Company and if he ceases to hold the office of Director from any cause he shall *ipso facto* and immediately cease to be Managing Director.

Remuneration of Managing Director

128. The remuneration of every Managing Director as such shall (subject to the provisions or any contract between him and the Company) from time to time be fixed by the Directors and may be by way of fixed salary or otherwise but a Managing Director shall not be paid a commission on or percentage of turnover of the Company or any other Company in which the Company is interested; and his remuneration under this Clause may be in lieu of or in addition to his remuneration as an ordinary Director under Clause 125.

129. The Directors may from time to time entrust to and confer upon a Managing Director for the time being such of the powers exercisable under these presents by the Directors as they may think fit and may confer such powers for such time and to be exercised for such objects and purposes and upon such terms and conditions and with such restrictions as they may think expedient and they may confer such powers either collaterally with or to the exclusion of and in substitution for all or any of the powers of the Directors in that behalf and may from time to time revoke withdraw alter or vary all or any of such powers.

RETIRING ALLOWANCES OF DIRECTORS

130. (1) The Company shall not make to any Director any payment by way of compensation for loss of office as a Director or as consideration for or in connection with his retirement from such office unless particulars with respect to the proposed payment (including the amount thereof or the means by which the amount will be ascertained) are disclosed to the members and the proposal has been approved by the Company in general meeting.

(2) References in sub-clause (1) of this Clause to payments made to any Director by way of compensation for loss of office or as consideration for or in connection with his retirement from office do not include—

(i) any payment made under an agreement particulars whereof have been disclosed to and approved by the Company in general meeting

(ii) any *bona fide* payment by way of damages for breach of contract

(iii) any *bona fide* payment by way of pension or lump sum payment in respect of past services where the value or amount of the pension or payment (except so far as it is attributable to contributions made by the Director) does not exceed the total emoluments of the Director in the three years immediately preceding his retirement and for the purposes of this sub-clause the expression "pension" includes any superannuation or retiring allowance superannuation gratuity or similar payment,

or

(iv) any payment made to a Director pursuant to an agreement made between the Company and him before he became a Director of the Company as consideration or part of the consideration for the Director agreeing to serve the Company as a Director.

(3) Subject as aforesaid the Directors shall have power

(i) to make contracts or arrangements with any one or more of their number or with a person about to become a Director of the Company whereby on and after that Director or person ceasing to hold office by reason of death or otherwise there shall be paid to him or after his death to his widow and dependants or any of them a pension or retiring allowance or lump sum payment in lieu thereof and to make payments pursuant to to any such contracts or arrangements

(ii) to establish a fund or scheme to provide pensions or retiring allowances or lump sum payments for Directors upon them ceasing to hold office or for their widows and dependants or any of them in the event of their death while in office and from time to time to pay to any such fund or scheme such sums as they shall consider necessary to provide such pensions retiring allowances or lump sum payments.

(4) The Directors may in any such contract or arrangement or by the regulations of any such fund or scheme impose such conditions and restrictions on the payment of a pension or retiring allowance or lump sum as they shall think proper.

(5) The Directors may authorise any subsidiary company to make a similar contract or arrangement with its Directors and to make payments thereunder or to establish and maintain any such fund or scheme whether or not all or any of the Directors of the subsidiary company are also Directors of the Company.

(6) Subject to the Act the restrictions contained in sub-clause (1) of this Clause shall not apply in the case of a Director who is a full-time employee of the Company or of any of its subsidiaries in respect of his loss of or retirement from that employment.

PROCEEDINGS OF DIRECTORS

131. (1) The Directors may meet together for the despatch of business adjourn and otherwise regulate their meetings and proceedings as they think fit and may determine the quorum necessary for the transaction of business.

(2) Until otherwise determined by the Directors three Directors shall be a quorum.

(3) It shall not be necessary to give notice of a meeting of the Directors to a Director who is not in the Commonwealth of Australia.

132. A Director may at any time and the Secretary upon the request of a Director shall convene a meeting of Directors.

Directors may act notwithstanding vacancies

133. The continuing Directors may act notwithstanding any vacancy in their body; provided that if and so long as the number for the time being in office falls below the number necessary to form a quorum they shall not act except in an emergency or for the purposes of filling up vacancies of or summoning a general meeting.

Chairman

134. The Directors may elect a Chairman and Deputy Chairman of their meetings and determine the periods for which they are respectively to hold office but if no Chairman or Deputy Chairman is elected or if at any meeting neither the Chairman nor the Deputy Chairman is present at the time appointed for holding it the Directors present shall choose one of their number to be Chairman of the meeting.

Decision by majority votes

135. Questions arising at any meeting shall be decided by a majority of votes and in the case of an equality of votes the Chairman shall have a second or casting vote. Where two directors form a quorum the chairman of a meeting at which only such a quorum is present or at which only two Directors are competent to vote on the question at issue shall not have a casting vote.

Powers of quorum

136. A meeting of the Directors for the time being at which a quorum is present shall be competent to exercise all or any of the authorities powers and discretions by or under the regulations of the Company for the time being vested in or exercisable by the Directors generally.

Delegation to committees

137. The Directors may delegate any of their powers to committees consisting of such member or members of their body as they think fit and may from time to time revoke such delegation. Any committee so formed shall in the exercise of the powers so delegated conform to any regulations that

may from time to time be imposed upon it by the Directors. The meetings and proceedings of any such committee consisting of two or more members shall be governed by the provisions herein contained for regulating meetings and proceedings of the Directors so far as they are applicable thereto and are not superseded by any regulations made by the Directors under this clause.

Acts of Directors valid notwithstanding defective appointment

138. All acts done at any meeting of the Directors or of a committee of Directors or by any person acting as a Director shall notwithstanding that it is afterwards discovered that there was some defect in the appointment of any of those Directors or person acting as aforesaid or that they or any of them were disqualified be as valid as if every such person had been duly appointed and was qualified to be a Director.

Resolution in writing

139. A resolution in writing signed by all the Directors for the time being in Australia shall be as valid and effectual as if it had been passed at a meeting of the Directors duly called and constituted.

Alternate Director

140. (1) Any Director may from time to time appoint any person approved by a majority of the other Directors to be an alternate Director in his place during such period as he thinks fit.

(2) While the appointment continues the alternate Director shall be entitled to receive notice of meetings of the Directors and to attend and vote thereat and to exercise all the powers of the appointor in his place and he shall be deemed a Director for the purposes of constituting a quorum affixing the seal signing a resolution and for all other purposes (except as regards remuneration).

(3) A Director may in lieu of making an appointment under sub-clause (1) of this Clause appoint one of the other Directors as his alternate to speak and vote on his behalf and in his place at a specified meeting or meetings or at meetings held during a specified period or during his absence from the State; and the consent of other Directors to that appointment shall not be necessary.

(4) A Director may at any time revoke the appointment of his alternate and if for any reason he ceases to be a Director then the appointment of his alternate shall *ipso facto* be revoked.

(5) An alternate Director shall look for his remuneration to the Director appointing him but shall be entitled to be reimbursed by the Company in accordance with these Clauses as if he were a Director.

(6) Any appointment or removal of an alternate Director shall be effected by notice in writing to the Board signed by the Director seeking to make or revoke the appointment and delivered or sent to the Secretary.

(7) The appointment of an alternate Director made under sub-clause (1) of this Clause shall be revoked if a majority of the Directors other than the appointor request in writing that he shall resign.

Minutes

141. (1) The Directors shall cause minutes to be duly entered in books provided for the purpose—

(*a*) of the names of the Directors present at each meeting of the Directors and of any committee of Directors;

(*b*) of all declarations made or notices given by any Director (either generally or specially) of his interest in any contract or proposed contract or of his holding of any office or property whereby any conflict of duty or interest may arise;

(*c*) of all directions given by the Directors and committees of Directors; and

(*d*) of all resolutions and proceedings of general meetings and of meetings of the Directors and committees of Directors.

The minutes of any general meeting or meeting of the Directors or of any committee of Directors if purporting to be signed by the Chairman of the meeting or by the Chairman of the next succeeding meeting shall be receivable as *prima facie* evidence of the matters stated therein.

Registers

(2) The Directors shall also cause to be kept—

(*a*) if the Company issues debentures a register of holders thereof,

(*b*) a register of charges,

(*c*) a register of the holdings by the Directors of shares and bonds in and debentures of the Company or any company which is deemed under the Act to be a company related to the Company,

(*d*) a register of the Directors, Managers and Secretaries of the Company,

(*e*) a register of members, and

(*f*) a register of bond-holders.

(3) Any local board appointed under paragraph (b) of sub-clause (2) of Clause 142 shall cause to be kept minutes of its proceedings and the provisions of sub-clause (1) of this Clause shall apply thereto and copies of those minutes shall be forwarded to the Directors of the Company within seven days after the meeting or other matters to which those minutes relate.

(4) Except as the context of this Part shall otherwise require in this Clause "debenture" has the meaning stated in Section 5 of the Act.

POWERS OF DIRECTORS

Powers

142. (1) The Management of the business of the Company shall be vested in the Directors and the Directors may exercise all such powers and do all such acts and things as the Company is by its Part A of this Schedule or otherwise authorised to exercise and do and as are not hereby or by statute directed or required to be exercised or done by the Company in general meeting but subject nevertheless to the provisions of the Gas Company Act and of this Part.

(2) In particular but without limiting the generality of the foregoing—

(*a*) The Directors may at their discretion but subject to the provisions of the Gas Company Act pay for any property rights or privileges acquired by or services rendered to the Company either wholly or partly in cash or bonds debentures or other securities or in any shares of the Company; and any such shares may be issued either as fully paid up or with such amount credited as paid up thereon as may be agreed upon; and any such bonds debentures or other securities may be either specifically charged upon all or any part of the property of the Company and its uncalled capital or not so charged.

(*b*) Interest payable by the Company on any bonds mortgages debentures other securities or on any money borrowed by the Company shall (subject to the provisions of the Gas Company Act) be at such rate as may be fixed from time to time by the Directors.

(*c*) The Directors may from time to time provide for the management and transaction of the affairs of the Company elsewhere than in the State in such manner as they think fit including the establishment of branch offices or agencies.

(*d*) The Directors may from time to time appoint any persons to be agents of the Company with such powers (including power to sub-delegate) and upon such terms as they think fit.

(*e*) The Directors may for all or any of the matters and purposes aforesaid or for the performance of any other act matter or thing by power of attorney under the seal appoint any person to be the attorney or attorneys of the Company in any country and confer on him such powers including a power of substitution or sub-delegation as they think fit and any such appointment may be made in favour of any company or of the members Directors nominees or managers of any company or firm or otherwise in favour of any fluctuating body of persons whether nominated directly or indirectly by the Directors. And any such power of attorney may contain such provisions for the protection or convenience of persons dealing with the attorney as the Directors think fit. Provided always that any act matter or thing done or performed or any agreement entered into in pursuance of such power of attorney which could not be done by the Directors without the consent of a general meeting or which if done by the Directors would have to be submitted to a general meeting for the confirmation or disallowance thereof shall unless previously authorised by a general meeting be subject to confirmation or disallowance by a general meeting of the Company.

Directors not to sell undertaking without ratification

143. Notwithstanding the general powers hereinbefore conferred upon them the Directors shall not sell or otherwise dispose of the undertaking of the Company or a major part thereof without the sanction of the Company in general meeting. This clause shall be read subject to the provisions of the Gas Company Act.

BRANCH REGISTERS

Branch register

144. (1) The Company may exercise powers similar to those conferred by the Act and may cause to be kept in any place outside the State a branch register of members and bond holders. The Directors may make from time to time such provisions as they think fit respecting the keeping of any such branch register the transmittal of shares and bonds to or from it and the transfer and transmission of shares or bonds to on or from it and may comply with the requirements of any local law.

(2) (i) Applications for transfers or transmissions of shares or bonds registered on any such register may either be forwarded to the board of Directors to be dealt with by the board or dealt with in manner hereinafter mentioned.

(ii) A power of attorney may be executed by the Directors in favour of any person resident in that place empowering him to exercise such powers as the Directors may invest in him with respect to

(*a*) dealing with applications for transfers or transmissions of shares and bonds registered on that register,

(*b*) approving or rejecting transfers or transmissions,

(*c*) registering approved transfers or transmissions,

(*d*) placing shares and bonds upon or removing shares and bonds from that register in pursuance of transmittal applications,

and

(*e*) issuing and executing on behalf of the Company share certificates and bond certificates following upon any transfers transmissions or transmittals of shares or bonds being dealt with by him.

(iii) The person so empowered shall cause any transfer transmission or transmittal of shares and bonds approved by him to be entered in that register and shall forward a copy of the entry therein to the Directors within such time as the Directors may direct or permit.

(iv) If the person so empowered refuses to approve a transfer or transmission particulars of the application for transfer or transmission and of his refusal shall be forwarded to the Board within such time as the Directors may direct or permit.

THE SEAL

The Seal

145. The Directors shall provide for the safe custody of the seal which shall only be used by the authority of the Directors or of a committee of the Directors authorised by the Directors in that behalf and every instrument to which the seal is affixed shall be signed by a Director and shall be countersigned by the Secretary or by a second Director or by some other person appointed by the Directors for the purpose but in the case of share certificates and bond certificates this Clause is subject to Clause 13.

Seal for use outside this State

146. (1) The Company may have for use in any place outside the State an official seal which shall be a facsimile of the common seal of the Company with the addition on its face of the name of every place where it is to be used and the person affixing any such official seal shall in writing under his hand certify on the instrument to which it is affixed the date on which and the place at which it is affixed.

Duplicate seal

(2) For the purpose of sealing of certificates of shares bonds or other interests in the Company the Company may have a duplicate common seal which shall be a facsimile of the common seal of the Company with the addition on its face of the words "share seal" or "bond seal" as the case may be and a certificate under the duplicate seal shall be deemed to be sealed with the common seal of the Company; such certificate shall bear the manual or facsimile signatures of a Director and the Secretary.

CHEQUES AND OTHER NEGOTIABLE INSTRUMENTS

Cheques and other negotiable instruments

147. All cheques bills of exchange promissory notes and other negotiable instruments shall be signed drawn accepted made or endorsed as the case may be for and on behalf of the Company by such persons and in such manner as the Directors may from time to time determine.

RESERVES

Reserves and provisions

148. The Directors may before declaring any dividend or at such other times as they may determine set aside out of the profits of the Company such sums as they think proper as reserves or provisions to meet contingencies or for equalising dividends or for special dividends or for repairing improving and maintaining any of the property of the Company and for such other purposes as the Directors think conducive to the interests of the Company; and may invest the several sums so set aside upon such investments (other than shares of the Company) as they think fit and from time to time deal with and vary such investments and dispose of all or any part thereof for the benefit of the Company (subject to the provisions of the Gas Company Act) and may divide the reserves or provisions into such special reserves or provisions as they think fit and employ the reserves or provisions or any part thereof in the business of the Company. The Directors may also without placing them to any reserve or provision carry forward any profits which they may think it prudent not to divide.

APPROPRIATION OF PROFITS

Division of profits

149. The profits of the Company subject to any special rights relating thereto created or authorised to be created by these presents and to the provisions of the Gas Company Act and to the rights of the holders of shares issued with any special or preferential rights shall be divisible among the members in proportion to the amount of capital paid up or deemed to be paid up on the shares held by them respectively provided always that (subject as aforesaid) any capital paid up on a share during the period in respect of which a dividend is declared shall only entitle the holder of such share to an apportioned amount of such dividend as from the date or dates of payment.

No dividend on capital paid up in advance and carrying interest

150. Where capital is paid up on any shares in advance of calls upon the footing that the same shall carry interest such capital shall not whilst carrying interest confer a right to participate in profits.

Declaration of dividend

151. Subject to the provisions of the Gas Company Act the Directors may from time to time as they think fit declare dividends (whether interim or otherwise) or recommend the declaration of dividends to be paid to the members according to their rights and interests in the profits.

Dividends out of profits only and not to carry interest

152. No dividend shall be payable except out of the profits of the Company and no dividend shall carry interest as against the Company. Subject to the Act all dividends received by the Company shall be profits available for dividend irrespective of the source from which the same shall have been paid.

What to be deemed net profits

153. The declaration of the Directors as to the amount of net profits of the Company shall be conclusive.

Debts may be deducted

154. The Directors may retain any dividends on which the Company has a lien and may apply the same in or towards satisfaction of the debts liabilities or engagements in respect of which the lien exists.

Effect of transfer

155. A transfer of shares shall not pass the right to any dividend declared thereon after such transfer and before the registration of the transfer.

Notice of dividends

156. Notice of the declaration of any dividend whether interim or otherwise shall be given to members in any manner hereinafter provided for giving notices.

Dividend and call together

157. The directors when declaring a dividend may make a call on the members of such amount as the Directors determine but so that the call on each member shall not exceed the dividend payable to him and so that the calls be made payable at the same time as the dividend and the dividend may if so arranged between the Company and the member be set off against the call.

Dividend *in specie*

158. The Directors when declaring a dividend may resolve that such dividend be paid wholly or in part by the distribution of specific assets and in particular of paid up shares debentures or debenture stock of the Company or paid up shares debentures or debenture stock of any other company or in any one or more of such ways.

Capitalisation of reserves

159. Subject to the provisions of the Act and the Gas Company Act the Directors may resolve that any moneys investments or other assets forming part of the undivided profits of the Company standing to the credit of the reserve fund or any capital redemption reserve fund or in the hands of the Company and available for dividend or representing premiums received on the issue of shares and standing to the credit of the share premium account or arising on any revaluation of any assets of the company and standing to the credit of an assets revaluation reserve be capitalised and distributed amongst such of the shareholders as would be entitled to receive the same if distributed by way of dividend and in the same proportions on the footing that they become entitled thereto as capital and that all or any part of such capitalised fund be applied on behalf of such shareholders in paying up in full either at par or at such premium as the resolution may provide any unissued shares or debentures or debenture stock of the company which shall be distributed accordingly or in or towards payment of the uncalled liability on any issued shares or debentures or debenture stock and that such distribution or payment shall be accepted by such shareholders in full satisfaction of their interest in the said capitalised sum.

Fractional certificates

160. For the purpose of giving effect to any resolution under the two last preceding Clauses the Directors may settle any difficulty which may arise in regard to the distribution as they think expedient and in particular may issue fractional certificates and may fix the value for distribution of any specific assets and may determine that cash payments shall be made to any members upon the footing of the value so fixed or that fractions may be disregarded in order to adjust the rights of all parties and may vest any such cash or specific assets in trustees upon such trusts for the persons entitled to the dividend or capitalised fund as may seem expedient to the Directors. Where requisite a proper contract shall be delivered to the Registrar of Companies for registration in accordance with the Act and the Directors may appoint any person to sign such contract on behalf of the persons entitled to the dividend or capitalised fund and such appointment shall be effective.

Retention in certain cases

161. (1) The Directors may retain the dividends payable upon shares in respect of which any person is under the transmission clause entitled to become a member or which any person under that clause is entitled to transfer until such person shall become a member in respect of such shares or shall duly transfer the same.

(2) The Directors may retain the dividends payable on shares in respect of which a transfer has been lodged with the Company but registration of such transfer has not been effected.

Unclaimed dividends

162. Unless otherwise required by law all dividends unclaimed for one year after having been declared may be invested or otherwise made use of by the Directors for the benefit of the Company until claimed.

Payment by post

163. Unless otherwise determined by the Directors any dividend may be paid by cheque or warrant sent through the post to the registered address of the member entitled or in the case of joint holders to the registered address of that one whose name stands first on the register in respect of the joint holding; and every cheque or warrant so sent shall be made payable to the person to whom it is sent or in the case of joint holders to all such joint holders unless otherwise directed by all such joint holders.

ACCOUNTS

Accounts

164. (1) The Directors shall cause to be kept such accounting and other records as will sufficiently explain the transactions and financial position of the Company and enable true and fair profit and loss accounts and balance sheets and any documents required by this Part to be attached thereto to be prepared from time to time and shall cause those records to be kept in such manner as to enable them to be conveniently and properly audited.

(2) The records referred to in sub-clause (1) shall be retained for seven years after the completion of the transactions or operations to which they respectively relate.

(3) The records shall be kept at the office or at such other place as the Directors think fit and shall at all times be open to inspection by the Directors.

Inspection of accounts

165. The Directors shall from time to time determine whether and to what extent and at what times and places and under what conditions or regulations the accounting and other records of the Company or any of them shall be open to the inspection of the members; and no member (not being a Director) shall have any right of inspecting any account or book or document of the Company except as authorised by the Directors and no member (not being a Director) shall be entitled to require or receive any information concerning the business trading or customers of the Company or any trade secret or secret process of or used by the Company.

Annual account and balance sheet

166. Once at least in every calendar year and at intervals of not more than fifteen months the Directors shall lay before the Company in general meeting a profit and loss account and balance sheet for the period since the preceding account made up to a date not more than six months before the date of the meeting. Such profit and loss account and balance sheet shall be accompanied by or have annexed thereto all such separate or consolidated balance sheets and profit and loss accounts reports statements and certificates as the Directors shall from time to time determine to accompany the same or to be annexed thereto.

AUDIT

167. Once at least in every year the accounts of the Company and the profit and loss account and balance sheet shall be examined by one or more auditor or auditors who shall report to the members stating (*inter alia*) whether the accounts of the Company and the group accounts of the Company consolidated with those of its subsidiaries are in his or their opinion properly drawn up so as to give a true and fair view of the state of affairs of the Company and of the group. If the company be listed on any Stock Exchange the register of members and branch registers (if any) shall be audited by an auditor or auditors at intervals of not more than three months.

168. The Company shall appoint an auditor or auditors and their duties shall be regulated in the manner provided by the Act. No Director or officer of the Company or a partner in any business with or an employer or employee of a Director or officer of the Company shall be competent to be appointed or to act as an auditor of the Company and no person shall be competent to be appointed or to act as an auditor who is not qualified for appointment under the Act and if any person after being appointed an auditor shall cease to be qualified his office shall thereupon become vacant.

Qualified report

169. A copy of every qualified report of the auditor which in the opinion of the auditor should be made known to the members shall forthwith be forwarded to the secretary of every Stock Exchange on which the Company is listed.

Retiring auditor re-eligible

170. Any retiring auditor shall be eligible for re-appointment without prior nomination but all other candidates must be nominated by notice in writing signed by a member and lodged with the Secretary at least twenty one days before the day of meeting.

Casual vacancies

171. If any casual vacancy occurs in the office of auditor the Directors shall forthwith fill up the same.

NOTICES

Mode of service

172. A notice may be served by the Company or the Directors upon any member (or other person to whom under the provisions of this Part the Company or the Directors is or are required or entitled to give it) either personally or by sending it through the post in a prepaid envelope or wrapper addressed to him at his registered place of address.

Members' registered addresses

173. (1) In the case of a member whose registered place of address is outside Australia the notice shall be sent by airmail.

(2) Any member who has not left at or sent to the registered office a place of address (for registration in the register) at or to which all notices and documents of the Company may be served or sent shall not be entitled to have any notice sent to him.

Notice to joint holders

174. (1) The Company may give notice with respect to any registered shares to which persons are jointly entitled to whichever of those persons is named first in the register and notice so given shall be sufficient notice to all the holders of those shares.

Notice to attorney

(2) Any member may by written statement addressed to the Secretary at the office require that all notices by or on behalf of the Company or the Directors shall be served upon his attorney as hereinbefore mentioned at some address to be set forth in that statement; and until that statement is withdrawn service upon the attorney at that address (in manner hereinbefore provided) shall be deemed good service upon that member notwithstanding the absence of the attorney from that address.

When notice by post deemed to be served

175. Any notice sent by post shall be deemed to have been served on the day following that on which the envelope or wrapper containing it is posted.

176. In proving service of any notice it shall be sufficient to prove that the envelope or wrapper containing the notice and bearing the requisite stamps was properly addressed and posted. A certificate in writing signed by any officer of the Company that the envelope or wrapper containing the notice was so addressed and posted shall be conclusive evidence thereof.

Transferees etc. bound by prior notices

177. Every person who by operation of law transfer or other means whatsoever becomes entitled to any share shall be bound by every notice in respect of that share which before his name and address is entered on the register is duly given to the person from whom he derives his title to that share.

Notice valid although member deceased

178. (1) Any notice or document sent by post to or left at the registered address of any member in pursuance of this Part shall notwithstanding that member is then dead and whether or not the Company has notice of his death be deemed to have been duly served in respect of any registered shares whether held solely or jointly with other persons by that member until some other person is registered in his stead as the holder or joint holder thereof and such service shall for all purposes of these presents be deemed a sufficient service of that notice or document on his executors or administrators and all persons if any jointly interested with him in any of those shares.

(2) Every member who changes his address or being a female marries and the assignee of any member whose estate is placed under sequestration or who becomes bankrupt or insolvent and the executor or administrator of every member who dies shall immediately upon or as soon as possible after any of the said events leave a notice thereof in writing at the office stating the new address or the married name of such female member or the name and address of every such assignee executor or administrator.

Signature to notices

179. The signature to any notice to be given by the Company or the Directors may be written or printed.

Computation of time

180. Where a given number of days' notice or notice extending over any other period is required to be given the day of service shall but the day upon which the notice will expire shall not be included in that number of days or other period.

Service of process etc.

181. All summonses notices process orders and judgments in relation to any legal proceedings by the Company or its liquidator against any member not in the State (whether a British subject or not) may be served by registered or certified post and the foregoing provisions as to notices shall apply *mutatis mutandis* and such service shall be considered for all purposes to be personal service.

COMMISSIONS TO DIRECTORS AND LIQUIDATORS

Commission

182. In the event of there being a sale of all or any of the Company's assets no commission or fees or other remuneration shall be payable to any Director or liquidator in respect of any such sale unless the payment thereof shall be ordered by a Court of competent jurisdiction or ratified by the Company in general meeting and notice of the amount of any such proposed payment shall be given in the notice covening the meeting which notice shall be given to all shareholders at least seven days prior to such meeting.

WINDING UP

183. (1) If the Company is wound up the surplus assets shall be applied first in paying off the capital on the preference shares (if any) and the amount of any unpaid dividend to which the holders thereof may be entitled and the holders thereof shall not be entitled to participate in any surplus in case the assets of the Company exceed the amount of the capital for the time being of the Company.

Distribution of assets

(2) If the Company is wound up and the assets available for distribution among the members as such are insufficient to repay the whole of the paid up capital then (subject to sub-clause (1) of this Clause) those assets shall be distributed so that as nearly as may be the losses shall be borne by the members in proportion to the capital paid up or which ought to have been paid up at the commencement of the winding up on the shares held by them respectively. And if in a winding up the assets available for distribution among the members are more than sufficient to repay the whole of the capital paid up at the commencement of the winding up the excess shall be distributed amongst the members in proportion to the capital of the commencement of the winding up paid up or which ought to have been paid up on the shares held by them respectively. Provided that this Clause shall not add to or detract from the rights of the holders of shares issued upon special terms and conditions.

Distribution *in specie*

184. If the Company is wound up (whether voluntarily or otherwise) the liquidators may with the sanction of a special resolution divide among the contributories *in specie* or kind any part of the assets of the Company and may with the like sanction vest any part of the assets of the Company in trustees upon such trusts for the benefit of the contributories or any of them as the liquidators with the like sanction think fit.

185. If thought expedient any such division may be otherwise than in accordance with the legal rights of the contributories and in particular any class may be given preferential or special rights or may be excluded altogether or in part but in case any division otherwise than in accordance with the legal rights of the contributories is determined on any contributory who would be prejudiced thereby shall have a right to dissent and ancillary rights as if such determination were a special resolution passed pursuant to Section 270 of the Act or any statutory provision substituted therefor.

186. If any asset of the Company consists of shares in another corporation and involves a liability to calls or otherwise any person entitled upon a distribution *in specie* to any of those shares may within ten days after the passing of the special resolution sanctioning that distribution by notice in writing direct the liquidators to sell his proportion and pay him the net proceeds and the liquidators shall if practicable act accordingly.

INDEMNITY

187. (1) Every Director manager secretary or other officer or servant of the Company shall be indemnified by the Company against (and it shall be the duty of the Directors to pay out of the funds of the Company) all costs losses and expenses which he may incur or become liable to by reason of any contract entered into or act or deed done by him as such officer or servant or in any way in the discharge of his duties; but this provision shall not exempt any officer or servant of the Company from or enable any indemnity to be given to him against any liability which by law would otherwise attach to him in respect of any negligence default breach of duty or breach of trust of which he may be guilty in relation to the Company.

(2) Without limitation of the provisions of sub-clause (1) of this Clause it is declared that the Company may indemnify any Director manager secretary or other officer or servant or any auditor of the Company against any liability incurred by him in defending any proceedings whether civil or criminal in which judgment is given in his favour or in which he is acquitted or in connection with any application in relation thereto in which relief is under the Act granted to him by the Court.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 62 of 1980

An Act to amend the Pipelines Authority Act, 1967-1978.

[*Assented to 2nd October,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Pipelines Authority Act Amendment Act, 1980".

(2) The Pipelines Authority Act, 1967-1978, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Pipelines Authority Act, 1967-1980".

Insertion of new s. 20.

2. The following section is inserted after section 19 of the principal Act:

Protection of the Authority from certain penalties and civil claims.

20. Notwithstanding any other Act or law, the Authority shall not be liable to any penalty, or in damages, by reason of an interruption of, or failure in, the supply of petroleum.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 63 of 1980

An Act to amend the Gas Act, 1924-1974.

[*Assented to 9th October,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Gas Act Amendment Act, 1980".

(2) The Gas Act, 1924-1974, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Gas Act, 1924-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Repeal of s. 3.

3. Section 3 of the principal Act is repealed.

Amendment of s. 25—General power to make regulations.

4. Section 25 of the principal Act is amended by striking out subsection (3) and substituting the following subsections:—

(3) Without limiting the generality of subsection (2), regulations may be made under that subsection for or with respect to—

(*a*) the making of an application for a licence or the renewal of a licence;

(*b*) the imposition on a gas supplier (other than the Company) of conditions or restrictions relating to—

(i) the raising of capital and the issue of shares;

(ii) the payment of dividends;

(iii) the borrowing of money;

(iv) the issue of bonds, debentures or other securities.

(4) A regulation may provide for a penalty, not exceeding five hundred dollars, for breach of or non-compliance with the regulation.

5. Sections 25a, 27, 28, 29, 38 and 40a of the principal Act are repealed. Repeal of certain sections.

6. Section 42 of the principal Act is amended by striking out from subsection (1) the passage "under the South Australian Gas Company Act or". Amendment of s. 42—How fines etc., to be shown in accounts and dealt with.

7. Sections 43, 45, 45a, 45b, 46, 47, 48, 49, 50 and 56 of the principal Act are repealed. Repeal of certain sections.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 64 of 1980

An Act to provide for temporary rationing of motor fuel, and control over the production, distribution and supply of petroleum; and for other purposes.

[*Assented to* 11*th November,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Motor Fuel (Temporary Restriction) Act, 1980".

Arrangement of Act.

2. This Act is arranged as follows:

PART I—PRELIMINARY

PART II—RESTRICTIONS UPON SALE AND USE OF RATIONED MOTOR FUEL

PART III—PRODUCTION, SUPPLY, DISTRIBUTION AND SALE OF PETROLEUM

PART IV—MISCELLANEOUS

Interpretation.

3. In this Act, unless the contrary intention appears—

"condition", in relation to a permit, includes a limitation or restriction:

"judge" means a person holding judicial office under the Local and District Criminal Courts Act, 1926-1980:

"motor fuel" means petroleum used or capable of being used as fuel for a motor vehicle:

"period of restriction" means a period declared by proclamation to be a period of restriction (whether or not it is also a rationing period):

"permit" means a permit under this Act:

"permit holder" means a person to whom a permit is issued under this Act:

"petroleum" means any substance in solid, liquid or gaseous form that consists wholly or mainly of hydrocarbons and includes any substance that is capable of being used as fuel for a motor vehicle:

"rationed motor fuel" means motor fuel of a kind declared by proclamation under this Act to be rationed motor fuel:

"rationing period" means a period of restriction declared by proclamation under this Act to be a rationing period:

"to sell" includes—

(*a*) to barter or exchange;

(*b*) to offer or agree to sell, barter or exchange;

(*c*) to deliver in pursuance of sale, barter or exchange:

and "sale" has a corresponding meaning.

Delegation by the Minister of powers under this Act.

4. (1) The Minister may, by instrument in writing, delegate any of his powers under this Act to any other person.

(2) A delegation under this section is revocable at will and does not derogate from the power of the Minister to act personally in any matter.

Declaration of periods of restriction and rationing periods.

5. (1) Where, in the opinion of the Governor, circumstances have arisen, or are likely to arise, that have caused, or are likely to cause, shortages of motor fuel in the State—

(*a*) he may, by proclamation declare a period (commencing on the date of the proclamation and extending for not more than seven days) to be a period of restriction;

and

(*b*) he may, if he thinks fit, by the same or a subsequent proclamation—

(i) declare the period of restriction to be a rationing period;

and

(ii) declare motor fuel of a specified kind or kinds to be rationed motor fuel.

(2) The Governor may, by proclamation—

(*a*) extend a period of restriction for successive periods (each not to exceed seven days) but not so that the total period exceeds twenty-eight days;

(*b*) extend a period of restriction by such other period or periods as may be authorized by a resolution of both Houses of Parliament;

(*c*) vary or revoke a declaration under subsection (1) (*b*);

or

(*d*) revoke a proclamation under this section.

(3) A period of restriction that has been declared to be a rationing period continues to be a rationing period during any extension of the period of restriction unless the declaration by virtue of which it became a rationing period is revoked.

(4) Where a period of restriction expires, no subsequent period shall be declared to be a period of restriction unless—

(*a*) that subsequent period commences one month or more after the expiration of the former period of restriction;

or

(*b*) the declaration is authorized by a resolution of both Houses of Parliament.

PART II

PART II

RESTRICTIONS UPON SALE AND USE OF RATIONED MOTOR FUEL

Restrictions upon sale and use of rationed motor fuel.

6. (1) Subject to any exemption granted under this Part, a person shall not, during a rationing period, sell rationed motor fuel by retail except to a permit holder.

Penalty: One thousand dollars.

(2) Subject to any exemption granted under this Part, a person (other than a permit holder) shall not, during a rationing period, purchase rationed motor fuel by retail.

Penalty: One thousand dollars.

(3) A permit holder—

(*a*) shall not use, or permit another to use motor fuel purchased in pursuance of the permit in contravention of a condition contained in the permit;

and

(*b*) shall not otherwise contravene or fail to comply with a condition contained in the permit.

Penalty: One thousand dollars.

Permits.

7. (1) The Minister may, if satisfied that it is in the public interest to do so, issue a permit to any person.

(2) A permit under this section shall be subject to such conditions as the Minister thinks fit to include in the permit.

(3) The Minister may, in his absolute discretion, by instrument in writing served personally or by post upon a permit holder, cancel the permit.

(4) Upon cancellation of a permit, the former permit holder shall deliver up the permit to the Minister or a person nominated by the Minister.

Penalty: One thousand dollars.

(5) A permit is not transferable.

(6) A person shall, while driving a motor vehicle to which motor fuel has been supplied in pursuance of a permit, carry the permit with him in the vehicle.

Penalty: Twenty dollars.

(7) A permit holder shall, at the request of a member of the police force, produce the permit for inspection by that member of the police force.

Penalty: Five hundred dollars.

(8) A person shall not, in connection with an application for a permit, make a statement or representation that is false or inaccurate in a material particular.

Penalty: One thousand dollars.

(9) It is a defence to a charge of an offence against subsection (8) for the defendant to prove that he did not know, and could not by the exercise of reasonable diligence have ascertained, that the statement or representation was false or inaccurate.

Exemptions from the provisions of this Part.

8. (1) The Minister may, by instrument in writing, grant an exemption from the provisions of this Part in respect of—

(*a*) any specified person or class of persons;

or

(*b*) transactions involving the sale and purchase of rationed motor fuel that take place in specified parts of the State, or any other specified class of transactions involving the sale and purchase of rationed motor fuel.

(2) The Minister may, by instrument in writing, vary or revoke an exemption under subsection (1).

(3) An exemption under this section may be granted upon such conditions as the Minister thinks fit and specifies in the instrument of exemption.

(4) A person shall not contravene or fail to comply with a condition of an exemption granted under this section.

Penalty: One thousand dollars.

(5) A copy of an instrument under subsection (1) or (2) shall be published in the *Gazette* as soon as reasonably practicable after execution of the instrument.

Special consideration to be given to those living in country areas.

9. In exercising his powers under this Part, the Minister shall give special consideration to the needs of those living in country areas of this State.

Right of appeal.

10. (1) A person who is aggrieved by the refusal of the Minister to grant him a permit under this Part may appeal against that refusal to a judge or a special magistrate.

(2) Upon an appeal under this section the judge or special magistrate may—

(*a*) confirm the decision of the Minister;

or

(*b*) direct the Minister to issue a permit to the appellant.

(3) Subject to subsection (4), no appeal lies against the decision of a judge or special magistrate upon an appeal under this section.

(4) If upon an appeal under this section a special magistrate confirms the decision of the Minister, the appellant may refer the matter to a judge for review and, upon the review, the judge may confirm or reverse the decision of the special magistrate.

(5) An appeal or review under this section shall be heard and determined—

(*a*) as expeditiously as possible;

and

(*b*) without unnecessary formality.

PART III

PART III

PRODUCTION, SUPPLY, DISTRIBUTION AND SALE OF PETROLEUM

Directions in relation to the production, supply, distribution or sale of petroleum.

11. (1) If, during a period of restriction, it is, in the opinion of the Minister, in the public interest to do so, he may give directions to any person in relation to the production, supply, distribution or sale of petroleum.

(2) A direction under this section shall be given—

(*a*) by instrument in writing served personally or by post upon the person to whom the direction is addressed;

or

(*b*) by publication of the direction in the *Gazette*.

(3) A person to whom a direction is given under this section shall not contravene or fail to comply with the direction.

Penalty: Where the convicted person is a body corporate ten thousand dollars; where the convicted person is a natural person—one thousand dollars.

(4) Any petroleum in relation to which an offence is committed under subsection (3) shall be forfeited to the Crown.

(5) In any proceedings for an offence against subsection (3), an apparently genuine document purporting to be a copy of a direction given in pursuance of this section shall, in the absence of proof to the contrary, be accepted as proof of the making and contents of the direction.

(6) A direction under this section—

(*a*) shall not operate after the expiration of the period of restriction in relation to which it was made;

and

(*b*) may be revoked by the Minister at any time.

(7) A person who incurs expenses in complying with a direction under this section may, by action in any court of competent jurisdiction, recover the amount of those expenses by action against the Crown.

Profiteering.

12. (1) The Minister may, by notice published in the *Gazette*—

(*a*) fix a maximum price in relation to the sale of petroleum of a specified kind during a period of restriction;

or

(*b*) vary or revoke a notice previously published under this section.

(2) A person who, during a period of restriction, sells petroleum in relation to which a maximum price is in force under subsection (1) at a price in excess of that maximum shall be guilty of an offence and liable to a penalty not exceeding ten thousand dollars, or imprisonment for six months, or both.

Power to require information.

13. (1) The Minister may, by notice in writing, require any person, who is, in his opinion, in a position to do so, to furnish information specified in the notice, relating to the production, storage, supply or distribution of petroleum.

(2) Any information sought under subsection (1) must be relevant to the administration of this Act.

(3) A person required to furnish information under subsection (1) shall, within the time allowed in the notice, furnish the information sought in the notice to the best of his knowledge, information and belief.

Penalty: One thousand dollars.

PART IV

PART IV

MISCELLANEOUS

Actions for injunctions and *mandamus* against Minister.

14. No action to restrain or compel the Minister, or a delegate of the Minister, to take or refrain from taking any action in pursuance of this Act shall be entertained by any court.

Publication of desirable principles for conserving petroleum.

15. (1) The Minister may publish, in such manner as he thinks fit, principles that the public should, in his opinion, be encouraged to observe in relation to the conservation of petroleum during a period of restriction.

(2) If, during a period of restriction, a person, by conforming with principles published under subsection (1), commits a breach of a policy of insurance, that breach shall, for the purpose of determining the rights of that person under the policy, be disregarded.

Powers of investigation.

16. (1) During a period of restriction, a member of the police force—

(*a*) may, for the purpose of putting questions to the driver of a motor vehicle under paragraph (*b*), request the driver to stop the vehicle;

(*b*) may ask the driver or person apparently in charge of a vehicle (whether on a road or elsewhere) questions relating to—

(i) the name and place of residence or business of that person;

(ii) the name and place of residence or business of the owner of the vehicle or of any petroleum in or on the vehicle;

(iii) the source from which petroleum on or in the vehicle was obtained and any other matters relating to that petroleum.

(2) A person shall forthwith—

(*a*) comply with a request to stop a vehicle under subsection (1);

and

(*b*) truly answer to the best of his knowledge, information and belief questions put to him under subsection (1).

Penalty: Two hundred dollars.

(3) A person is not obliged to answer a question put to him under this section if the answer to the question would tend to incriminate him of an offence.

Evidentiary provision.

17. In any proceedings for an offence against this Act, an allegation in the complaint—

(*a*) that a period referred to in the complaint is or was a period of restriction or a rationing period;

(*b*) that a substance, referred to in the complaint was, on a specified date, rationed motor fuel or petroleum of a specified kind;

(*c*) that a person was or was not, on a specified date, a permit holder;

(*d*) that a person named in the complaint was, on a specified date, entitled to exercise powers referred to in the complaint by virtue of a delegation under this Act,

shall be accepted as proved in the absence of proof to the contrary.

Proceedings for offences against this Act.

18. (1) Proceedings for an offence against this Act shall be disposed of summarily.

(2) Proceedings for an offence against this Act shall not be commenced without the authorization of the Attorney-General.

(3) An apparently genuine document purporting to be under the hand of the Attorney-General and to authorize the commencement of proceedings for an offence against this Act shall, in the absence of proof to the contrary, be proof of that authorization.

PART IV

Regulations.

19. (1) The Governor may make such regulations as are necessary or expedient for the purposes of this Act.

(2) Any regulation may impose a penalty (recoverable summarily) not exceeding five hundred dollars for contravention of, or failure to comply with, the regulation.

Expiry of this Act.

20. This Act shall expire on the eighteenth day of December, 1980.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 65 of 1980

An Act to amend the Prices Act, 1948-1980.

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Prices Act Amendment Act (No. 2), 1980".

(2) The Prices Act, 1948-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Prices Act, 1948-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 18b—Annual report.

3. Section 18b of the principal Act is amended by striking out from subsection (1) the passage "thirty-first day of December" and substituting the passage "thirtieth day of June".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 66 of 1980

An Act to amend the Foreign Judgments Act, 1971.

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Foreign Judgments Act Amendment Act, 1980".

(2) The Foreign Judgments Act, 1971, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Foreign Judgments Act, 1971-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 4—Interpretation.

3. Section 4 of the principal Act is amended—

(*a*) by inserting after the definition of "judgment debtor" the following definition:

"non-recoverable tax" means tax other than recoverable tax:;

(*b*) by inserting after the definition of "original court" the following definition:

"recoverable tax" means tax payable under the laws of Papua New Guinea relating to taxes on income, but does not include—

(*a*) additional or other tax payable, by way of penalty, interest or otherwise, because of a contravention or failure to comply with any of those laws or of a requirement made under any of those laws;

or

(*b*) tax of a class or description for the time being specified in a proclamation in force under subsection (2):;

and

(*c*) by inserting after its present contents (now to be designated as subsection (1)) the following subsections:

(2) Where the Governor is of the opinion that tax of a particular class or description, payable under the laws of Papua New Guinea, is not properly a tax on income, he may, by proclamation, declare tax of that class or description not to be recoverable tax.

(3) The Governor may, by subsequent proclamation, vary or revoke a declaration under subsection (2).

(4) A declaration under subsection (2) does not have effect in relation to a judgment if an application for registration of the judgment was made in accordance with this Act before the declaration came into operation.

Amendment of s. 5— Conditions under which a judgment is registrable.

4. Section 5 of the principal Act is amended by striking out from subsection (2) the passage "penal or revenue law" and substituting the passage "penal law or for the recovery of a non-recoverable tax".

Amendment of s. 6— Courts of reciprocal jurisdiction.

5. Section 6 of the principal Act is amended by striking out from subsection (3) the passage "penal or revenue law" and substituting the passage "penal law or for the recovery of a non-recoverable tax".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 67 of 1980

An Act to amend the Criminal Law Consolidation Act, 1935-1978

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Criminal Law Consolidation Act Amendment Act, 1980".

(2) The Criminal Law Consolidation Act, 1935-1978, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Criminal Law Consolidation Act, 1935-1980".

Commencement.

2. (1) This Act shall come into operation on a day to be fixed by proclamation.

(2) The Governor may, in a proclamation made for the purposes of subsection (1), suspend the operation of any specified provisions of this Act until a day fixed by the proclamation, or a day to be fixed by subsequent proclamation.

Repeal of s. 310 and substitution of new section.

3. Section 310 of the principal Act is repealed and the following section is substituted:

Sentences of imprisonment may be made cumulative.

310. (1) The Court by which a sentence of imprisonment is imposed may direct that the sentence be cumulative upon any other sentence, or sentences, of imprisonment then being served, or to be served, by the convicted person.

(2) A direction may be given under subsection (1)—

(*a*) irrespective of the number of cumulative sentences that the convicted person is already serving or liable to serve, or will in consequence of the direction be liable to serve;

and

(*b*) irrespective of whether the offence for which the convicted person has been sentenced is, or is not, a felony.

Repeal of s. 347.

4. Section 347 of the principal Act is repealed.

Insertion of new section 348a.

5. The following section is inserted after section 348 of the principal Act:

Delegation of certain powers by the Attorney-General.

348a. (1) The Attorney-General may, by instrument in writing, delegate any of his powers under this Part—

(*a*) to apply for the reservation of a question of law;

or

(*b*) to appeal against sentence,

to any legal practitioner in the service of the Crown.

(2) A delegation under this section is revocable at will.

(3) An apparently genuine document purporting to be an instrument of delegation under subsection (1) shall, in the absence of proof to the contrary, be accepted in any legal proceedings as proof that the powers referred to in the instrument have been delegated to the legal practitioner referred to in the instrument.

(4) Any document for the institution of proceedings that the Attorney-General is empowered to take under this Part—

(*a*) purporting to be signed by the Solicitor-General, the Crown Solicitor or the Crown Prosecutor;

and

(*b*) alleging a delegation by the Attorney-General under this section,

shall, in the absence of proof to the contrary, be deemed to be proof of that delegation.

Amendment of s. 350—Questions of law may be reserved.

6. Section 350 of the principal Act is amended—

(*a*) by inserting after subsection (1) the following subsection:—

(1a) Where a person is tried upon information and acquitted, the Court shall upon the application of the Attorney-General reserve any question of law arising upon the trial for the consideration and determination of the Full Court.;

and

(*b*) by striking out from subsection (3) the passage "When a question of law has been reserved, or the Full Court on motion orders a case to be stated," and substituting the passage "Where a person has been convicted on information, and a question of law has been reserved, or the Full Court has ordered a case to be stated, in relation to his trial or sentencing,".

Amendment of s. 351—Case to be stated by trial judge.

7. Section 351 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "The Full Court shall have authority to hear and finally determine the said question" and substituting the passage "Where a person has been convicted on information, and a case has been stated in pursuance of subsection (1) in relation to his trial or sentencing, the Full Court shall have authority to hear and finally determine the question reserved";

and

(*b*) by inserting after subsection (2) the following subsections:—

(2a) Where a person is tried upon information and acquitted, but a question of law arising upon the trial is reserved for the consideration and determination of the Full Court, the Full Court shall have authority to hear and finally determine the question reserved, but the determination of the Full Court shall not invalidate or otherwise affect the acquittal.

(2b) Where a person is tried upon information and acquitted, but a question of law arising upon the trial is reserved for consideration and determination by the Full Court, the Attorney-General is liable to pay the taxed costs of the defendant in proceedings relating to the reservation and determination of the question of law, and if the defendant does not appear in those proceedings the Attorney-General shall instruct counsel to present such argument to the Court as might have been presented by counsel for the defendant.

Insertion of new section 351a.

8. The following section is inserted after section 351 of the principal Act:

Restriction upon reporting proceedings relating to reservation of question of law upon trial of acquitted person.

351a. (1) Where an application has been made for the reservation of a question of law arising upon the trial of a person who was tried upon information and acquitted, no person shall publish by newspaper, radio or television any report, statement or representation in relation to the application or any consequent proceedings—

(*a*) by which the identity of the person acquitted is revealed;

or

(*b*) from which the identity of the person acquitted might reasonably be inferred,

unless the person acquitted consents to the publication.

Penalty: One thousand dollars.

(2) In this section, "newspaper" means any newspaper, journal, magazine or other publication that is published daily or at periodic intervals, but does not include—

(*a*) a publication consisting solely or primarily of the reported decisions or judgments of the Court;

or

(*b*) a publication of a technical nature designed primarily for use by legal practitioners.

Amendment of s. 352— Right of appeal in criminal cases.

9. Section 352 of the principal Act is amended by inserting after its present contents (now to be designated subsection (1)) the following subsection:

(2) Where a person is convicted on information and sentenced, the Attorney-General may, with the leave of the Full Court, appeal to that Court against the sentence passed on that person, unless the sentence is one fixed by law.

Amendment of s. 353—Determination of appeals in ordinary cases.

10. Section 353 of the principal Act is amended—

(*a*) by striking out from subsection (4) the passage "On an appeal" and substituting the passage "Subject to subsection (5), on an appeal";

and

(*b*) by inserting after subsection (4) the following subsection:—

(5) The Full Court shall not exercise its powers under subsection (4) of this section to increase the severity of a sentence except upon an appeal by the Attorney-General against the sentence.

Amendment of s. 367—Powers which may be exercised by a judge of the Court.

11. Section 367 of the principal Act is amended by striking out the passage "and to admit an appellant to bail," and substituting the passage "to admit an appellant to bail, and to direct that time spent in custody by an appellant pending determination of an appeal be counted as part of a term of imprisonment,".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 68 of 1980

An Act to amend the Real Property Act, 1886-1980

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Real Property Act Amendment Act, 1980".

(2) The Real Property Act, 1886-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Real Property Act, 1886-1980".

Repeal of s. 136 and substitution of new section.

2. Section 136 of the principal Act is repealed and the following section is substituted:

Transfer upon sale by mortgagee or encumbrancee.

136. (1) Upon the registration of a transfer by a mortgagee or encumbrancee exercising the power of sale conferred by this Act the estate or interest of the mortgagor or encumbrancer passes to the transferee—

(*a*) freed and discharged from the mortgage or encumbrance and from all estates, interests and rights to which the mortgage or encumbrance has priority,

but—

(*b*) subject to all estates, interests and rights that have priority to the mortgage or encumbrance.

(2) The registration of a transfer by a mortgagee or encumbrancee exercising the power of sale conferred by this Act is not prevented by a caveat or an instrument that has effect as a caveat where the caveat or the instrument relates to an estate, interest or right to which the mortgage or encumbrance has priority and, upon registration of the transfer—

(*a*) any such caveat;

and

(*b*) the registration of any such instrument that has effect as a caveat,

shall be deemed to have been cancelled.

(3) This section shall be deemed to have had effect from the commencement of this Act.

Amendment of s. 192—Summons to give up possession.

3. Section 192 of the principal Act is amended by striking out all the words preceding paragraph I and substituting the following words:

Any of the following persons (in the following sections called "the claimant") may cause any person in possession of land under the provisions of this Act to be summoned to appear before the Court to show cause why the person summoned should not give up possession to the claimant—.

Amendment of s. 223mc—Strata plans for new building schemes.

4. Section 223mc of the principal Act is amended—

(*a*) by striking out subsection (3) and substituting the following subsection:

(3) Where—

(*a*) a building or buildings were constructed before the commencement of the Real Property Act Amendment (Strata Titles) Act, 1967;

(*b*) the building or buildings are situated upon land comprised in one or more certificates;

and

(*c*) the land and buildings are divided in accordance with a building unit scheme into two or more building units, each designed for separate occupation,

a strata plan of the land, and of the building or buildings on the land, may be lodged with the Registrar-General for deposit in the Lands Titles Registration Office.;

(*b*) by striking out from paragraph (*a*) of subsection (4) the passage "referred to in paragraph (*c*) of subsection (3) of this section";

and

(*c*) by striking out subsection (5).

Amendment of s. 223md—Certificate on behalf of Council and by the Director.

5. Section 223md of the principal Act is amended—

(*a*) by striking out from paragraph (*b*) of subsection (1) the passage "as constructed or laid out";

(*b*) by striking out paragraph (*ba*) of subsection (1);

and

(*c*) by striking out paragraphs (*a*) and (*b*) of subsection (3) and substituting the following paragraphs:

(*a*) the strata plan does not represent an accurate delineation of the units and unit subsidiaries (if any) as they exist on the parcel;

(*b*) the building or buildings shown on the plan are not structurally sound or are not in good repair;.

6. Schedule 26 of the principal Act is amended by striking out paragraph (*b*) of clause 7 and substituting the following paragraph: Amendment of schedule 26.

(*b*) keep any animals in the unit or in the common property other than—

(i) a guide dog that is used by a blind person who is residing in the unit;

or

(ii) an animal kept in accordance with the corporation's permission (which may be withdrawn at any time by written notice given pursuant to a special resolution);.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 69 of 1980

An Act to amend the Births, Deaths and Marriages Registration Act, 1966-1975; the Registration of Deeds Act, 1935-1973; the Electoral Act, 1929-1976, and the Adoption of Children Act, 1966-1978.

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Statutes Amendment (Change of Name) Act, 1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Arrangement of Act.

3. This Act is arranged as follows:—

PART I—PRELIMINARY

PART II—AMENDMENT OF THE BIRTHS, DEATHS AND MARRIAGES REGISTRATION ACT, 1966-1975

PART III—AMENDMENT OF THE REGISTRATION OF DEEDS ACT, 1935-1973

PART IV—AMENDMENT OF THE ELECTORAL ACT, 1929-1976

PART V—AMENDMENT OF THE ADOPTION OF CHILDREN ACT, 1966-1978

PART II

PART II

AMENDMENT OF THE BIRTHS, DEATHS AND MARRIAGES REGISTRATION ACT, 1966-1975

Short titles.

4. (1) In this Part, the Births, Deaths and Marriages Registration Act, 1966-1975, is referred to as "the principal Act".

(2) The principal Act, as amended by this Part, may be cited as the "Births, Deaths and Marriages Registration Act, 1966-1980".

Amendment of long title.

5. The long title to the principal Act is amended by striking out the passage "and to the legitimation of children" and inserting in lieu thereof the passage "and the registration of changes of name; and for other purposes".

Repeal of s. 4 of principal Act and enactment of section in its place.

6. Section 4 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Arrangement of Act.

4. This Act is arranged as follows:—

PART I—PRELIMINARY

PART II—ADMINISTRATION

PART III—REGISTRATION OF BIRTHS

PART IV—CHILDREN NOT BORN ALIVE

PART V—REGISTRATION OF MARRIAGES

PART VI—REGISTRATION OF DEATHS

PART VII—REGISTRATION OF DEATHS OF PERSONS DYING OUTSIDE THE STATE WHILST ON WAR SERVICE

PART VIII—REGISTRATION OF DEATHS OF PERSONS DYING WITHIN THE STATE WHILST ON WAR SERVICE OR DYING AT SEA

PART IX—REGISTRATION OF CHANGES OF NAME

PART X—MISCELLANEOUS

Amendment of principal Act, s. 5—Interpretation.

7. Section 5 of the principal Act is amended by striking out the definition of "christian name".

Repeal of s. 7 of principal Act and enactment of section in its place.

8. Section 7 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Office for keeping general register.

7. The Minister may appoint any premises as the office for keeping the general register of births, deaths, marriages and changes of name.

Repeal of s. 11 of principal Act.

9. Section 11 of the principal Act is repealed.

Repeal of s. 13 of principal Act.

10. Section 13 of the principal Act is repealed.

Amendment of principal Act, s. 14—Duty of occupier of premises to notify birth.

11. Section 14 of the principal Act is amended by striking out subsection (3).

PART II

Amendment of principal Act, s. 15— Duty of parent.

12. Section 15 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "particulars" and inserting in lieu thereof the passage "prescribed particulars";

and

(*b*) by striking out subsection (2).

Amendment of principal Act, s. 16— Duty of occupier where parent absent, dead, etc.

13. Section 16 of the principal Act is amended by striking out the passage "particulars for the registration of the birth in the manner prescribed by section 15 of this Act" and inserting in lieu thereof the passage "prescribed particulars for registration of the birth".

Amendment of principal Act, s. 17— Registration of birth of children born at sea.

14. Section 17 of the principal Act is amended by striking out subsection (2).

Amendment of principal Act, s. 20— Registration in cases where birth not registered within prescribed time.

15. Section 20 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) the passage "in accordance with the form in the Sixth Schedule" and inserting in lieu thereof the passage "in the prescribed form";

(*b*) by striking out from paragraph (*b*) of subsection (1) the passage "particulars required in accordance with the form in the Sixth Schedule" and inserting in lieu thereof the passage "prescribed particulars";

and

(*c*) by striking out subsection (2).

Amendment of principal Act, s. 21— Entry of child's surname in the register.

16. Section 21 of the principal Act is amended by striking out paragraphs (*a*) and (*b*) and inserting in lieu thereof the following paragraphs:—

(*a*) the surname of the father, the surname of the mother, or a combined form of the surnames of both parents, whichever is nominated by the parents;

or

(*b*) in default of any such nomination by the parents—

(i) in the case of a child born within lawful marriage—the surname of the father;

and

(ii) in the case of a child born out of lawful marriage—the surname of the mother.

Repeal of ss. 22, 23 and 24 of principal Act.

17. Sections 22, 23 and 24 of the principal Act are repealed.

Amendment of principal Act, s. 25— Duty of medical practitioner where child is not born alive.

18. Section 25 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "in accordance with the form in the Thirteenth Schedule" and inserting in lieu thereof the passage "in the prescribed form";

(*b*) by striking out from subsection (2) the passage "in accordance with the form in the Fourteenth Schedule" and inserting in lieu thereof the passage "in the prescribed form";

(*c*) by striking out from paragraph (*a*) of subsection (3) the passage "in accordance with the form in the Fourteenth Schedule" and inserting in lieu thereof the passage "required under subsection (2) of this section";

and

(*d*) by striking out from subsection (4) the passage "in accordance with the form in the Fourteenth Schedule" and inserting in lieu thereof the passage "required under subsection (2) of this section".

Repeal of s. 27 of principal Act.

19. Section 27 of the principal Act is repealed.

Amendment of principal Act, s. 29— Notification of deaths.

20. Section 29 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "particulars" and inserting in lieu thereof the passage "prescribed particulars";

and

(*b*) by striking out subsection (2).

Amendment of principal Act, s. 31— Late registration of death.

21. Section 31 of the principal Act is amended—

(*a*) by striking out from paragraph (*b*) of subsection (1) the passage "in accordance with the form in the Eighth Schedule" and inserting in lieu thereof the passage "in the prescribed form";

(*b*) by striking out from paragraph (*c*) of subsection (1) the passage "in accordance with the form in the Eighth Schedule" and inserting in lieu thereof the passage "in the prescribed form";

and

(*c*) by striking out subsection (2).

Amendment of principal Act, s. 39— Duty of medical practitioner.

22. Section 39 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) the passage ", in accordance with the form in the Thirteenth or Fifteenth Schedules," and inserting in lieu thereof the passage "in the prescribed form";

and

(*b*) by striking out from paragraph (*b*) of subsection (1) the passage "in accordance with the form in the Fourteenth Schedule" and inserting in lieu thereof the passage "in the prescribed form".

Amendment of principal Act, s. 40— Duty of undertaker after burial, etc.

23. Section 40 of the principal Act is amended by striking out from subsection (1) the passage "in the form in the Sixteenth Schedule" and inserting in lieu thereof the passage "in the prescribed form".

Amendment of principal Act, s. 44— Particulars and filing of certificate of registration.

24. Section 44 of the principal Act is amended by striking out subsection (2).

Amendment of principal Act, s. 47— Registration of deaths of members of armed forces.

25. Section 47 of the principal Act is amended by striking out from paragraph (*a*) of subsection (2) the passage "in the form in the Fifteenth Schedule" and inserting in lieu thereof the passage "in the prescribed form",

PART II

Amendment of principal Act, s. 51—Particulars and filing of certificate of registration.

26. Section 51 of the principal Act is amended by striking out subsection (2).

Enactment of Part IX of principal Act.

27. The following Part comprising of the following sections is enacted and inserted in the principal Act after section 52 thereof:—

PART IX

REGISTRATION OF CHANGES OF NAME

Change of name.

53. (1) A person who has attained the age of eighteen years, or who is or has been married, may, in the prescribed manner, change his name.

(2) A parent of a child may, subject to subsection (3) of this section, in the prescribed manner, change the name of the child.

(3) A parent of a child is not entitled to change the name of the child—

(*a*) unless—

(i) there is no other surviving parent of the child, or there is another surviving parent of the child and that other parent has consented to the change of name;

or

(ii) a local court of limited jurisdiction has authorized the change of name;

and

(*b*) where the child is of or above the age of twelve years—unless the child has consented to the change of name.

(4) In authorizing a change of name under subsection (3) of this section, the welfare and interests of the child shall be the paramount consideration of the court.

(5) Before registering a change of name under this section, the principal registrar may require the applicant to furnish such evidence as the principal registrar thinks appropriate as to the identity, age or marital status of the applicant or the person whose name is sought to be changed.

(6) A change of name under this section shall not be effective until registered by the principal registrar.

(7) Where the principal registrar is satisfied by such evidence as he may require—

(*a*) that a person has changed his name under the law of any place outside this State;

or

(*b*) that the name of a child has been changed under the law of the Commonwealth or of any place outside this State, or by order of any court of competent jurisdiction in this State,

he may register that change of name.

(8) In this section—

"change" in relation to a name, includes any addition, omission or substitution affecting the name.

The register.

54. (1) The principal registrar shall maintain a register of changes of name made or registered under this Part.

(2) All instruments deposited in the General Registry Office, before the commencement of the Statutes Amendment (Change of Name) Act, 1978, and relating to change of name, shall, upon the commencement of that amending Act, be incorporated in the register.

Notations to be made in registers.

55. Upon the registration of a change of name under this Part, the principal registrar shall cause appropriate notations to be made upon any entries in the registers relating to the birth or marriage of the person whose name has been changed.

Amendment of principal Act, s. 66— Index to be kept.

28. Section 66 of the principal Act is amended by striking out from subsection (2) the passage "fees mentioned in the Nineteenth Schedule" and inserting in lieu thereof the passage "prescribed fees".

Amendment of principal Act, s. 67— Certified copies to be evidenced.

29. Section 67 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "or marriage" and inserting in lieu thereof the passage ", marriage or change of name";

and

(*b*) by striking out from subsection (2) the passage "or register of marriages" and inserting in lieu thereof the passage "register of marriages or register of changes of name".

Amendment of principal Act, s. 68— Correction of errors.

30. Section 68 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "or register of marriages" and inserting in lieu thereof the passage "register of marriages or register of changes of name";

(*b*) by striking out from subsection (2) the passage "or register of marriages" and inserting in lieu thereof the passage "register of marriages or register of changes of name";

(*c*) by striking out from subsection (3) the passage "or marriage" and inserting in lieu thereof the passage ", marriage or change of name";

and

(*d*) by striking out subsection (5).

Enactment of s. 68a of principal Act.

31. The following section is enacted and inserted in the principal Act after section 68 thereof:—

Registrar may refuse to enter certain names in a register.

68a. (1) The principal registrar may—

(*a*) refuse to enter in the register of births any forename, or any surname that is a combined form of the surnames of both parents;

or

(*b*) refuse to enter in the register of changes of name any forename or surname,

that is obscene or frivolous.

(2) Where the principal registrar has refused to enter a name in a register pursuant to this section, he shall, by notice in writing addressed to the person by whom application was made for the entry of that name in the register, notify that person of his refusal to enter the name.

(3) A person may, within one month of receiving a notice under subsection (2) of this section, appeal in the prescribed manner to a local court of limited jurisdiction against the refusal by the principal registrar to enter a name in a register.

(4) In determining an appeal against the refusal by the principal registrar to enter in a register the name of a child, the welfare and interests of the child shall be the paramount consideration of the court.

Amendment of principal Act, s. 71— Penalties for failure to register.

32. Section 71 of the principal Act is amended by inserting in paragraph (*b*) after the passage "or marriage" the passage "or change of name".

Amendment of principal Act, s. 74— Offences of registrar.

33. Section 74 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) the passage "or marriage" and inserting in lieu thereof the passage ", marriage or change of name";

and

(*b*) by striking out from paragraph (*b*) the passage "or marriage" and inserting in lieu thereof the passage ", marriage or change of name".

Amendment of principal Act, s. 75— Destruction or alteration or forgery of register.

34. Section 75 of the principal Act is amended—

(*a*) by striking out from paragraph (*c*) of subsection (1) the passage "or marriage" and inserting in lieu thereof the passage ", marriage or change of name";

and

(*b*) by striking out from subsection (2) the passage "or marriage" and inserting in lieu thereof the passage ", marriage or change of name".

Amendment of principal Act, s. 76— Regulations.

35. Section 76 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) the passage "and the modification or variation of the forms in the schedules or the substitution of other forms for those forms";

and

(*b*) by striking out from paragraph (*b*) the passage "in lieu of or in addition to the fees prescribed in the schedule".

Repeal of schedules of principal Act.

36. All schedules to the principal Act with the exception of the first schedule are repealed.

PART III

PART III

AMENDMENT OF THE REGISTRATION OF DEEDS ACT, 1935-1973

Short titles.

37. (1) In this Part, the Registration of Deeds Act, 1935-1973, is referred to as "the principal Act".

(2) The principal Act, as amended by this Part, may be cited as the "Registration of Deeds Act, 1935-1980".

Repeal of s. 35a of principal Act.

38. Section 35a of the principal Act is repealed.

PART IV

PART IV

AMENDMENT OF THE ELECTORAL ACT, 1929-1976

Short titles.

39. (1) In this Part, the Electoral Act, 1929-1976, is referred to as "the principal Act".

(2) The principal Act, as amended by this Part, may be cited as the "Electoral Act, 1929-1980".

Amendment of principal Act, s. 40— Duty of Principal Registrar of Births, Deaths and Marriages.

40. Section 40 of the principal Act is amended by inserting after paragraph (*b*) the following paragraph:—

(*c*) forward to the Electoral Commissioner particulars of all changes of name of persons of the age of eighteen years or upwards which have been registered in the State during the preceding month.

PART V

PART V

AMENDMENT OF THE ADOPTION OF CHILDREN ACT, 1966-1978

Short titles.

41. (1) In this Part, the Adoption of Children Act, 1966-1978, is referred to as "the principal Act".

(2) The principal Act, as amended by this Part, may be cited as the "Adoption of Children Act, 1966-1980".

Amendment of principal Act, s. 32—Names of adopted child.

42. Section 32 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) Subject to subsection (2) of this section, upon the making of an adoption order, the adopted child—

(*a*) shall have as his forename or forenames such name or names as the court, upon the application of the adoptive parent or adoptive parents, approves and specifies in the adoption order;

and

(*b*) shall have as his surname—

(i) where there is only one adoptive parent and that person is not married—the surname of that adoptive parent;

(ii) where there is only one adoptive parent and that person is married to a natural parent of the the child—the surname of the adoptive parent, the surname of the natural parent, or a combined form of those surnames, whichever is nominated by those parents;

(iii) where there are two adoptive parents—the surname of the adoptive mother, the surname of the adoptive father, or a combined form of those surnames, whichever is nominated by those parents;

or

(iv) in default of a nomination under subparagraph (ii) or (iii) of this paragraph—such surname as the court may specify in the adoption order.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 70 of 1980

An Act to establish the South Australian Ethnic Affairs Commission; to prescribe its powers and functions; and for purposes incidental thereto.

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "South Australian Ethnic Affairs Commission Act, 1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Arrangement of Act.

3. This Act is arranged as follows:

PART I—PRELIMINARY

PART II—THE SOUTH AUSTRALIAN ETHNIC AFFAIRS COMMISSION

DIVISION I—ESTABLISHMENT OF THE COMMISSION

DIVISION II—OBJECTS, POWERS AND FUNCTIONS OF THE COMMISSION

DIVISION III—STAFF OF THE COMMISSION

DIVISION IV—FINANCIAL PROVISIONS

PART III—MISCELLANEOUS

Interpretation.

4. In this Act, unless the contrary intention appears—

"the Commission" means the South Australian Ethnic Affairs Commission established under Part II of this Act:

"ethnic affairs" means any matter relating to the language, traditions and culture of an ethnic group:

"ethnic group" means any group of persons within the South Australian community who share a common language, traditions or culture.

PART II

PART II

THE SOUTH AUSTRALIAN ETHNIC AFFAIRS COMMISSION

DIVISION I

DIVISION I—ESTABLISHMENT OF THE COMMISSION

Establishment of Commission.

5. (1) There shall be a Commission entitled the "South Australian Ethnic Affairs Commission".

(2) The Commission—

(*a*) shall be a body corporate with perpetual succession and a common seal;

(*b*) shall be capable of suing and being sued;

(*c*) shall, for the purpose of carrying out its functions, be capable of—

(i) holding, acquiring, dealing with and disposing of real and personal property;

(ii) acquiring or incurring any other rights or liabilities;

and

(*d*) shall hold its property on behalf of the Crown.

(3) Where an apparently genuine document purports to bear the common seal of the Commission, it shall be presumed in any legal proceedings, in the absence of proof to the contrary, that the common seal of the Commission has been duly affixed to that document.

Constitution of Commission.

6. (1) The Commission shall consist of the following members appointed by the Governor upon the nomination of the Minister:

(*a*) one full-time member who shall be the Chairman and Chief Executive Officer of the Commission;

and

(*b*) seven part-time members.

(2) In selecting nominees for appointment to the Commission, the Minister shall have regard to—

(*a*) the knowledge;

(*b*) sensitivity;

(*c*) enthusiasm and personal commitment,

and

(*d*) nature and extent of involvement with ethnic groups,

of those who come under consideration in the field of ethnic affairs.

(3) The full-time member of the Commission shall be appointed—

(*a*) for—

(i) in the case of the first appointee—a term of office, not exceeding five years, specified in the instrument of his appointment;

or

(ii) in the case of a subsequent appointee—a term of office of five years;

and

(*b*) upon such conditions as may be determined by the Governor.

(4) A part-time member of the Commission shall be appointed—

(*a*) where he is one of the first appointees—for a term of office not exceeding three years, specified in the instrument of his appointment;

or

(*b*) in the case of a subsequent appointee—for a term of office of three years.

(5) Subject to any condition of appointment to the contrary, upon the expiration of his term of office, a member of the Commission shall be eligible for re-appointment.

(6) The Governor may appoint—

(*a*) a member of the Commission;

or

(*b*) an employee of the Commission,

to be Deputy Chairman of the Commission.

(7) The Governor may appoint a suitable person to be a deputy of a member of the Commission (other than the Chairman) and such a person may act as a member of the Commission—

(*a*) in the case of the deputy of a member who is Deputy Chairman of the Commission—

(i) in the absence of the Deputy Chairman;

or

(ii) at any meeting of the Commission at which the Deputy Chairman presides;

or

(*b*) in any other case—in the absence of the member of whom he has been appointed a deputy.

(8) A member of the Commission shall not, as such, be subject to the Public Service Act, 1967-1978.

Salary, allowances and expenses.

7. (1) The full-time member of the Commission shall be entitled to receive such salary, allowances and expenses as the Governor may from time to time determine.

(2) A part-time member of the Commission shall be entitled to receive such allowances and expenses as the Governor may from time to time determine.

Removal from and vacancies of office.

8. (1) The Governor may remove a member of the Commission from office on the ground of—

(*a*) a breach of, or non-compliance with, a condition of his appointment;

(*b*) mental or physical incapacity;

(*c*) dishonourable conduct;

or

(*d*) neglect of duty.

(2) A member of the Commission shall be deemed to be guilty of neglect of duty when he has, without leave of the Commission, been absent from four consecutive meetings of the Commission.

(3) The office of a member of the Commission becomes vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by notice in writing given to the Commission;

or

(*d*) he is removed from office by the Governor pursuant to subsection (1) of this section.

(4) Upon the office of a member of the Commission becoming vacant, a person shall be appointed to that office in accordance with this Act.

(5) Where the office of a member of the Commission becomes vacant before the expiration of the term of office for which he was appointed, the person appointed in his place shall be appointed only for the balance of that term.

Meetings of the Commission, etc.

9. (1) The Chairman shall preside at all meetings of the Commission at which he is present.

(2) In the absence of the Chairman from a meeting of the Commission the Deputy Chairman shall, if present, preside at that meeting, and in the absence of both the Chairman and the Deputy Chairman from a meeting of the Commission, the members present shall choose one of their number to preside at that meeting.

(3) A decision carried by a majority of the votes cast by the members present at a meeting shall be a decision of the Commission.

(4) The person presiding at a meeting of the Commission shall, in the event of an equality of votes, have a second or casting vote.

(5) Five members of the Commission shall constitute a quorum at a meeting of the Commission, and no business shall be transacted at a meeting unless a quorum is present.

(6) The Commission shall keep accurate minutes of proceedings at its meetings and, within fourteen days of the holding of a meeting, shall furnish the Minister with a copy of the minutes of that meeting.

(7) Subject to this Act, the Commission may conduct its business in such manner as it thinks fit.

Validity of acts of Commission and immunity of members.

10. (1) An act or decision of the Commission shall not be invalid by reason only of any vacancy in the office of a member of the Commission or on the ground of any defect in the appointment of any member of the Commission.

(2) No liability shall attach to a member of the Commission for any act or omission by him, or by the Commission, in good faith and in the exercise of his or its powers or functions or in the discharge of his or its duties under this Act.

(3) Any liability that would, but for subsection (2) of this section, attach to a member of the Commission shall attach to the Crown.

DIVISION II—OBJECTS, POWERS AND FUNCTIONS OF THE COMMISSION

Commission to be subject to control of Minister.

11. In the exercise of its powers and functions, the Commission shall be subject to the general control and direction of the Minister.

Objects of the Commission.

12. The objects of the Commission are as follows:

(*a*) to promote greater understanding of ethnic affairs within the community;

(*b*) to assist and encourage the full participation of ethnic groups in the community in the social, economic and cultural life of the community;

(*c*) to promote co-operation between the various ethnic groups within the community;

and

(*d*) to promote co-operation between bodies concerned in ethnic affairs.

Functions of the Commission.

13. (1) Subject to this Act, the functions of the Commission are as follows:

(*a*) to investigate problems relating to ethnic affairs and to advise the Minister and make reports and recommendations on the basis of those investigations;

(*b*) to consult with and provide advice to Government Departments and instrumentalities on the implementation of ethnic affairs policies;

(*c*) to undertake research and compile data relating to ethnic groups;

(*d*) to advise on the allocation of funds available for promoting the interests of ethnic groups;

(*e*) to provide services (including interpreting, translating and information services) approved by the Minister to ethnic groups;

(*f*) to consult with other bodies and persons to determine the needs of ethnic groups and the means of promoting their interests;

(*g*) to arrange and co-ordinate meetings, discussions, seminars and conferences with respect to ethnic affairs;

(*h*) to report and make recommendations to the Minister on matters relating to the avoidance of discrimination on the basis of ethnic origin;

and

(*i*) to co-ordinate initiatives in the field of ethnic affairs.

(2) The Commission shall, in carrying out its functions, act wherever possible with a view to encouraging participation by voluntary organizations and local government bodies.

Delegation.

14. (1) The Commission may, by instrument in writing, delegate any of its powers or functions to—

(*a*) a committee appointed by the Commission;

(*b*) a member of the Commission;

or

(*c*) an officer or employee of the Commission.

(2) A delegation under this section is revocable at will and does not derogate from the power of the Commission to act in any matter.

Advisory Committees.

15. (1) The Commission may with the approval of the Minister, appoint such advisory committees as it thinks fit to assist in the performance of its functions.

(2) A committee appointed under this section shall investigate and report to the Commission upon any matter referred to it by the Commission for investigation and report.

DIVISION III

DIVISION III—STAFF OF THE COMMISSION

Officers of the Commission.

16. (1) The Governor may, upon the recommendation of the Commission, appoint officers for the purpose of assisting the Commission in carrying out its functions.

(2) An officer of the Commission shall be appointed, and shall hold office subject to and in accordance with the Public Service Act, 1967-1978.

(3) The Commission may, with the approval of a Minister administering a department of the Public Service of the State, upon terms mutually arranged, make use of the services of an officer of that department for any purpose related to the performance of the functions of the Commission under this Act.

Voluntary workers.

17. (1) The Commission may, upon such conditions as it thinks fit, make use of the gratuitous services of voluntary workers interested in the field of ethnic affairs.

(2) The Commission may, with the approval of the Minister, pay to any such voluntary worker such allowances on account of expenses as the Commission thinks fit.

(3) The Commission may provide such training for voluntary workers as it thinks fit.

DIVISION IV

DIVISION IV—FINANCIAL PROVISIONS

Moneys required for the purposes of this Act.

18. The moneys required for the purposes of this Act shall be paid out of moneys provided by Parliament for those purposes.

Funds of the Commission.

19. (1) All moneys received by the Commission shall be paid into a banking account established under this section.

(2) The Commission may establish such banking accounts as it thinks fit.

(3) A banking account established under this section shall be operated by cheque signed and countersigned by such persons as the Commission may appoint for that purpose.

Budget.

20. (1) As soon as practicable after the commencement of this Act the Commission shall present to the Minister a budget showing estimates of receipts and payments over the balance of the financial year within which the budget is presented and thereafter the Commission shall before the commencement of each subsequent financial year present to the Minister a budget showing estimates of its receipts and payments for that financial year.

(2) The Minister may approve a budget presented to him pursuant to subsection (1) of this section with or without amendment.

(3) The Commission shall not, without the consent of the Minister, make any expenditure that is not authorized by a budget as approved by the Minister under this section.

Accounts.

21. (1) The Commission shall cause proper accounts to be kept of its financial affairs and not later than three months after the end of each financial year submit to the Auditor-General a statement of accounts for that financial year in a form approved by the Treasurer.

(2) The Auditor-General may audit the accounts of the Commission at any time and shall audit the statement of accounts for each financial year.

(3) The Auditor-General shall have and may exercise in respect of the moneys and accounts of the Commission and the officers of the Commission the powers that are vested in the Auditor-General by the Audit Act, 1921-1975, in respect of public accounts and accounting officers.

PART III

MISCELLANEOUS

Certain officers, etc., to assist Commission.

22. Officers of any department or instrumentality of government, or of any public, municipal or local authority shall provide the Commission with such information and assistance as the Commission may reasonably require in the performance of its functions.

Annual report.

23. (1) The Commission shall, within one month after its receipt of the audited statement of accounts for each financial year, submit to the Minister a report upon the work of the Commission during that financial year, incorporating the audited statement of accounts for that financial year.

(2) The Minister shall, as soon as practicable after his receipt of the report, cause copies of the report to be laid before each House of Parliament.

Regulations.

24. The Governor may make such regulations as are necessary or expedient for the purposes of this Act.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 71 of 1980

An Act to repeal the Appraisers Act, 1934-1961; to repeal the Auctioneers Act, 1934-1961.

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Appraisers Act and Auctioneers Act Repeal Act, 1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Repeal of Appraisers Act, 1934-1961

3. The Appraisers Act, 1934-1961, is repealed.

Repeal of Auctioneers Act, 1934-1961.

4. The Auctioneers Act, 1934-1961, is repealed.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 72 of 1980

An Act to amend the Crimes (Offences at Sea) Act, 1980.

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Crimes (Offences at Sea) Act Amendment Act, 1980".

(2) The Crimes (Offences at Sea) Act, 1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Crimes (Offences at Sea) Act, 1980".

Amendment of s. 4—Arrangements with the Commonwealth.

2. Section 4 of the principal Act is amended by striking out from subsection (1) the figures "1978" and substituting the figures "1979".

Amendment of s. 5—Authorities may act under laws applied by the Commonwealth

3. Section 5 of the principal Act is amended by striking out from paragraph (*a*) the figures "1978" and substituting the figures "1979".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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Reference of matter to the Parliament of the Commonwealth.

6. Insofar as it has not already done so, the State refers to the Parliament of the Commonwealth the matter of the construction, administration, operation and maintenance of the Railway by the Commonwealth or the Commission.

Transfer of liabilities.

7. On and from the operative date the State, the Transport Authority and each State Authority is, by force of this section, freed and discharged from all liabilities and obligations incurred in carrying out railway work under the Railway Construction Agreement to the extent to which the Commission becomes subject to those liabilities and obligations on and from that date.

Vesting of certain land.

8. Where a certificate relating to any land described in Part 1 or Part 2 of the third schedule to the Agreement is given in pursuance of clause 22 of the Agreement, that land shall, by force of this Act, vest in the Commission on the day on which the certificate is given.

Pending proceedings.

9. (1) Where a proceeding has been instituted by or against South Australia, the Transport Authority or a State Authority—

(*a*) in respect of land referred to in section 8, before the date on which that lands vests in the Commission;

or

(*b*) in respect of property referred to in the fourth schedule to the Agreement, before the operative date,

but the proceeding so instituted has not been completed before that date, the court in which the proceeding was instituted shall, on and after that date, substitute the Commission for South Australia, the Transport Authority or that State Authority as the plaintiff or defendant, as the case may be, in the proceeding.

(2) Where a proceeding in respect of a liability or obligation to which the Commission is made subject by this Act on the operative date has been instituted against the State, the Transport Authority or a State Authority before that date but has not been completed before that date, the court in which the proceeding was instituted shall, on or after that date, substitute the Commission for South Australia, the Transport Authority or that State Authority as the defendant in the proceedings.

(3) In this section, a reference to the plaintiff or to the defendant in relation to a proceeding by way of a cross-proceeding shall be read as a reference to the plaintiff or the defendant, as the case may be, in the cross-proceeding.

Certificates.

10. (1) For the purposes of the Real Property (Commonwealth Titles) Act, 1924-1953, and for the purposes of any other law of a State a certificate in writing signed by—

(*a*) the Commonwealth Minister or his delegate;

and

(*b*) the State Minister or his delegate,

stating that the right, title and interest of the State, the Transport Authority or a specified State Authority in the land referred to in the certificate vested in the Commission on the date stated therein is admissible in any proceedings and is conclusive evidence of the matter stated in the certificate.

(2) A certificate in writing (not being a certificate referred to in subsection (1)) signed by—

(*a*) the Commonwealth Minister or his delegate;

and

(*b*) the State Minister or his delegate,

in relation to any matter arising out of this Act or the Agreement is admissible in evidence in any proceedings and is *prima facie* evidence of the matters stated in the certificate.

(3) A reference in this section to a delegate of the Commonwealth Minister or of the State Minister is a reference to a person appointed by the Commonwealth Minister or by the State Minister, as the case may be, as the delegate of the Commonwealth Minister or of the State Minister for the purposes of the Agreement.

(4) A document purporting to be a certificate given under this section shall, unless the contrary is established, be deemed to be such a certificate and to have been duly given.

Arbitration.

11. Notwithstanding any Act or law the parties to the Agreement may submit any dispute to arbitration in accordance with the provisions of the Agreement.

Regulations.

12. The Governor may make such regulations as are necessary or expedient for carrying out or giving effect to this Act or the Agreement.

SCHEDULE Section 4

AN AGREEMENT made the 11th day of August 1980 between—

THE COMMONWEALTH OF AUSTRALIA (in this agreement called "the Commonwealth") of the one part;

and

THE STATE OF SOUTH AUSTRALIA (in this agreement called "the State") of the other part.

WHEREAS—

(A) the Governments of the Commonwealth and of the State, considering it desirable that work be carried out to link Adelaide and the existing standard gauge railway that connects Sydney and Perth, made an agreement on 17 May 1974 (in this agreement called "the Railway Construction Agreement") for the construction of a standard gauge railway between Adelaide and Crystal Brook and for the provision of financial assistance to the State towards meeting the cost of carrying out that work;

(B) the Railway Construction Agreement was approved by the Adelaide to Crystal Brook Railway Act 1974 of the Commonwealth Parliament and the Adelaide to Crystal Brook Standard Gauge Railway Agreement Act 1974 of the South Australian Parliament and the said Commonwealth Act authorised the making to the State, by way of financial assistance, of the payments by the Commonwealth to the State provided for in that Agreement on the terms and conditions therein contained;

(C) the State arranged for the carrying out and execution of the railway work provided for by the Railway Construction Agreement and the work was commenced;

(D) by an agreement made on 21 May 1975 (in this agreement called "the Railway Transfer Agreement") the Commonwealth and the State agreed upon the transfer to, and the administration, maintenance and operation by, the Australian National Railways Commission of the non-metropolitan railways of the State and upon the construction of railways by the Commonwealth or the Commission and the administration, maintenance and operation of railways so constructed and the Agreement provided for its implementation by legislation;

(E) the Railway Transfer Agreement was approved and implemented by the Railways Agreement (South Australia) Act 1975 of the Commonwealth Parliament and by the Railways (Transfer Agreement) Act 1975 of the South Australian Parliament;

(F) before and after the commencement date of the Railway Transfer Agreement, payments were made by the Commonwealth to the State in connection with the cost of the railway work under the Railway Construction Agreement and repayments of, and payments of interest on, those payments have been made by the State to the Commonwealth;

(G) the railway work carried out by the State under the Railway Construction Agreement has been discontinued;

(H) the Commonwealth and the State desire to—

(*a*) terminate the operation of the Railway Construction Agreement;

(*b*) make financial adjustments between them with respect to the payments that have been made in accordance with that Agreement;

(*c*) identify the assets and liabilities arising from the performance of so much of the railway work as has been carried out under that Agreement and which it is agreed be vested in the Commission insofar as the same are not presently so vested;

(*d*) provide for the construction and operation by the Commission of a standard gauge railway between Adelaide and Crystal Brook;

and

(*e*) provide for the Commission to have such property and rights as are necessary for the construction and operation of that standard gauge railway:

NOW IT IS HEREBY AGREED as follows:—

1. (1) This agreement contains the following Parts:

I. Interpretation	(clauses 2-4)
II. Operation and Legislation	(clauses 5-6)
III. The Railway Construction Agreement—Termination and Financial Adjustments	(clauses 7-9)
IV. The Railway and Railway Work	(clauses 10-19)
V. Vesting and Use of Land	(clauses 20-26)
VI. Vesting of Property	(clauses 27-28)
VII. Arrangements for Railway Operation	(clauses 29-30)
VIII. Miscellaneous	(clauses 31-32)

(2) The Schedules to this agreement are as follows:

First Schedule	—The Railway Route	(clauses 10-11)
Part 1	—Non-Urban Sector	
Part 2, Part 3	—Urban Sector	

Second Schedule—The Railway Work ..... (clauses 12-13)
Part 1 —The Main Line, Branch Lines and Siding Connections
Part 2 —Outer Harbor Connection
Third Schedule —Land ..... (clauses 20-22)
Fourth Schedule—Other Assets..... (clauses 27-28)

PART I

INTERPRETATION

2. In this agreement, unless the contrary intention appears or the context otherwise requires—

"arbitration" means arbitration pursuant to clause 31;

"non-urban sector" means the Railway route described in Part 1 of the First Schedule;

"State Authority" means a body corporate established by a law of the State (other than the Transport Authority) and "State Authorities" means any two or more of such authorities according to the requirements of the context;

"the Commission" means the Australian National Railways Commission being the body corporate established by the Australian National Railways Act 1917 as amended of the Commonwealth Parliament;

"the operative date" means the date upon which this agreement comes into operation as provided in sub-clause 5 (2);

"the Railway" means the standard gauge railway to be constructed by the Commission as provided in sub-clause 10 (1);

"the railway work" means the work to be performed pursuant to clauses 12, 13 and 17;

"the Transport Authority" means the State Transport Authority being the body corporate constituted by the State Transport Authority Act 1974-1978;

and

"urban sector" means the Railway route described in Parts 2 and 3 of the First Schedule.

3. (1) In this agreement—

"the Commonwealth Minister" means the Minister for Transport of the Commonwealth or such other Minister of the Commonwealth as may have for the time being administrative responsibility for the matters to which this agreement relates;

and

"the State Minister" means the Minister of Transport for the State.

(2) References in this agreement to a Minister shall be deemed to include any other Minister of the Commonwealth or of the State, as the case may be, who is for the time being acting for or discharging the duties of the relevant Minister.

4. (1) In this agreement, unless the contrary intention appears—

(*a*) a reference to a Part or clause is to the relevant Part or clause of this agreement;

(*b*) a reference to a sub-clause is to the relevant sub-clause of the clause in which the reference appears or, if the reference indicates another clause, to the relevant sub-clause of that clause of this agreement;

and

(*c*) a reference to a Schedule is to a Schedule of this agreement.

(2) The Schedules to this agreement shall be regarded as constituting part of this agreement and shall be construed accordingly.

(3) A reference in this agreement to a Schedule or to a Part of a Schedule is a reference to that Schedule or to that Part as from time to time varied in accordance with this agreement.

(4) Headings in this agreement shall not affect its meaning.

PART II

OPERATION AND LEGISLATION

5. (1) This agreement, other than clause 6, shall have no force or effect unless and until the legislation of the Commonwealth Parliament and of the South Australian Parliament provided for by that clause has been enacted and come into operation.

(2) This agreement shall come into operation upon legislation of both the Commonwealth Parliament and the South Australian Parliament approving this agreement coming into force and shall thereupon be binding upon and enforceable between the parties.

6. The parties shall take all practicable steps to seek the enactment, as soon as practicable, of legislation as follows:—

(*a*) legislation by the Commonwealth Parliament and the South Australian Parliament to approve this agreement and to make such provision as shall be necessary or appropriate on the parts of those Parliaments respectively for the implementation of this agreement including legislation—

(i) authorising and requiring the Commonwealth, the State and their respective authorities and instrumentalities to perform and observe the provisions of this agreement on their part to be performed and observed;

(ii) providing for the vesting in the Commission of the land to which the Commission shall become entitled under clause 20 of this agreement;

(iii) providing to the effect that a joint certificate given by the Commonwealth Minister and the State Minister, or their respective delegates, that the right, title and interest of the State, the Transport Authority or a State Authority in the land referred to in the certificate vested in the Commission is conclusive as to the extent of the right, title and interest and the description of the land so vested on the date thereof for all purposes;

(iv) providing to the effect that a joint certificate given by the Commonwealth Minister and the State Minister, or their respective delegates, in relation to any matters not referred to in sub-paragraph (iii) arising under the legislation or this agreement is admissible in evidence in any action or proceedings, and shall be prima facie evidence of the matters stated in the certificate for the purposes of such action or proceedings;

and

(v) authorising the making of regulations that are necessary or convenient for carrying out, or giving effect to, this agreement and the legislation for the implementation of this agreement;

(*b*) without limiting the generality of sub-paragraph (*a*) (i) of this clause, legislation by the Commonwealth Parliament and the South Australian Parliament authorising the construction and the administration, maintenance and operation by the Commission of a railway in accordance with the provisions of this agreement, including that part of the urban sector of the Railway that will be constructed on land which is owned by the Transport Authority, a State Authority or the Crown in right of the State and which pursuant to this agreement is to be transferred or granted to the Commission;

(*c*) legislation by the South Australian Parliament discharging the Transport Authority or any State Authority or the State from any liabilities and obligations incurred in connection with the carrying out and execution of the railway work under the Railway Construction Agreement and to which the Commission becomes subject by virtue of clause 28;

(*d*) legislation of the Commonwealth Parliament making the Commission subject to the liabilities and obligations to which the Commission is to become subject by virtue of clause 28;

(*e*) legislation by the Commonwealth Parliament and of the South Australian Parliament under which an action or proceeding in respect of land or other property that vests in the Commission in accordance with the provisions of this agreement shall be continued by or against the Commission;

(*f*) legislation by the South Australian Parliament giving to the Commonwealth, in so far as that Parliament has not already done so consent to the construction by the Commonwealth or the Commission of the Railway;

and

(*g*) legislation by the South Australian Parliament referring to the Commonwealth Parliament in so far as the South Australian Parliament has not already done so the matter of the administration, maintenance and operation by the Commonwealth or the Commission of the Railway.

PART III

THE RAILWAY CONSTRUCTION AGREEMENT TERMINATION AND FINANCIAL ADJUSTMENTS

7. (1) The Railway Construction Agreement is hereby determined in the intent that the rights and obligations of the parties thereunder, including any rights or liabilities arising out of the operation of, or by reason of the non-fulfilment of, the provisions thereof, shall be discharged by the coming into force of the legislation of the Commonwealth and State Parliaments referred to in clause 6.

(2) Sub-clause (1) shall not, except as is agreed expressly or by necessary implication between the parties by virtue of this agreement or as may be provided by legislation of the respective Parliaments, prejudice or in way affect the validity or operation of any act or thing done or suffered by the parties and their respective authorities and instrumentalities under or by virtue of the Railway Construction Agreement or the legislation by which that agreement was approved.

(3) Without prejudice to the generality of sub-clauses (1) and (2), the State is relieved from all and any obligations to make repayments of, or to pay interest in respect of, payments by way of financial assistance that were made by the Commonwealth to the State in accordance with the Railway Construction Agreement.

8. The Commonwealth shall as soon as reasonably practicable and in any event within six calendar months next following the operative date refund to the State the sum of an amount equal to the total of the payments inclusive of the interest paid thereon that were made by the State to the Commonwealth under the Railway Construction Agreement.

9. (1) The accounts and records relating to the carrying out and execution of the railway works provided for by the Railway Construction Agreement and the receipt and expenditure of moneys under and for the purposes of that Agreement up to the day immediately preceding the operative date shall be subject to audit.

(2) The audit shall be carried out, and a report on the audit furnished to the Commonwealth Minister and to the State Minister, in such manner and form as is arranged between the respective Auditors-General of the Commonwealth and of the State having regard to the previous audits that have been carried out with respect to the operation of the Railway Construction Agreement.

PART IV

THE RAILWAY AND RAILWAY WORK

10. (1) The Commission shall construct with all reasonable expedition a standard gauge railway along the routes set out in Part 1 and 2 of the First Schedule and subject to effect being given to clause 13, Part 3 of the First Schedule.

(2) For the purposes of sub-clause (1), the Commission will commence such construction as soon as reasonably practicable and thereafter proceed with such construction until completion of the Railway.

11. The Commission may, subject to the consent of the State Minister, make such deviations in the non-urban sector (in addition to those provided for in Part 1 of the First Schedule) as may be necessary or desirable for the better construction, administration, maintenance and operation of the Railway over that route.

12. The construction of the Railway shall consist of and require the performance of the railway work set out in Part 1 of the Second Schedule and, if effect is given to clause 13, the railway work set out in Part 2 of that Schedule.

13. If at any time after the operative date the Commonwealth Minister and the State Minister so agree and declare in writing, the route set out in Part 3 of the First Schedule or any variation thereof set out in such declaration shall be added to the route of the Railway as part of the urban sector and the railway work set out in Part 2 of the Second Schedule shall be included in the railway work for the purposes of this agreement.

14. (1) The Commission shall ensure that the railway work is carried out and executed with minimum disruption and disturbance to the operations and property of the Transport Authority.

(2) Where the railway work on the urban sector affects the day to day operations of the Transport Authority, the Commission and the Transport Authority shall make arrangements between them for its execution to that extent and if and to the extent that agreement as to such arrangements cannot be reached such dispute shall be determined by arbitration.

15. The Commission shall not be liable to the Transport Authority for or in respect of any disruption or disturbance necessarily or unavoidably caused by or arising out of the carrying out or execution of the railway work according to an arrangement made or determined pursuant to sub-clause 14 (2).

16. The State and the Transport Authority shall take all reasonable and appropriate action to ensure that the carrying out and execution of the railway work is not impeded.

17. (1) The railway work to be carried out on the urban sector may be varied at any time to the extent that such variation is approved in writing by the State Minister.

(2) The railway work to be carried out in the non-urban sector may be varied at any time to the extent that such variation is approved in writing by the Commonwealth Minister.

18. (1) As from the operative date until the giving of a certificate pursuant to clause 22 the Commission shall be entitled to enter upon the land referred to in Part 1 of the Third Schedule and if effect is given to clause 13 the land referred to in Part 2 of the Third Schedule and to use installations and to carry out work and operations thereon for the purpose of the construction of and the administration, maintenance and operation of the Railway and for all other purposes of this agreement.

(2) The Commission shall indemnify and keep indemnified the Transport Authority, the State Authorities and the State their servants and agents against all injury, damage or loss (whether to, persons or to property) arising from the Commission entering land pursuant to sub-clause (1) and using installations and carrying out works and operations thereon for the purposes of this agreement except to the extent that any such injury, damage or loss shall have been caused by the negligence act or default or misconduct on the part of the Transport Authority, and State Authority or the State their servants and agents.

19. Any re-siting or relocation of the facilities used by the Transport Authority, any State Authority or the State made necessary during the construction of the Railway shall be carried out by the Transport Authority, the particular State Authority or the State, the reasonable cost thereof being borne by the Commission, provided that any dispute as to the necessity for and the extent of such re-siting or relocation or the cost thereof shall be determined by arbitration.

PART V

VESTING AND USE OF LAND

20. (1) The Commission shall be entitled to the right, title and interest of the Transport Authority, any State Authority and the Crown in right of the State in the land described in Part 1 of the Third Schedule upon the giving of a certificate pursuant to clause 22 to the extent that such land is embodied therein.

(2) If effect is given to clause 13 the Commission shall be entitled to the right, title and interest of the Transport Authority any State Authority, and the Crown in right of the State in the land described in Part 2 of the Third Schedule upon the giving of a certificate pursuant to clause 22 to the extent that such land is embodied therein.

(3) Nothing in this agreement shall require the Transport Authority, any State Authority or the State to acquire compulsorily any land for the purposes of the Railway.

21. (1) The land referred to in Part 1 of the Third Schedule and, if effect is given to clause 13, the land referred to in Part 2 of the Third Schedule shall as soon as practicable following the operative date or the operation of clause 13, as the case may be, be surveyed and delineated in detail by the Commission.

(2) In the event and to the extent that either the Commission, the Transport Authority, any State Authority or the State are unable to agree upon the survey and delineation of any land referred to in Part 1 or Part 2 of the Third Schedule, the survey and delineation of such land as is in dispute shall be determined by arbitration having regard to the land that is reasonably and necessarily required by the Commission for the purposes of this agreement.

22. (1) Upon completion of the survey and delineation of the land referred to in Part 1 of the Third Schedule or any part thereof pursuant to clause 21, a description of such land so surveyed and delineated shall be embodied in a certificate or certificates which shall be signed by the Commonwealth Minister and by the State Minister respectively or their duly appointed delegates.

(2) Upon completion of the survey and delineation of the land referred to in Part 2 of the Third Schedule or any part thereof pursuant to clause 21, a description of such land so surveyed and delineated shall be embodied in a certificate or certificates which shall be signed by the Commonwealth Minister and by the State Minister respectively or their duly appointed delegates.

23. (1) The State will grant to the Commission, free of charge, an estate in fee simple without reservation of minerals and unlimited as to depth, in any Crown lands in the non-urban sector that are certified by the Commonwealth Minister or his delegate to be required, and which are in fact required, for or in connection with the construction, extension, administration, maintenance or operation of the non-urban sector of the Railway including any leased lands of the Crown which have become Crown lands by virtue of—

(*a*) the surrender by the lessees of their estates in the land to the Crown;

or

(*b*) the surrender of those estates to the Crown after they have been acquired by the Commission,

and if there is a dispute as to whether the quantity of land so certified is reasonably required the matter shall be determined by arbitration.

(2) The State will also grant to the Commission free of charge any stone, soil and gravel in or on any Crown lands or lands leased by the Crown in the non-urban sector from which the State has a right to take the same, that are certified by the Commonwealth Minister or his delegate to be required, and are in fact required, for or in connection with the construction, extension, maintenance or operation of the Railway.

(3) The removal of any stone, soil or gravel referred to in sub-clause (2) for the purposes set out therein by the Commission shall be subject to the Commission complying at its own cost with all reasonable requirements of the State in relation to the method of extraction from, renovation and reinstatement of the relevant land, in default whereof any such renovation or restitution may be carried out by the State at the expense of the Commission.

(4) For the purposes of this clause "Crown lands" has the same meaning as in the *Crown Lands Act* 1929-1978 of the State.

24. The Commission will at its expense arrange for such surveys as it considers necessary in respect of the carrying out and execution of the railway work and the Transport Authority will give reasonable assistance to the Commission in the carrying out of such surveys.

25. (1) The Commission will not use the land vested in the Commission pursuant to this agreement for other than railway purposes without the approval of the State Minister.

(2) The Commission will transfer to the State free of charge the land which is vested in the Commission pursuant to this agreement and is no longer required for railway purposes.

26. (1) The Commission shall be entitled to such rights of way and other easements over, and to such rights of entry on and use of, land of the Transport Authority, any State Authority or the State as are reasonably required for or in connection with the carrying out or execution of the railway work and the administration, maintenance or operation of the Railway.

(2) The Transport Authority, any State Authority or the State shall be entitled to such rights of way and other easements over, and to such rights of entry on and use of, land of the Commission within the urban sector as are reasonably required for or in connection with their functions.

(3) If the Commission, the Transport Authority, any State Authority or the State are not able to agree upon the entitlement of the Commission, the Transport Authority any State Authority or the State, as the case may be, to any rights sought under this clause or upon the terms upon which the Commission, the Transport Authority, any State Authority or the State, as the case may be, are entitled to exercise any such rights, the question or matters not so agreed shall be determined by arbitration.

PART VI

VESTING OF PROPERTY

27. The Commission shall on the operative date be entitled as beneficial owner to the goods, equipment, fixtures and other property arising from the performance of the Railway Construction Agreement specified in the Fourth Schedule.

28. The entitlement of the Commission to the property referred to in clause 27 shall be subject to the rights and claims of persons or authorities other than the Transport Authority, any State Authority or the State in and in respect of that property and the Commission shall assume and shall be responsible for meeting as appropriate such liabilities or obligations as exist by virtue of, or arise out of those rights and claims.

PART VII

ARRANGEMENTS FOR RAILWAY OPERATION

29. (1) The Commission and the Transport Authority shall make such arrangements as are requisite and appropriate to be made between them for the administration, maintenance and operation of the Railway as contemplated by this agreement with particular regard to the co-ordination of operations with the railway operations of the Transport Authority and the rights of the Commission, where so required, to cross, or to operate along, the Transport Authority lines.

(2) If at any time the Commission and the Transport Authority are not able to agree upon arrangements to be made under this clause, the need for provisions or appropriate arrangements shall be determined by arbitration.

30. The Commission and the Transport Authority shall have the right to run their rolling stock over the railways of each other within the urban sector, subject to reasonable terms and conditions to be agreed between them, including a term or condition relating to the apportionment of costs, and failing agreement the matter shall be referred to arbitration.

PART VIII

MISCELLANEOUS

31. (1) Where a reference to arbitration is provided for in this agreement the matter under reference shall be determined, as soon as practicable, by an independent arbitrator to be appointed by the Commonwealth Minister and the State Minister jointly, in default whereof, by the Chairman for the time being of Railways of Australia or, in case the Chairman thereof shall be a member or officer of the Commission, the Deputy Chairman.

(2) Any question, difference, dispute or disagreement referred to arbitration hereunder shall be deemed to be a submission to arbitration within the meaning of the *Arbitration Act* 1891-1974 of the State provided that the provisions of section 24a thereof shall not apply.

32. This agreement shall not, except as it expressly provides or as necessarily results from the performance of its provisions, affect the operation of the Railway Transfer Agreement and the Railway shall not be a railway for the purposes of the operation of the provisions of that Agreement.

THE SCHEDULES

FIRST SCHEDULE—THE RAILWAY ROUTE

PART 1

NON-URBAN SECTOR

Commencing at the existing boundary of the State Transport Authority and the Australian National Railways as provided under the Railway Transfer Agreement a standard gauge line will be provided generally along the alignment of the existing Australian National Railways Salisbury to Port Pirie broad gauge line running generally northerly to a point south of Merriton approximately 184 km from the Adelaide Railway Station, excepting at those locations designated in the Second Schedule, Part I, clause 4 where minor deviations will occur for the purpose of alignment improvement; thence continuing generally northerly on a new alignment to connect with the existing Sydney to Perth standard gauge line in the vicinity of Crystal Brook.

PART 2

URBAN SECTOR

A. MAIN LINE

From a new passenger terminal located near the Keswick Station area a standard gauge line will be provided to the northern outlet of Mile End Goods Yard and continue along the alignment of the existing State Transport Authority broad gauge Down Freight main and Down Gaol Loop to Wye Junction; thence continuing generally northerly on the western side of the State Transport Authority Adelaide to Gawler lines to cross at grade the State Transport Authority Adelaide to Outer Harbor broad gauge lines; thence continuing to pass west of North Adelaide station after closure of the station yard; thence continuing generally west of the Gawler lines to the vicinity of

Regency Road Islington; thence generally west of the existing State Transport Authority land to cross at grade the existing State Transport Authority broad gauge Dry Creek to Port Adelaide line to enter the southern end of Dry Creek marshalling yard; thence continuing through Dry Creek yard on the western side of the existing broad gauge and new standard gauge facilities; thence continuing from the northern end of Dry Creek yard at a point approximately 400 metres south of Greenfields station on an alignment generally west of the existing State Transport Authority land to Greenfields station; thence generally west of the existing Adelaide to Gawler lines to pass west of Salisbury Station; thence continuing to connect with the existing Adelaide to Port Pirie line; thence generally along the alignment of the existing Port Pirie line to the existing boundary of the State Transport Authority and the Australian National Railways as provided under the Railway Transfer Agreement.

B. BRANCH LINES

1. Dry Creek to Gillman and Port Adelaide

A standard gauge connection will be provided from the southern end of Dry Creek marshalling yard along the alignment of the existing State Transport Authority broad gauge line to Gillman marshalling yard with provision for extension to the Outer Harbor area; thence continuing in a generally northwesterly direction to the existing Australian National Railways broad gauge sidings at the Eastern Parade, Port Adelaide, crossing; thence connection to selected industrial premises and terminals.

2. Dry Creek to Pooraka

A standard gauge connection will be provided from within the new Dry Creek standard gauge marshalling yard crossing at grade the existing State Transport Authority broad gauge Adelaide to Gawler lines at a point approximately 850 metres north of the Port Wakefield Road bridge; thence continuing southwesterly between the Up Gawler line and the Dry Creek stockyards; thence on the alignment of the eastern leg of the existing broad gauge triangle; thence generally on an alignment north of the existing State Transport Authority broad gauge Northfield line to terminate in the Pooraka Station Yard sidings. Standard gauge connections to selected industrial and abattoir premises will be provided crossing at grade the existing State Transport Authority broad gauge Northfield line where necessary.

C. SIDING CONNECTIONS

1. Dry Creek Yard

A standard gauge connection will be provided to the Dry Creek goods yard and commercial area in the vicinity of the Dry Creek station along the alignment of the north-western leg of the existing broad gauge triangle and its continuation crossing at grade the existing State Transport Authority broad gauge Northfield line in the vicnity of the south-western corner of the triangle.

2. Dry Creek Yard, North End

A crossing loop will be provided parallel to the standard gauge main line from a point approximately 400 metres south of Greenfields Station northwards to provide a minimum standing room of 1,800 metres.

3. Islington Freight Terminal

A new standard gauge freight terminal with limited broad gauge access and provision for future development will be constructed on Crown Land reserved for railway purposes on the former Islington Sewage Farm with standard gauge access only from the new standard gauge main line at the northern end and broad and standard gauge access from the existing State Transport Authority Adelaide to Gawler lines and the new Adelaide to Crystal Brook standard gauge line respectively at the southern end.

4. Broad Gauge Connection—Penfield to Bolivar

A broad gauge connection to the existing Metro Meat Ltd sidings at Bolivar will be maintained by the provision of a new siding track commencing from the State Transport Authority broad gauge Penfield Branch line at the northern end of the Penfield sidings and continuing northerly located on the eastern side of the existing broad gauge Adelaide to Port Pirie line to the existing boundary of the State Transport Authority and the Australian National Railways as provided under the Railway Transfer Agreement.

PART 3

OUTER HARBOR CONNECTION

Commencing at Gillman Yard "D" Cabin a new standard gauge line will be provided along the alignment of the existing State Transport Authority broad gauge Rosewater loop line to Port Adelaide "A" Cabin junction; thence continuing along the alignment of the existing State Transport Authority Up and Down broad gauge Adelaide to Outer Harbor lines to a point between Largs North and Draper stations approximately 16·80 km from Adelaide Railway Station; thence continuing generally north-easterly to cross Victoria Road, Largs North, at a point on the western boundary of Section 387, Hundred of Port Adelaide, approximately 50 metres south of the boundary of Sections 387 and 427, Hundred of Port Adelaide; thence continuing generally easterly through Part Block 4, Harbors Board Reserve adjacent to its southern boundary to connect with the existing Australian National Railways broad gauge railway tracks serving the Port Adelaide River frontage and Outer Harbor areas; thence continuing northerly to terminate at the Outer Harbor berths.

SECOND SCHEDULE—THE RAILWAY WORK

PART 1

THE MAIN LINE, BRANCH LINES AND SIDING CONNECTIONS

The railway work to which this agreement relates shall be:

1. The conversion to standard gauge of the existing State Transport Authority broad gauge Down Freight Main and Down Gaol Loop between the northern outlet of the Mile End Goods yard and Wye Junction, Adelaide;

2. The construction of a new standard gauge railway line approximately 19 km long from Wye Junction, Adelaide to a point approximately 250 metres north of Salisbury station, on the route described in the First Schedule, Part 2A, to connect with the existing Adelaide to Port Pirie line;

3 The conversion of the existing Adelaide to Port Pirie broad gauge railway to standard gauge from a point approximately 250 metres north of Salisbury station to a point approximately 184 kilometres from the Adelaide railway station (approximately 2·5 kilometres south of Merriton) with the exception of minor deviations for alignment improvement as described in Clause 4 following;

4. The realignment of the existing Adelaide to Port Pirie line at the following approximate distances from the Adelaide Railway Station and maximum distances from the existing Australian National Railways reserve, and where impractical to do otherwise the provision of new formation earthworks, minor bridgeworks and railway track:

Between 37·08 km and 37·73 km, near Virginia, 20 metres westwards

Between 41·40 km and 42·88 km, near Two Wells, 20 metres eastwards

Between 43·74 and 44·95 km, at Two Wells, 20 metres eastwards

Between 59·54 km and 60·80 km, at Mallala, 30 metres westwards

Between 74·60 km and 75·45 km, at Long Plains, 70 metres eastwards

Between 98·60 km and 102·00 km, at Bowmans, 800 metres westwards

Between 103·15 km and 104·20 km, near Bowmans, 35 metres westwards

Between 118·38 km and 118·91 km, at Nantawarra, 10 metres eastwards

Between 142·00 km and 144·04 km, at Snowtown, 50 metres westwards

Between 170·14 km and 172·20 km, at Redhill, 20 metres eastwards

final distances being subject to survey and design;

5. The construction of a new standard gauge railway line approximately 12 kilometres long on a new alignment from a point approximately 2·5 kilometres south of Merriton to run generally northerly to connect with the existing Sydney to Perth standard gauge railway in the vicinity of Crystal Brook with a junction to provide for rail movements to and from Adelaide in both easterly and westerly directions;

6. The provision of crossing loops of 1,800 metres minimum standing room at Bolivar, Two Wells, Long Plains, Bowmans, Nantawarra, Snowtown, Redhill, Rocky River and Warnertown;

7. The provision of a standard gauge railway connection between Dry Creek and Port Adelaide by the conversion to mixed broad and standard gauge of the existing State Transport Authority broad gauge railway line between Dry Creek and Gillman Yard and construction of a mixed broad and standard gauge railway line between Gillman Yard and Port Adelaide industrial sidings and terminals;

8. The construction of a mixed broad and standard gauge railway connection between Dry Creek and Pooraka;

9. The construction of a new passenger terminal and servicing facilities at Mile End (Keswick);

10. The provision of standard gauge railway connections to serve industry at Mile End;

11. The construction of a new freight terminal on former Sewage Farm land at Islington;

12. The rationalisation of standard gauge facilities at Port Pirie;

13. The connection of standard gauge to selected private sidings;

14. The conversion of such rolling stock as is necessary for the effective operation of the standard gauge railway between Mile End and Crystal Brook;

15. The alteration or relocation of such State Transport Authority railway lines and facilities as necessary to construct the railway as defined;

16. The closure and removal of redundant broad gauge line between Bumbunga and Lochiel and such other broad gauge sidings and facilities rendered redundant;

17. Such other work as is necessary to provide for the effective operation of the standard gauge railway between Mile End and Crystal Brook and the continuation of existing broad gauge services and facilities on the urban sector.

PART 2
OUTER HARBOR CONNECTION

The railway work shall be:

1. The provision of a standard gauge railway connection between Gillman Yard "D" Cabin and Port Adelaide "A" Cabin junctions by the conversion to mixed broad and standard gauge of the existing State Transport Authority broad gauge Rosewater loop Line approximately 3 kilometres long;

2. The provision of a standard gauge railway connection between Port Adelaide "A" Cabin junction and a point between Largs North and Draper stations by the conversion to mixed broad and standard gauge of the existing Up and Down Adelaide to Outer Harbor broad gauge lines approximately 6·0 kilometres long;

3. The construction of a new mixed broad and standard gauge railway line approximately 2·3 kilometres long from a point between Largs North and Draper to connect with the existing Australian National Railways broad gauge tracks serving the Port Adelaide River frontage;

4. The conversion to mixed broad and standard gauge of the existing broad gauge shunt main lines northwards from the connection point referred to paragraph 3 above for approximately 3 kilometres to terminate at the Outer Harbor berths;

5. The connection of standard gauge to the Pelican Point container berths and other selected private sidings;

and

6. Such other work as is necessary to provide for the effective operation of the standard gauge railway between Gillman Yard and Outer Harbor and the continuation of existing broad gauge services and facilities on the Alberton to Outer Harbor railway.

THIRD SCHEDULE: LAND

PART 1
URBAN SECTOR OTHER THAN OUTER HARBOR CONNECTION

The land coloured blue and green in sections 1, 2 and 3 of the Plan entitled "ADELAIDE—CRYSTAL BROOK, STANDARD GAUGE PROJECT—LAND REQUIREMENTS—URBAN SECTOR" exhibited with and identified for the purposes of this agreement.

PART 2
OUTER HARBOR CONNECTION

The land coloured blue and green in section 4 of the Plan referred to in Part 1 of this Schedule.

FOURTH SCHEDULE: OTHER ASSETS

(A) Assets Acquired under the Railway Construction Agreement

	Book Value at the 31 December 1979
Signalling Equipment	$324,500·00
Rolling stock Materials	952,000·00
Completed Rolling stock	475,000·00
Switch and Crossing Units	160,700·00
53 kg Rail	1,593,000·00
Land at:	
Crystal Brook	13,800·00
Virginia	13,500·00
Houses at:	
Ovingham	16,000·00
Redhill	2,000·00
Material in Track—	
Snowtown to Wallaroo	18,900·00
Improvements at Mile End Yard	5,000·00
Plant and vehicles	30,000·00
	$3,604,400·00

(B) Reports Drawings and other Documentation Acquired under the Railway Construction Agreement, resulting from the following expenditures:—

(i) Engineering and Survey Consultancy Fees	$1,281,500·00
(ii) Engineering, accounting, administration and other miscellaneous expenditure	1,158,883·09
	$2,440,383·09
(C) Cash balance	$569,977·45

IN WITNESS WHEREOF this agreement has been executed as at the day and year first above written.

SIGNED on behalf of THE COMMONWEALTH OF AUSTRALIA by the Honourable JOHN ELDEN McLEAY Minister of State for Administrative Services acting for and on behalf of the Minister of State for Transport in the presence of:— J. E. McLEAY

E. L. CUMMINS

SIGNED on behalf of THE STATE OF SOUTH AUSTRALIA by the Honourable MICHAEL MINELL WILSON, Minister of Transport in the presence of:— MICHAEL WILSON

R. BURNETT

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 74 of 1980

An Act to authorize the Treasurer to borrow and expend money for public purposes, and to enact other provisions incidental thereto.

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Public Purposes Loan Act, 1980".

Commencement of Act.

2. This Act shall be deemed to have come into operation on the first day of July, 1980.

Interpretation.

3. In this Act, unless the context otherwise requires—

"schedule" means schedule to this Act:

"the financial agreement" means the Financial Agreement made between the Commonwealth and the States as set out in the schedule to the agreement contained in the Appendix to the Amending Financial Agreement Act, 1944, as amended by the Agreement set out in the schedule to the Amending Financial Agreement Act, 1966, and as amended by the Agreement set out in the schedule to the Amending Financial Agreement Act, 1976:

"the loan fund" means the moneys mentioned in section 4 of this Act.

The loan fund.

4. For the purposes of this Act the loan fund shall consist of—

(*a*) all money which immediately before the commencement of this Act was standing to the credit of the loan fund as defined in the Public Purposes Loan Act, 1979,

and

(*b*) all money credited after the commencement of this Act to the Loan Fund Account pursuant to the Public Finance Act, 1936, as amended.

Power to borrow.

5. On or before the thirtieth day of June, 1981, the Treasurer may borrow, on behalf of the State and in accordance with the financial agreement, the sum of one hundred and thirteen million five hundred and seventy-three thousand dollars and such other sums as may be approved by the Australian Loan Council.

Issue and application of money from loan fund.

6. (1) On or before the thirtieth day of June, 1981, there may be issued out of the loan fund any sums not exceeding two hundred and twenty-seven million five hundred thousand dollars.

(2) The sums so issued shall be applied for the purposes mentioned in the first schedule.

(3) If the amount mentioned in any line of the first schedule as the proposed expenditure for the purpose mentioned in that line is insufficient for that purpose, the Treasurer may issue additional money from the loan fund for that purpose but so that the total amount issued under this Act from the loan fund during the financial year ending on the thirtieth day of June, 1981, for purposes mentioned in the first schedule shall not exceed two hundred and twenty-seven million five hundred thousand dollars.

(4) Any amount appropriated by this Act may be paid for the purpose for which it is so appropriated, in addition to any other amount appropriated by law for that purpose.

Authority for advances under Public Finance Act.

7. The borrowing on behalf of the State of the sum of twenty-two million eight hundred and seventy-one thousand three hundred and sixty-seven dollars, being the amount advanced by the Treasurer during the financial year that ended on the thirtieth day of June, 1980, pursuant to section 32b of the Public Finance Act, 1936, as amended, and its application for the purposes mentioned in the second schedule are hereby authorized: but the borrowing shall form part of the borrowing authorized by section 5 of this Act.

Temporary finance for loan purposes.

8. If the money in the loan fund is at any time insufficient for carrying out the purposes mentioned in the first schedule the Treasurer may use other money in his hands for those purposes, but any money so used shall be repaid from the loan fund as soon as there is sufficient money in that fund to make the repayment.

Power to borrow and apply loan money in 1981-82.

9. (1) The Treasurer may borrow, during the period between the thirtieth day of June, 1981, and the commencement of the Act authorizing the raising and expenditure of loan money for the financial year ending on the thirtieth day of June, 1982, on behalf of the State and in accordance with the financial agreement, any sums not exceeding one hundred million dollars.

(2) There may be issued out of the loan fund during that period any sums not exceeding one hundred million dollars.

(3) Any sums so issued shall be applied to meet expenditure on all or any of the loan purposes mentioned in the first schedule during that period and the amount to be allocated to each such purpose shall be determined by the Treasurer.

Power to borrow against Treasury Bills or by overdraft.

10. The Treasurer may during each of the financial years commencing on the first day of July, 1980, and on the first day of July, 1981, borrow in accordance with the financial agreement—

(*a*) any sum or sums against the issue of Commonwealth Treasury Bills, for the purpose of financing any temporary deficit in the Revenue Account of the State and any amounts so borrowed shall be repaid on or before the thirtieth day of June next following the date of the borrowing;

and

(*b*) any sum or sums not exceeding four million dollars for any purpose by way of overdraft from the Reserve Bank of Australia and any amounts so borrowed shall be repaid within seven days.

Authority to spend certain Commonwealth grants.

11. All money received by the State from the Commonwealth by way of grants under any Act or Acts of the Commonwealth relating to roads or transport shall be paid to such special accounts in the books of the Treasurer as the Treasurer shall determine and the Treasurer shall issue and pay out of the money so credited such sums as are required for the purposes respectively specified in those Acts.

SCHEDULES

FIRST SCHEDULE

Amounts proposed to be expended from the loan fund during the financial year ending 30th June, 1981

Loan Purposes	Estimated Expenditure	
	$	$
STATE BANK		
Banking Functions:—		
Advances to State Bank		2 120 000
Agency Functions:—		
Advances to Settlers	135 000	
Loans to Producers	2 400 000	
Loans for Fencing and Water Piping	5 000	
Student Hostels	10 000	
		2 550 000
TREASURY		
Capital Purposes:—		
Advances for Housing	18 500 000	
Discounts and Expenses of Floating Public Loans	583 000	
		19 083 000
Transfer to Revenue Account		16 000 000
DEPARTMENT OF SERVICES AND SUPPLY		
Capital Purposes generally		1 700 000
DEPARTMENT OF MINES AND ENERGY		
Capital Purposes generally		1 150 000
PUBLIC BUILDINGS DEPARTMENT		
Primary and Secondary Schools		33 100 000
Further Education Buildings		12 000 000
Other Government Buildings		22 100 000
EDUCATION DEPARTMENT		
School Buses		1 400 000
SOUTH AUSTRALIAN TEACHER HOUSING AUTHORITY		
Advances for Capital Purposes		980 000
DEPARTMENT OF FISHERIES		
Capital Purposes generally		500 000
DEPARTMENT OF MARINE AND HARBORS		
Harbor Facilities and Services		9 000 000
Small Craft Facilities		500 000
DEPARTMENT OF LOCAL GOVERNMENT		
Effluent Drainage		1 900 000
Public Parks		330 000
DEPARTMENT OF AGRICULTURE		
Capital Purposes generally		200 000
WOODS AND FORESTS DEPARTMENT		
Advances for Capital Purposes		4 500 000
DEPARTMENT FOR THE ENVIRONMENT		
Conservation, Open Space and Recreation Purposes		2 000 000
DEPARTMENT OF TRANSPORT		
Transport Research and Development		1 090 000
Recreation and Sport Facilities, etc.		1 162 000

FIRST SCHEDULE—*continued*

Amounts proposed to be expended from the loan fund during the financial year ending 30th June, 1981 —continued

Loan Purposes	Estimated Expenditure	
	$	$
HIGHWAYS DEPARTMENT		
Stormwater Drainage		1 090 000
STATE TRANSPORT AUTHORITY		
Advances for Capital Purposes		8 000 000
SOUTH AUSTRALIAN HEALTH COMMISSION		
Capital Purposes generally		19 000 000
ENGINEERING AND WATER SUPPLY DEPARTMENT		
Waterworks, Sewers and Irrigation		63 500 000
River Murray Works		650 000
RENMARK IRRIGATION TRUST		
Advances for Capital Purposes		100 000
PYAP IRRIGATION TRUST		
Advances for Capital Purposes		10 000
SOUTH-EASTERN DRAINAGE BOARD		
Advances for Capital Purposes		185 000
DEPARTMENT OF LANDS		
Capital Purposes generally		1 600 000
Total		227 500 000

SECOND SCHEDULE

Advances by the Treasurer authorized by warrants issued since the commencement of the Public Purposes Loan Act, 1979, *pursuant to section* 32*b of the Public Finance Act,* 1936, *as amended*

Loan Purposes	Advances
	$
Advances for Housing	15 000 000
Pyap Irrigation Trust	123 781
South Australian Housing Trust—Loan to	1 500 000
South Australian Meat Corporation	4 000 000
State Clothing Corporation	150 000
State Transport Authority	2 000 000
Agriculture—Plant and Equipment	97 586
Total	22 871 367

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 75 of 1980

An Act to amend the Planning and Development Act, 1966-1980.

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Planning and Development Act Amendment Act (No. 3), 1980".

(2) The Planning and Development Act, 1966-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Planning and Development Act, 1966-1980".

Amendment of s. 63a—Re-development of the Port Adelaide Centre Zone.

2. Section 63a of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "the Port Adelaide District Business Zone" and substituting the passage "the Port Adelaide Centre Zone";

and

(*b*) by striking out from subsection (6) the definition of "Port Adelaide District Business Zone" and substituting the following definition:

"Port Adelaide Centre Zone" means the land constituting the Port Adelaide Centre Zone under planning regulations relating to the City of Port Adelaide:.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 76 of 1980

An Act to amend the Loans to Producers Act, 1927-1962.

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Loans to Producers Act Amendment Act, 1980".

(2) The Loans to Producers Act, 1927-1962, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Loans to Producers Act, 1927-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 9—Treasurer may fix rate of interest on loans.

3. Section 9 of the principal Act amended—

(*a*) by striking out from subsection (3) the passage "Any rate so fixed shall not be less than" and substituting the passage "The rates shall be fixed having regard to";

(*b*) by striking out from subsection (3) the passage "or less than" and substituting the word "and";

and

(*c*) by inserting after subsection (3) the following subsection:

(4) The Treasurer shall review the rates for the time being fixed under this section not less frequently than quarterly in each year and, where appropriate upon such review, fix new rates in accordance with this section.

Insertion of new section 11a.

"Fixed rate" for the purposes of sections 10 and 11.

4. The following section is inserted after section 11 of the principal Act:

11a. For the purposes of sections 10 and 11, "fixed rate" in relation to interest payable on a loan (whether before or after the commencement of the Loans to Producers Act Amendment Act, 1980,) means—

(*a*) in relation to—

(i) any loan made before that commencement pursuant to an agreement that made provision for variation of the rate of interest;

or

(ii) any loan made after that commencement,

the rate of interest fixed by the Treasurer as from time to time in force under section 9;

and

(*b*) in relation to any loan made before that commencement pursuant to an agreement that did not make such provision, the rate of interest fixed by the Treasurer as in force under that section at the time the loan was made.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 77 of 1980

An Act to amend the Crown Lands Act, 1929-1980.

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Crown Lands Act Amendment Act (No. 2), 1980".

(2) The Crown Lands Act, 1929-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Crown Lands Act, 1929-1980".

Amendment of s. 107a—Advances to association.

2. Section 107a of the principal Act is amended—

(*a*) by striking out subsections (2) and (3) and substituting the following subsections:

(2) The Treasurer may, from time to time, pay to the association by way of grant or loan such amount or amounts as he may approve for the purposes of this section.

(3) Any loan made by the Treasurer pursuant to subsection (2) shall be subject to such terms and conditions as the Treasurer may determine.;

and

(*b*) by striking out from subsection (4) the passage "pursuant to subsection (2) of this section" and substituting the passage "pursuant to this section before the commencement of the Crown Lands Act Amendment Act (No. 2), 1980,".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 78 of 1980

An Act for the appropriation of revenue of the State for the financial year ending on the thirtieth day of June, 1981, and for other purposes

[*Assented to* 13 *November* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Appropriation Act (No. 2), 1980".

Further issue.

2. Out of the moneys paid to the State by the Commonwealth, and any other General Revenue of the State not otherwise by law specially appropriated, there may be issued and applied such a further sum as will, together with all sums issued and applied pursuant to the Acts (other than this Act) authorizing the issue and application out of the General Revenue of any moneys for the public service of the State for the financial year ending on the thirtieth day of June, 1981, amount to the sum of one thousand one hundred and eighty-nine million, eight hundred and fourteen thousand dollars.

Appropriation of General Revenue.

3. (1) The sum of one thousand one hundred and eighty-nine million, eight hundred and fourteen thousand dollars referred to in section 2 of this Act is appropriated for the public service of the State for the financial year ending on the thirtieth day of June, 1981, for the purposes mentioned in the schedule.

(2) If—

(*a*) during the financial year ending on the thirtieth day of June, 1981, any increases of salaries or wages become payable by the State or in relation to any prescribed establishment pursuant to any return made under the Acts relating to the public service, or pursuant to any regulation or any award, order or determination of a court or other body empowered to fix salaries or wages;

and

(*b*) those increases, together with increases in pay-roll tax arising therefrom, were not provided for in the estimates of expenditure for that financial year,

the Governor may, by warrant under section 32a of the Public Finance Act, 1936, as amended, appropriate out of the General Revenue of the State such amounts as are equal to those increases of salaries, wages and pay-roll tax and those appropriations shall be additional to the appropriations made by virtue of subsection (1) of this section, and the aggregate amount which may be appropriated under section 32a of the Public Finance Act, 1936, as amended, for that financial year shall be increased by the amount appropriated pursuant to this subsection.

(3) The Governor may, by warrant under section 32a of the Public Finance Act, 1936, as amended, appropriate out of the General Revenue of the State any money required to meet further expenditure beyond the amounts provided in the estimates of expenditure for the financial year ending on the thirtieth day of June, 1981, for costs of electricity supplied to the Engineering and Water Supply Department for pumping water and the aggregate amount which may be appropriated under section 32a of the Public Finance Act, 1936, as amended, for that financial year shall be increased by the amount appropriated pursuant to this subsection.

(4) In this section—

"prescribed establishment" means any establishment in respect of which a grant towards its operation or maintenance has been included in the estimates of expenditure for the financial year ending on the thirtieth day of June, 1981.

Treasurer to pay the orders of Governor, and discharge by receipt of party.

4. This issue and payment by the Treasurer, from time to time, of any sums of money for the purposes hereinbefore mentioned, not exceeding in the whole the amount hereinbefore specified, in such portions as the Governor directs by any orders in writing signed by him and countersigned by the Chief Secretary, is hereby authorized; and the Treasurer shall, in his accounts, be allowed credit for all sums paid by him in pursuance of such orders accordingly; and the receipts of the persons to whom such sums are so paid shall be to him a full discharge for the sums for which the receipts are given, and the amounts thereof shall be passed to his credit in account accordingly.

Power to issue money other than revenue or money received from the Commonwealth.

5. If the moneys paid to the State by the Commonwealth and the General Revenue of the State are insufficient to make the payments authorized by section 3 of this Act, moneys may be issued to make good the deficiency out of loan funds or other public funds or out of moneys raised by way of bank overdraft.

Power to make payments.

6. The Treasurer may—

(*a*) out of the moneys appropriated by this Act and included in the estimates of expenditure for the financial year ending on the thirtieth day of June, 1981;

or

(*b*) out of any money which may be appropriated pursuant to subsection (2) of section 3 of this Act,

make any payment notwithstanding that the payment is in respect of a period prior to the first day of July, 1980.

Expenditure from Hospitals Fund.

7. The Treasurer may out of the account in the Treasury known as the "Hospitals Fund" expend such sums as may, in accordance with any Act, be available therein for the purposes of the provision, maintenance, development and improvement of public hospitals and equipment for public hospitals: But such expenditure shall not exceed in the aggregate—

(*a*) during the financial year ending on the thirtieth day of June, 1981, the sum of thirty million dollars;

(*b*) during the period between the thirtieth day of June, 1981, and the commencement of the Act for the appropriation of revenue of the State for the financial year ending on the thirtieth day of June, 1982, the sum of twelve million five hundred thousand dollars.

Hospitals and public health.

8. (1) All moneys paid to the State by the Commonwealth by way of grant or payment under any Act or Acts of the Commonwealth relating to hospitals or public health shall be credited to such special accounts in the books of the Treasurer as the Treasurer shall determine and the Treasurer shall issue and pay out of the moneys so credited such sums as are required for the purposes specified in that Act or, as the case may be, respectively specified in those Acts.

(2) All moneys received in relation to hospitals or public health that would, but for this subsection, be payable to the General Revenue of the State, shall be paid to such special accounts in the books of the Treasurer as the Treasurer shall determine and are hereby appropriated for the purposes of hospitals and public health and the Treasurer shall issue and pay out of the moneys so appropriated such sums as are required for those purposes in addition to such other sums as may be appropriated for those purposes otherwise than by this subsection.

Payments to be in addition to other payments.

9. Any amount appropriated by this Act may be paid for the purpose for which it is so appropriated, in addition to any other amount appropriated by law for that purpose.

SCHEDULE

Amounts proposed to be expended from General Revenue during the Financial year ending 30th June, 1981

Purposes of Appropriation	Estimated Expenditure	
	$	
Legislative Council	240 000	Estimates 1980-81.
House of Assembly	544 000	
Parliamentary Library	182 000	
Joint House Committee	208 000	
Electoral	446 000	
Parliamentary Standing Committee on Public Works	42 000	
Parliamentary Committee on Land Settlement	5 000	
Legislature, Miscellaneous	1 774 000	
State Governor's Establishment	259 000	
Premier's	4 311 000	
Public Service Board	3 896 000	
Premier, Minister of State Development and Minister of Ethnic Affairs, Miscellaneous	1 057 000	
Treasury	4 126 000	
Treasurer, Miscellaneous	41 907 000	
Services and Supply	4 214 000	
Deputy Premier, Miscellaneous	582 000	
Mines and Energy	9 560 000	
Minister of Mines and Energy, Miscellaneous	828 000	
Law	9 852 000	
Supreme Court	1 506 000	
Attorney-General, Miscellaneous	1 072 000	
Corporate Affairs Commission	1 416 000	
Minister of Corporate Affairs, Miscellaneous	100 000	
Industrial Affairs and Employment	6 124 000	
Trade and Industry	1 258 000	
Minister of Industrial Affairs, Miscellaneous	8 158 000	
Public Buildings	56 131 000	
Minister of Public Works, Miscellaneous	150 000	
Education	371 980 000	
Further Education	48 303 000	
Minister of Education and Minister of Aboriginal Affairs, Miscellaneous	35 372 000	
Police	72 730 000	
Auditor-General's	1 712 000	
Correctional Services	12 380 000	
Chief Secretary, Miscellaneous	3 015 000	
Fisheries	2 067 000	
Minister of Fisheries, Miscellaneous	10 000	
Marine and Harbors	14 355 000	
Minister of Marine, Miscellaneous	769 000	
Local Government	10 582 000	
Minister of Local Government and Minister of Housing, Miscellaneous	3 379 000	
Arts	1 304 000	
Art Gallery	1 134 000	
Minister of Arts, Miscellaneous	8 348 000	

SCHEDULE—*continued*

Amounts proposed to be expended from General Revenue during the Financial year ending 30th June, 1981

Purposes of Appropriation	Estimated Expenditure
	$
Agriculture	17 820 000
Minister of Agriculture and Minister of Forests, Miscellaneous	5 431 000
Environment	9 789 000
Minister of Environment, Miscellaneous	169 000
Urban and Regional Affairs	2 918 000
Minister of Planning, Miscellaneous	1 357 000
Transport	11 151 000
Highways	21 790 000
Minister of Transport and Minister of Recreation and Sport, Miscellaneous	52 899 000
Community Welfare	27 423 000
Minister of Community Welfare, Miscellaneous	14 852 000
Public and Consumer Affairs	7 399 000
Minister of Consumer Affairs, Miscellaneous	20 000
Minister of Health, Miscellaneous	178 141 000
Tourism	3 328 000
Minister of Tourism, Miscellaneous	218 000
Engineering and Water Supply	67 203 000
Minister of Water Resources and Minister of Irrigation, Miscellaneous	4 311 000
Lands	15 693 000
Minister of Lands and Minister of Repatriation, Miscellaneous	514 000
Total	$1 189 814 000

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 79 of 1980

An Act to amend the Adoption of Children Act, 1966-1978.

[*Assented to 27th November,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Adoption of Children Act Amendment Act, 1980".

(2) The Adoption of Children Act, 1966-1978, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Adoption of Children Act, 1966-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 19—Discharge of adoption orders.

3. Section 20 of the principal Act is amended by striking out from paragraph (*d*) of subsection (4) the passage "(including the domicile of origin)".

Repeal of s. 33.

4. Section 33 of the principal Act is repealed.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 80 of 1980

An Act to amend the Royal Commissions Act, 1917.

[*Assented to 27th November,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Royal Commissions Act Amendment Act, 1980".

(2) The Royal Commissions Act, 1917, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Royal Commissions Act, 1917-1980".

Insertion of new s. 16a.

3. The following section is inserted after section 16 of the principal Act:

Orders in relation to evidence etc.

16a. (1) Where the Commission considers it desirable to exercise powers conferred by this section in the public interest, or in order to prevent undue prejudice or undue hardship to any person, it may, by order—

(*a*) direct that any persons specified (by name or otherwise) absent themselves from the place in which the commission is conducting its inquiry during the whole or a specified part of the proceedings;

(*b*) forbid the publication of specified evidence, or of any account or report of specified evidence, either absolutely or subject to conditions determined by the commission;

or

(*c*) forbid the publication of the name of—

(i) a witness before the commission;

or

(ii) a person alluded to in the course of the inquiry,

and of any other material tending to identify any such witness or person.

(2) The commission may vary or revoke an order under this section.

(3) A person who contravenes, or fails to comply with, an order under this section shall be guilty of an offence and liable to a penalty not exceeding two thousand dollars or imprisonment for six months.

(4) This section applies only in relation to the Royal Commission to Inquire into and Report upon Allegations in relation to Prisons under the Charge, Care and Direction of the Director of the Department of Correctional Services and certain related matters.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 81 of 1980

An Act to abolish the dependent domicile of married women and otherwise to reform the law relating to domicile.

[*Assented to 27th November,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Domicile Act, 1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Interpretation.

3. In this Act, unless the contrary intention appears—

"Commonwealth of Australia" means the territory comprising the States and the Australian Capital Territory, the Jervis Bay Territory, and the Northern Territory of Australia:

"country" includes any state, province, or other territory—

(*a*) that is one of two or more territories that together form a country;

and

(*b*) domicile in which can be material for any purpose of the laws of this State:

"union" means any country that is a union or federation or other aggregation of two or more countries and includes the Commonwealth of Australia.

Operation of Act.

4. (1) The domicile of a person at a time before the commencement of this section shall be determined as if this Act had not been enacted.

(2) The domicile of a person at a time after the commencement of this section shall be determined as if this Act had always been in force.

(3) Nothing in this Act affects the jurisdiction of any court in any proceedings commenced before the commencement of this section.

(4) This Act has effect to the exclusion of the application of the laws of any other country relating to a matter dealt with by this Act.

Abolition of rule of dependent domicile of married woman.

5. The rule of law whereby a married woman has at all times the domicile of her husband is abolished.

Abolition of rule of revival of domicile of origin.

6. The rule of law whereby the domicile of origin revives on the abandonment of a domicile of choice without the acquisition of a new domicile of choice is abolished and the domicile a person has at any time continues until he acquires a different domicile.

Capacity to have independent domicile.

7. (1) A person is capable of having an independent domicile if—

(*a*) he has attained the age of eighteen years;

or

(*b*) he is, or has at any time been, married,

and not otherwise.

(2) Subsection (1) does not apply to a person who, under the rules of law relating to domicile, is incapable of acquiring a domicile by reason of mental incapacity.

Domicile of certain children.

8. (1) In this section—

(*a*) "child" means a person under the age of eighteen years who is not, and has not at any time been, married;

and

(*b*) references to the parents of a child include references to parents who are not married to each other.

(2) Where at any time a child has his principal home with one of his parents but his parents are living separately and apart, or the child does not have another living parent, the domicile of the child at that time is the domicile that that parent has at that time, and thereafter the child has the domicile that that parent has from time to time or, if that parent has died, the domicile that that parent had at the time of death.

(3) Where a child is adopted, his domicile—

(*a*) if, on his adoption, he has two parents—is, at the time of the adoption and thereafter, the domicile he would have if he were a child born in wedlock to those parents;

and

(*b*) if, on his adoption, he has one parent only—is, at the time of the adoption, the domicile of that parent and thereafter is the domicile that that parent has from time to time or, if that parent has died, the domicile that that parent had at the time of death.

(4) A child ceases to have, by virtue of subsection (2), the domicile or last domicile of one of his parents if—

(*a*) he commences to have his principal home with his other parent;

or

(*b*) his parents resume or commence living together.

(5) Where a child has a domicile by virtue of subsection (2) or (3) immediately before he ceases to be a child, he retains that domicile until he acquires a domicile of choice.

(6) Where the adoption of a child is rescinded, the domicile of the child shall after that rescission be determined in accordance with any provisions with respect to that domicile that are included in the order rescinding the adoption and, so far as no such provision is applicable, as if the adoption had not taken place.

Intention for domicile of choice.

9. The intention that a person must have in order to acquire a domicile of choice in a country is the intention to make his home indefinitely in that country.

Domicile in a union.

10. A person who is, in accordance with the rules of the common law as modified by this Act, domiciled in a union but is not, apart from this section, domiciled in any particular one of the countries that together form the union is domiciled in that one of those countries with which he has for the time being the closest connection.

Evidence of acquisition of domicile of choice.

11. The acquisition of a domicile of choice in place of a domicile of origin may be established by evidence that would be sufficient to establish the domicile of choice if the previous domicile had also been a domicile of choice.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 82 of 1980

An Act to repeal the Stock Exchange Plaza (Special Provisions) Act, 1970.

[*Assented to 27th November,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Stock Exchange Plaza (Repeal of Special Provisions) Act, 1980".

Repeal of Stock Exchange Plaza (Special Provisions) Act.

2. The Stock Exchange Plaza (Special Provisions) Act, 1970, is repealed.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 83 of 1980

An Act to amend the South Australian Heritage Act, 1978-1979.

[*Assented to 27th November,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "South Australian Heritage Act Amendment Act, 1980".

(2) The South Australian Heritage Act, 1978-1979, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Heritage Act, 1978-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 3—Arrangement of Act.

3. Section 3 of the principal Act is amended by striking out the item:

PART III—THE REGISTER

and substituting the following items:

PART III—REGISTRATION OF HERITAGE ITEMS

PART IIIA—HERITAGE AGREEMENTS.

Amendment of s. 4—Definitions.

4. Section 4 of the principal Act is amended—

(*a*) by inserting in subsection (1) before the definition of "the Committee" the following definition:

"the Authority" in relation to a heritage agreement means—

(*a*) where the Corporation is a party to a heritage agreement, the Corporation;

or

(*b*) where a body corporate, acting with the approval of the Minister, enters into a heritage agreement, that body corporate:;

(*b*) by inserting in subsection (1) after the definition of "the Fund" the following definition:

"heritage agreement" means a heritage agreement under Part IIIA of this Act:;

and

(*c*) by inserting in subsection (1) after the definition of "member" the following definition:

"owner" in relation to land means—

(*a*) where the land is unalienated from the Crown, the Crown;

(*b*) where the land is alienated from the Crown by grant in fees simple, the owner of the estate in fee simple;

(*c*) where the land is held of the Crown by lease, the lessee;

or

(*d*) where the land is held of the Crown under an agreement to purchase, the person on whom the right of purchase is conferred by the agreement,

and includes a mortgagee or encumbrancee in possession of the land:.

Amendment of s. 8—Functions of the Committee.

5. Section 8 of the principal Act is amended by inserting after paragraph (*b*) of subsection (1) the following paragraph:

(*ba*) to advise the Minister on any matter relating to a heritage agreement or proposed heritage agreement;.

Repeal of heading to Part III and substitution of new heading.

6. The heading to Part III of the principal Act is repealed and the following heading is substituted:

PART III

REGISTRATION OF HERITAGE ITEMS

Insertion of new Part IIIA.

7. The following Part and heading are inserted after section 16 of the principal Act:

PART IIIA

HERITAGE AGREEMENTS

Heritage agreements.

16a. (1) The Minister, in his capacity as the Corporation, or, with the approval of the Minister, any other body corporate, may enter into a heritage agreement with the owner of—

(*a*) a Registered Item;

(*b*) an Item that the Minister proposes to register under Part III;

or

(*c*) an Item that the Minister considers should be preserved or enhanced having regard—

(i) to its aesthetic, scientific, architectural, historical or cultural value or interest;

(ii) to its relationship to a Registered Item;

or

(iii) to the effect of the Item on the environment.

(2) The Minister shall not enter into a heritage agreement or give his approval to another body corporate entering into a heritage agreement unless he has informed the Committee of his intention to do so and has considered any representations of the Committee thereon.

Terms and effect of heritage agreements.

16b. (1) A heritage agreement may contain terms—

(*a*) binding on the owner of the Item—

(i) restricting the use of the Item;

(ii) requiring the owner to refrain from activity, or activity of a specified kind, that would adversely affect the Item or imposing conditions upon which any such activity takes place;

(iii) requiring the owner to carry out, or to permit the Authority to carry out, works for the preservation or enhancement of the Item;

(iv) requiring the owner to permit the Authority to inspect the Item;

(v) requiring the owner to indemnify the Authority in respect of or contribute towards costs incurred by the Authority in carrying out works in respect of the Item;

(vi) specifying the manner in which moneys provided by the Authority shall be applied by the owner;

(vii) requiring the owner to repay any amount paid to the owner by the Authority if a specified breach of the agreement occurs;

or

(viii) providing for any other matter (whether like or unlike any of the foregoing) relating to the preservation or enhancement of the Item;

and

(*b*) binding on the Authority providing for the provision of financial assistance, for the provision of technical advice or assistance or for any other matter relating to the preservation or enhancement of the Item.

(2) A heritage agreement shall be deemed to have effect as a contract binding on and enforceable by the Authority and, subject to subsection (3), the owner who entered into the agreement.

(3) Where the Registrar-General has, pursuant to section 26a, registered the fact that a heritage agreement has come into force in respect of an Item, the rights and liabilities under or in respect of the agreement of the owner of the Item who entered into the agreement shall pass to and be binding on and enforceable by his successors in title, and all such persons shall be deemed to have notice of the agreement.

(4) Subsection (3) does not affect a right of action for damages or payment of money where the right of action arose before the passing of title.

(5) Damages shall not be awarded against the owner of an Item to which a heritage agreement relates for breach of the agreement unless the breach arose from an intentional or reckless act or omission on the part of the owner.

(6) In assessing damages for breach of a heritage agreement by the owner of the Item to which the agreement relates, a court shall have regard to—

(*a*) any detriment to the public interest resulting from the breach;

(*b*) any financial or other benefit that the owner sought to gain by committing the breach;

and

(*c*) any other matter it considers relevant.

(7) A heritage agreement shall come into force on a day specified, or on the happening of an event specified, in the agreement.

(8) A heritage agreement may be varied or terminated—

(*a*) by agreement between the Authority and the owner of the Item;

or

(*b*) in the manner or in the circumstances provided for in the agreement.

Heritage agreements and Part VAA of Planning and Development Act.

16c. (1) A heritage agreement in respect of a Registered Item may provide that Part VAA of the Planning and Development Act, 1966-1980, shall not apply to or in relation to that Registered Item.

(2) Where a heritage agreement contains a provision of the kind referred to in subsection (1), Part VAA of the Planning and Development Act, 1966-1980, shall not apply to or in relation to the Registered Item while the heritage agreement is in force under this Act.

Proof of heritage agreements facilitated.

16d. (1) Where a heritage agreement is entered into, the Minister shall, if he is satisfied that the agreement conforms with this Act, certify that fact on each executed copy of the agreement.

(2) In any legal proceedings, an apparently genuine document purporting to be a copy of a heritage agreement certified in the manner referred to in subsection (1) shall, in the absence of proof to the contrary, be proof of the agreement and its terms.

Register of heritage agreements.

16e. (1) The Minister shall cause a register to be kept containing copies of every heritage agreement that is in force under this Act.

(2) Any person may, without charge, inspect the register kept pursuant to this section and copy any document contained therein.

Insertion of new s. 26a. Duty of Registrar-General.

8. The following section is inserted after section 26 the principal Act:

26a. Where—

(*a*) an Item is registered under Part III;

or

(*b*) a heritage agreement in respect of the Item comes into force under Part IIIA,

the Registrar-General shall, on the application of the Minister, register that fact by making such entries in any register book, memorial or other book or record in the Lands Titles Registration Office or in the General Registry Office as he thinks appropriate.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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(*b*) a registered distributor of eligible reticulation gas:

"registered distributor of eligible reticulation gas" means a distributor of eligible reticulation gas who is registered as such a distributor in accordance with the scheme:

"registered distributor of liquefied petroleum gas" means a distributor of liquefied petroleum gas who is registered as such a distributor in accordance with the scheme:

"residential premises" has the meaning from to time attributed to that expression by the Commonwealth Act:

"the scheme"—

(*a*) means the scheme, formulated by the Commonwealth Minister in relation to this State, contained in the schedule to this Act;

or

(*b*) if the Commonwealth Minister amends that scheme, or substitutes another scheme, means the scheme as so amended, or the scheme so substituted.

(2) A reference in this Act to liquefied petroleum gas sold for eligible use shall be read as including a reference to liquefied petroleum gas that, by virtue of a provision of the scheme, is deemed to have been sold for eligible use.

(3) A reference in this Act to an Act of another State shall be read as including a reference to a law of the Northern Territory.

Calculation of subsidy.

4. There are payable, in accordance with this Act and the scheme, to registered distributors of eligible gas amounts ascertained in accordance with the scheme.

Advance on account of subsidy.

5. The Minister may authorize an advance on account of a payment under this Act to be made in accordance with the scheme to a registered distributor on such terms and conditions (including conditions with respect to the giving to purchasers from the distributor of eligible gas for eligible use of the benefit of the amount of the advance) as the Minister thinks fit.

Authorized officers.

6. (1) The Minister may appoint persons to be authorized officers for the purposes of this Act.

(2) A person may be appointed to be such an authorized officer notwithstanding that he is an officer of the Commonwealth.

(3) An officer of the Commonwealth shall not be appointed to be such an authorized officer without the consent of the Commonwealth Minister.

Claims for payments.

7. A claim by a registered distributor for a payment under this Act shall be made to an authorized officer and in the manner and form determined by the Minister.

Certificates.

8. (1) An authorized officer shall examine each claim for a payment under this Act made to him and shall, if he is satisfied that an amount is payable to the claimant, give a certificate in writing to that effect.

(2) An authorized officer, upon examining a claim for a payment under this Act, may give a certificate in writing—

(*a*) that a specified person sold a specified quantity of liquefied petroleum gas for eligible use on a specified date;

(*b*) that a specified quantity of liquefied petroleum gas or naphtha was purchased by, delivered to, or used in the production of eligible reticulation gas by, a specified person on a specified date;

or

(*c*) that a specified person sold a specified quantity of eligible reticulation gas for eligible use, or sold a specified quantity of eligible reticulation gas, during a specified period.

(3) Where an authorized officer is satisfied that an amount paid to a person under this Act (including an amount paid by way of an advance) was not payable to the person or exceeded the amount that was payable to the person, he may give a certificate in writing that the amount paid or the amount of the excess, as the case may be, is an overpayment to that person.

(4) A certificate given under this section shall, for the purposes of the Audit Act, 1921-1975, be deemed to be correct in all respects.

(5) For the purposes of this Act and any proceedings under this Act, a document purporting to be a certificate given under this section shall, in the absence of proof to the contrary, be deemed to be such a certificate and to have been duly given.

Payments.

9. Where a certificate has been given under section 8 (1), the Minister shall authorize an amount equal to the amount specified in the certificate to be paid to the person in respect of whom the certificate was given.

Overpayments.

10. (1) Where a certificate is given under section 8 (3), the Minister shall cause a copy of the certificate to be served, personally or by post, upon the person specified in the certificate.

(2) The amount of the overpayment specified in a certificate given under section 8 (3) is due and payable to the Minister by the person specified in the certificate not later than one month after receiving a copy of the certificate in accordance with subsection (1) and, upon the default of that person, the Minister may recover the amount, or so much of it as remains unpaid, from him as a debt in a court of competent jurisdiction.

(3) In any proceedings for the recovery of an overpayment, a statement in a certificate given under section 8 (3) that a specified amount is an overpayment made to a specified person shall, in the absence of proof to the contrary, be proof of the facts so stated.

Securities.

11. An authorized officer may require a registered distributor to give security in an amount determined by the authorized officer by bond, guarantee or cash deposit, or by all or any of those methods, for compliance by him with the provisions of this Act or for the purposes of an undertaking given by him for the purposes of this Act, and the distributor is not entitled to a payment under this Act unless he gives security in accordance with the requirement.

Preservation of accounts, etc.

12. (1) A person who receives a payment under this Act in respect of the sale of any liquefied petroleum gas shall preserve the accounts, books, docu-

ments and other records relating to that sale until the expiration of twelve months after the date of making the claim in respect of which the payment was made.

(2) A person who receives a payment under this Act in respect of the purchase by him of any liquefied petroleum gas or naphtha delivered to him during a period shall preserve the accounts, books, documents and other records relating to that purchase and delivery, and to the production or sale by him during that period of eligible reticulation gas for eligible use until the expiration of two years after the date of making the claim in respect of which the payment was made.

(3) A person who fails to comply with the requirements of subsection (1) or (2) shall be guilty of an offence.

Penalty: One thousand dollars.

Stocktaking and inspection of accounts, etc.

13. (1) For the purpose of this Act, or an Act of another State relating to subsidy for the sale of liquefied petroleum gas or the purchase of liquefied petroleum gas or naphtha, an authorized officer may, at all reasonable times, enter any premises of a registered distributor, or of a person who is registered as a distributor of liquefied petroleum gas or a distributor of eligible reticulation gas in accordance with a scheme formulated by the Commonwealth Minister in relation to another State or the Northern Territory for the purposes of the Commonwealth Act, or any vehicle used by such a distributor or person for the carriage of any liquefied petroleum gas or naphtha, and may—

(*a*) inspect the accounts, books, documents and other records relating to the sale of liquefied petroleum gas, the production or sale of eligible reticulation gas or the purchase or delivery of liquefied petroleum gas or naphtha;

and

(*b*) make and retain copies of, or take extracts from, any of those accounts, books, documents or records.

(2) The occupier of any premises or any person in charge of any vehicle referred to in subsection (1) shall provide the authorized officer with all reasonable facilities and assistance for the effective exercise of his powers under this section.

(3) For the purposes of this Act, an authorized officer may, at all reasonable times, enter any premises to which eligible gas has been or is supplied by a registered distributor, being gas in relation to which a claim for payment under this Act has been made, and may inspect the premises and any plant or equipment on the premises.

(4) Any person who obstructs, molests or hinders an authorized officer in the exercise of his powers under this section shall be guilty of an offence.

Penalty: Five hundred dollars.

Power to require person to answer questions and produce documents.

14. (1) An authorized officer may, by notice signed by him, require a person whom he believes to be capable of giving information relevant to a claim for a payment under this Act, or an Act of another State relating to subsidy in respect of the sale of liquefied petroleum gas or the purchase of liquefied petroleum gas or naphtha, to attend before him at the time and place specified in the notice and there to answer questions relating to the claim, and to produce to him such accounts, books, documents and other records in relation to the claim as are referred to in the notice.

(2) The authorized officer may make and retain copies of, or take extracts from, any accounts, books, documents or other records produced in pursuance of this section.

(3) A person is not excused from answering a question or producing any accounts, books, documents, or other records when required so to do under this section on the ground that the answer to the question, or the production of the accounts, books, documents or other records, might tend to incriminate him or make him liable to a penalty, but his answer to any such question is not admissable in evidence against him in proceedings other than proceedings for an offence against section 16 (1) (*c*) or section 16 (3).

Power to examine on oath.

15. (1) An authorized officer may examine, on oath or affirmation, a person attending before him in pursuance of section 14 and, for that purpose, may administer an oath or affirmation to that person.

(2) The oath or affirmation to be made by a person for the purpose of subsection (1) is an oath or affirmation that the answers he will give to questions asked him will be true.

Offences.

16. (1) A person shall not, without reasonable excuse, refuse or fail—

(*a*) to attend before an authorized officer;

(*b*) to be sworn or make an affirmation;

or

(*c*) to answer a question or produce an account, book, document or other record,

when so required in pursuance of this Act.

Penalty: One thousand dollars.

(2) A person shall not—

(*a*) knowingly obtain or attempt to obtain a payment under this Act that is not payable;

or

(*b*) obtain or attempt to obtain a payment under this Act by means of a statement that he knows to be false or misleading, or by means of a document which to his knowledge contains information that is false or misleading.

Penalty: Two thousand dollars or imprisonment for twelve months.

(3) A person shall not make to an authorized officer a statement that he knows to be false or misleading in a material particular.

Penalty: One thousand dollars.

(4) Where a person is found guilty of an offence against subsection (2), the court may, in addition to imposing a penalty under that subsection, order that person to refund to the Minister the amount of any payment wrongfully obtained under this Act.

(5) Where a court has made an order under subsection (4), a certificate signed by the appropriate officer of the court specifying the amount ordered to be refunded and the person by whom the amount is payable may be filed in a court of competent jurisdiction and is thereupon enforceable in all respects as a final judgment of that court.

Proceedings for offences.

17. (1) Proceedings for an offence against this Act shall not be commenced later than one year after the day on which it is alleged that the offence was committed.

(2) Proceedings for an offence against this Act shall be disposed of summarily.

Delegation.

18. (1) The Minister may, either generally or otherwise as provided in the instrument of delegation, by writing under his hand, delegate all or any of his powers or duties under this Act to such person as may be specified in the instrument of delegation.

(2) A power or duty so delegated may be exercised or discharged by the delegate in accordance with the instrument of delegation.

(3) A delegation under this section shall be revocable at will and shall not prevent the exercise of a power or discharge of a duty by the Minister.

Appropriation.

19. (1) All moneys paid by the Commonwealth to the State pursuant to the Commonwealth Act, and all other moneys paid to the Minister under this Act, or provided by the Treasurer pursuant to this Act shall be paid into a trust account at the Treasury, and the Treasurer is authorized to pay from that trust account, without any other authority than this Act, the amounts required to be paid in accordance with this Act.

(2) The Treasurer may, if he considers it expedient to do so pending receipt of grants from the Commonwealth, advance any moneys to the trust account for the purposes of this Act.

(3) The total amount of any moneys advanced under subsection (2) shall not at any time exceed fifty thousand dollars.

Regulations.

20. (1) The Governor may make such regulations as are contemplated by, or are necessary or expedient for the purposes of, this Act.

(2) The regulations may prescribe penalties, not exceeding two hundred dollars, for breach of, or non-compliance with, the regulations.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

SCHEDULE

LIQUEFIED PETROLEUM GAS (GRANTS) ACT 1980

SCHEME FOR THE PROVISION OF FINANCIAL ASSISTANCE TO THE STATE OF SOUTH AUSTRALIA

PART A

PRELIMINARY

A.1. The Liquefied Petroleum Gas (Grants) Act 1980 of the Parliament of the Commonwealth of Australia ("the Act") provides for the payment to each State of the Commonwealth and to the Northern Territory by way of financial assistance of amounts equal to the amounts expended by that State or the Northern Territory in making payments to distributors of liquefied petroleum gas or eligible reticulation gas in accordance with a scheme formulated by the Minister in relation to that State or the Northern Territory for the purposes of the Act. This is the scheme so formulated in relation to the State of South Australia.

A.2. This scheme shall apply to—

(*a*) liquefied petroleum gas that, during the period to which the Act applies is, or has been, sold by distributors of that gas;

and

(*b*) liquefied petroleum gas or naphtha purchased by distributors of eligible reticulation gas for use in the production of eligible reticulation gas for sale by them for eligible use, being liquefied petroleum gas or naphtha delivered to them during the period to which the Act applies.

A.3. (1) In this scheme, unless the contrary intention appears—

"approved person" means a person who is an approved person for the purposes of the Act by virtue of an appointment under section 8 of the Act;

"distributor" means a person who is registered for the purposes of this scheme under clause B1 or clause B2 as a distributor of liquefied petroleum gas or as a distributor of eligible reticulation gas;

"eligible reticulation gas" means gas supplied to premises by means of pipes, being gas the production of which involves the use of liquefied petroleum gas or naphtha;

"eligible use", in relation to liquefied petroleum gas or eligible reticulation gas, means—

(*a*) the use of the gas at residential premises in providing food and drink for, in providing heating, air-conditioning, hot water or similar amenities for, or in meeting other domestic requirements of, residents of the premises;

(*b*) the use of gas at a hospital, nursing home or other institution providing medical or nursing care, not being an institution conducted for the profit, direct or indirect, or a person;

or

(*c*) the use of the gas at a school, not being a school conducted for the profit, direct or indirect, of an individual or individuals;

"gas cylinder" means a cylinder designed to contain liquefied petroleum gas;

"period to which the Act applies" means the period of 3 years commencing on 28 March 1980;

"prescribed cylinder" means a gas cylinder designed to contain not more than 46 kg of liquefied petroleum gas, but does not include a gas cylinder designed with liquid draw-off for the supply of fuel to an internal combustion engine;

"residential premises" means—

(*a*) premises used as a house;

or

(*b*) other premises at which at least one person resides,

but does not include—

(*c*) premises used to conduct the business of a hotel, motel or boarding house or a similar business;

(*d*) premises used as a hospital, nursing home or other institution providing medical or nursing care;

(*e*) premises used as a boarding school;

or

(*f*) premises referred to in paragraph (*b*) that are included in a class of premises declared by the Minister, by notice published in the Gazette, to be a class of premises that are not residential premises for the purposes of the Act;

"the Minister" means the Minister of State for Business and Consumer Affairs of the Commonwealth or the Minister of State for any other Department of the Commonwealth who is for the time being responsible for the Act and includes such other Minister or member of the Federal Executive Council who is for the time being acting for and on behalf of that Minister;

"the State" means the State of South Australia.

(2) Unless a contrary intention appears, a reference to a clause or Part is a reference to a clause or Part of this scheme and a reference to a subclause is a reference to the relevant subclause of the clause in which the reference appears.

(3) Words in the singular number include the plural and the plural the singular and words denoting the masculine gender include the feminine or neuter gender.

PART B

REGISTRATION OF DISTRIBUTORS OF LIQUEFIED PETROLEUM GAS AND ELIGIBLE RETICULATION GAS

B.1. The Minister or an approved person may register as a distributor of liquefied petroleum gas for the purposes of this scheme a person who has entered into an agreement in writing with the Commonwealth and the State, or given an undertaking in writing to the Commonwealth, to the effect that—

(*a*) any liquefied petroleum gas that, after the agreement is entered into or the undertaking is given and before the expiration of the period to which the Act applies, is sold by the person for eligible use will be sold by him at a price that gives to the purchaser the benefit of any payment under this scheme received or to be received by him in respect of the sale;

and

(*b*) he will not make a claim for a payment from the State in respect of the sale of any liquefied petroleum gas, including a sale before the agreement was made or the undertaking was given, unless he sold the gas at a price that gave to the purchaser the benefit of the payment that the distributor claims to receive in respect of the sale.

B.2. The Minister or an approved person may register as a distributor of eligible reticulation gas for the purposes of this scheme a person who has entered into an agreement in writing with the Commonwealth and the State, or given an undertaking in writing to the Commonwealth, to the effect that—

(*a*) any eligible reticulation gas that, after the agreement is entered into or the undertaking is given and before the expiration of the period to which the Act applies, is sold by the person for eligible use and in the production of which he uses liquefied petroleum gas or naphtha purchased by him and, during the period to which the Act applies, delivered to him will be so sold by him at a price that gives to the purchaser the benefit of any payment under this scheme received or to be received by him in respect of the purchase;

and

(*b*) he will not make a claim for a payment from the State in respect of the purchase by him of any liquefied petroelum gas or naphtha unless eligible reticulation gas sold by him for eligible use produced by using the liquefied petroleum gas or naphtha was so sold at a price that gave to the purchaser the benefit of the payment that the distributor claims to receive in respect of the purchase of the gas or naphtha by him.

B.3. (1) The Minister or an approved person may consider an application for registration in accordance with clause B1 or clause B2 as he sees fit and having regard to such matters and such information as he considers relevant and he shall not be bound to accept any application for registration.

(2) A decision by the Minister or an approved person in respect of an application for registration shall be—

(*a*) made within 28 days from the date on which the application is received;

(*b*) recorded as to its terms in writing;

and

(*c*) set out in a document, a copy of which is furnished to the person making the application, stating that it has been decided to register that person as a distributor of liquefied petroleum gas or eligible reticulation gas, as the case may be, from the date set out in the document, as determined in accordance with clause B4.

B.4. The registration of a person as a distributor of liquefied petroleum gas or as a distributor of eligible reticulation gas for the purposes of this scheme may take effect from 28 March 1980 or from such later date as is specified by the Minister or approved person at the time the person is so registered and may be revoked by the Minister or an approved person at any time.

B.5. The registration of a person as a distributor may be revoked by the Minister or an approved person if—

(*a*) the person so requests;

(*b*) the Minister or an approved person is satisfied that the person has ceased to carry on business in the State as a distributor;

(*c*) the person is prosecuted under any legislation of the State for the time being in force relating to this scheme and a case against him is found proven in relation to that prosecution;

or

(*d*) the person has in the opinion of the Minister or an approved person failed to act in accordance with an agreement entered into or an undertaking given under clause B1 or clause B2.

B.6. A decision of the Minister or of an approved person to revoke the registration of a person for the purposes of this scheme pursuant to clause B5 shall be—

(*a*) recorded as to its terms in writing;

(*b*) set out in a document a copy of which is furnished to the person whose registration is being revoked, stating that it has been decided to revoke the registration of that person as a distributor from the date set out in the document and for the reason stated in the document.

B.7. Where a person has been registered as a distributor or the registration of such a person is revoked the Minister or an approved person shall forthwith cause a copy of the notification of registration or revocation to be forwarded to the State.

B.8. The revocation of the registration of a distributor shall not affect the operation of this scheme in respect of sales by that person prior to the date on which the revocation took place.

PART C

PAYMENTS TO DISTRIBUTORS IN RESPECT OF SALES OF LIQUEFIED PETROLEUM GAS

C.1. (1) The State shall make payments in accordance with this Part to distributors of liquefied petroleum gas that, during the period to which the Act applies, is, or has been, sold by them for eligible use.

(2) The payments to be made to a distributor pursuant to subclause (1) shall be at the rate of $80 per tonne of the weight of liquefied petroleum gas that, during the period to which the Act applies, is, or has been, sold by him for eligible use.

C.2. (1) Where the Minister or an approved person is satisfied by reason of the size or location of a container, that liquefied petroleum gas decanted into the container will be used primarily for decanting into prescribed cylinders, the Minister or the approved person may determine that the container is a container the decanting into which of liquefied petroleum gas is substantially equivalent to the supply of that gas for eligible use.

(2) The Minister or an approved person may revoke a determination referred to in subclause (1) at any time if he is satisfied that liquefied petroleum gas decanted into a container has not been used primarily for decanting into prescribed cylinders.

C.3. (1) Where the Minister or an approved person is satisfied by reason of the size or location of a container, that liquefied petroleum gas decanted into the container during a past period commencing on or after 28 March 1980 was used primarily for decanting into prescribed cylinders, the Minister or the approved person may determine that the container was, during that period, a container the decanting into which of liquefied petroleum gas was substantially equivalent to the supply of that gas for eligible use.

(2) A determination referred to in subclause (1) shall be deemed to have been in force during, and only during, the period to which it relates.

C.4. (1) For the purposes of this scheme, liquefied petroleum gas sold by a distributor of liquefied petroleum gas shall be deemed to have been sold for eligible use if the gas is supplied to the purchaser by decanting the gas into—

(*a*) a prescribed cylinder;

or

(*b*) a container in respect of which a determination referred to in clause C2 or clause C3 is in force,

and was not so decanted, and had never previously been decanted, from a prescribed cylinder or a container referred to in subparagraph (*b*).

(2) Where liquefied petroleum gas is deemed to have been sold for eligible use any subsequent sale of that gas shall be deemed to be a sale for other than eligible use.

C.5. For the purposes of this scheme but subject to clause C4, where a quantity of liquefied petroleum gas sold by a distributor of such gas is sold partly for eligible use and partly for other use, that quantity shall be deemed to have been sold—

(*a*) where more than 50% of that quantity is sold for eligible use—for eligible use;

or

(*b*) in any other case—for other than eligible use.

C.6. Where—

(*a*) a quantity of liquefied petroleum gas, or each quantity of such gas supplied to premises included in a class of premises, is sold partly for eligible use and partly for other use;

and

(*b*) the Minister or an approved person is satisfied that the percentage of that quantity or each of those quantitites, as the case may be, that is sold for eligible use cannot be determined,

the percentage of that quantity or each of those quantities, as the case may be, sold for eligible use shall, for the purposes of this scheme, be such percentage as is estimated by the Minister or the approved person, having regard to such information as is available to him, to be the percentage of that quantity or each of those quantities, as the case may be, that is so sold.

PART D

PAYMENTS TO DISTRIBUTORS IN RESPECT OF SALES OF ELIGIBLE RETICULATION GAS

D.1. (1) The State shall make payments in accordance with this Part to distributors of eligible reticulation gas in respect of liquefied petroleum gas or naphtha purchased by them for use in the production of eligible reticulation gas for sale by them for eligible use, being liquefied petroleum gas or naphtha delivered to them during the period to which the Act applies.

(2) A payment made to a distributor pursuant to subclause (1) shall be a payment in respect of the year commencing on 28 March 1980 or one of the 2 next succeeding years of an amount calculated in accordance with the formula—

$$\frac{\$80 \times A \times (C + D)}{B}$$

where—

A is the number of cubic metres of eligible reticulation gas that during the periods in respect of which the distributor rendered accounts for gas sold by him the whole or at least the last day of which fell within that year was sold by him for eligible use;

B is the number of cubic metres of eligible reticulation gas that during those periods was sold by the distributor;

C is the number of the tonnes of liquefied petroleum gas delivered to the distributor during that year that was purchased by him for use in the production of eligible reticulation gas for sale by him;

D is the number of the tonnes of naphtha delivered to the distibutor during that year that was purchased by him for use in the production of eligible reticulation gas for sale by him.

D.2. For the purposes of this scheme, where a quantity of eligible reticulation gas sold by a distributor of such gas is sold partly for eligible use and partly for other use, that quantity shall be deemed to have been sold—

(*a*) where more than 50% of that quantity is sold for eligible use—for eligible use;

or

(*b*) in any other case—for other than eligible use.

D.3. Where—

(*a*) a quantity of eligible reticulation gas, or each quantity of such gas supplied to premises included in a class of premises, is sold partly for eligible use and partly for other use;

and

(*b*) the Minister or an approved person is satisfied that the percentage of that quantity or each of those quantities, as the case may be, that is sold for eligible use cannot be determined,

the percentage of that quantity or each of those quantities, as the case may be, sold for eligible use shall, for the purposes of the scheme, be such percentage as is estimated by the Minister or the approved person, having regard to such information as is available to him, to be the percentage of that quantity or each of those quantities, as the case may be, that is so sold.

D.4. Where the Minister or an approved person is satisfied that the number of cubic metres of eligible reticulation gas sold, or sold for eligible use, by a registered distributor of such gas during a period in respect of which the distributor rendered accounts for gas sold by him cannot be accurately determined, the number of cubic metres of such gas so sold or sold for eligible use, as the case may be, shall, for the purposes of the scheme, be such number as is estimated by the Minister or the approved person, having regard to such information as is available to him, to be the number of cubic metres of such gas so sold or sold for eligible use, as the case may be.

D.5. For the purposes of this scheme, where, in the course of the delivery to a distributor of eligible reticulation gas of liquefied petroleum gas or naphtha purchased by him for use in the production of eligible reticulation gas, part of that gas or naphtha so purchased is lost by natural wastage, that gas or naphtha so lost shall be taken to have been delivered with the rest of that gas purchased.

PART E

CLAIMS

E.1. For the purposes of this Part "approved person" includes a person who has been appointed to be an authorized officer under the State legislation which relates to this scheme or otherwise under State law of the purposes of this scheme.

E.2. Subject to this Part a distributor may claim from the State the payments to be made in accordance with clause C1 or clause D1.

E.3. A claim by a distributor for payment in accordance with this scheme shall be made to an approved person as provided by regulations made under the State legislation which relates to this scheme or, if no such regulations are in force for the time being, on a form provided by an approved person for the purposes of making claims in accordance with this scheme.

E.4. (1) An approved person shall examine each claim by a distributor for payment in accordance with this scheme made to him and shall, if he is satisfied that an amount is payable to the distributor, give a certificate in writing to that effect.

(2) Where a certificate is given under subclause (1) the State shall pay the amount specified in the certificate to the distributors in respect of whom the certificate is given.

(3) The giving of a certificate under subclause (1) or the making of a payment on such a certificate pursuant to subclause (2) are not to be taken as finally disposing of a claim and each claim shall be subject to further examination and the provision of such other certificates as to the claim and having such effect as may be provided for by or under the State legislation which relates to this scheme or otherwise under State law for the purposes of this scheme.

(4) Without limiting the generality of subclause (3) as to the further examination of claims or the provision of other certificates as to a claim, an approved person may where an amount previously paid to a distributor was not payable or exceeded the amount that was payable or where the whole or any part of an advance previously made to a distributor was not payable give a certificate to the effect that the amount paid or the overpayment is an overpayment to that distributor by the State.

(5) Where a certificate is given in accordance with subclause (4) the amount of the overpayment specified in the certificate is recoverable by the State from the distributor.

E. 5. (1) Subject to subclause (2), for the purposes of this scheme the date of purchase or of sale shall be the date shown on the invoice in relation to the purchase or the sale and the date of delivery shall be the date shown on the delivery document.

(2) An approved person shall—

(*a*) if upon investigation of a purchase, sale or delivery he is satisfied that the actual date of the purchase or sale, or of the delivery was not the date specified in the invoice or the delivery docket;

or

(*b*) if no date for the purchase or sale or the delivery is specified in the invoice or in the delivery docket—

give a certificate stating the date on which in his opinion the purchase, sale or delivery took place, and the purchase, sale or delivery shall be regarded as having taken place for the purposes of this scheme on the date stated in the certificate.

E. 6. (1) Subject to subclause (2) the State may, in accordance with arrangements approved by the Minister who is referred to in clause A3, make advances to distributors within the State of such amounts as are advanced to it by the Minister for Finance in accordance with section 11 of the Act on account of amounts that may become payable pursuant to this scheme.

(2) An advance which may be made to a distributor by the State in accordance with subclause (1) may be of such an amount as is necessary to be paid to the distributor, being an amount by which the distributor would otherwise be out of pocket by reason of payments to the distributor under this scheme being received by the distributor later in time than the purchase price of the sales of liquefied petroleum gas or eligible reticulation gas in relation to which the distributor may claim pursuant to this scheme.

E. 7. A distributor shall—

(*a*) permit an approved person to have access at all reasonable times to his premises or any vehicle used for the carriage of liquefied petroleum gas and inspect any accounts, books, documents and other records relating to the sale of liquefied petroleum gas, the production or sale of eligible reticulation gas or the purchase of liquefied petroleum gas or naphtha;

(*b*) if he has made a claim pursuant to this scheme, furnish such further information relating to the claim as is requested or as may be required by the approved person;

(*c*) if he has received a payment pursuant to this scheme in respect of the sale of any liquefied petroleum gas, preserve the accounts, books, documents and other records relating to that sale until the expiration of 12 months after the date of making the claim in respect of which the payment was made;

and

(*d*) if he has received a payment pursuant to this scheme in respect of the purchase by him of any liquefied petroleum gas or naphtha delivered to him during a period, preserve the accounts, books, documents and other records relating to that purchase or to the production or sale by him of eligible reticulation gas during that period until the expiration of 2 years after the date of making the claim in respect of which the payment was made.

PART F

MISCELLANEOUS

F.1. A notice, requirement or other communication under this scheme by the Minister or an approved person shall be duly given, made or delivered to a distributor if it is in writing signed by or on behalf of the Minister or by the approved person and is addressed and sent by prepaid post to, or is delivered for, the distributor at such address as is stated in the application of the distributor for registration or at such other address as the distributor from time to time notifies to the Minister or an approved person and shall be taken to have been given, made or delivered when it would have been delivered in the ordinary course of post or when it was delivered, as the case may be.

F.2. (1) An application, notice or other communication under this scheme (other than a claim for payment) by a person to the Minister or an approved person shall be signed by, or by an individual person authorized by, that person in that behalf and shall be addressed and sent by prepaid post to, or delivered for, the Comptroller-General of Customs, Department of Business and Consumer Affairs, Canberra, A.C.T. 2600 or to the Secretary of any other Department of the Commonwealth whose Minister from time to time assumes the administration of the Act, at the then address of the central office of the relevant Department.

(2) Claims for payments in accordance with this scheme may be addressed to the Collector of Customs in the State.

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 85 of 1980

An Act to amend the Electricity Trust of South Australia Act, 1946-1975.

[*Assented to 27th November,* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Electricity Trust of South Australia Act Amendment Act, 1980".

(2) The Electricity Trust of South Australia Act, 1946-1975, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Electricity Trust of South Australia Act, 1946-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 6—Members of trust.

3. Section 6 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "five" and substituting the word "seven";

and

(*b*) by striking out paragraph (*d*) of subsection (2).

Amendment of s. 8—Term of office.

4. Section 8 of the principal Act is amended by striking out subsection (1) and substituting the following subsections:

(1) Subject to this Act, a member of the trust shall hold office for a term of three years.

(1a) A member of the trust whose term of office commenced before the commencement of the Electricity Trust of South Australia Act Amendment Act, 1980, shall, subject to this Act, remain in office for a term of five years from the date of commencement of that term of office.

Amendment of s. 9—Casual vacancies.

5. Section 9 of the principal Act is amended by striking out from paragraph (*e*) of subsection (1) the passage "an employee of the trust or".

Amendment of s. 12—Quorum and majority.

6. Section 12 of the principal Act is amended by striking out from subsections (1) and (2) the word "three" wherever it occurs and substituting, in each case, the word "four".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 86 of 1980

An Act to authorize the Corporation of the City of Burnside to lease portion of the Kensington Gardens Reserve for use as a kindergarten.

[*Assented to* 4 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Kensington Gardens Reserve Act, 1980".

Interpretation.

2. In this Act—

"the Corporation" means the Corporation of the City of Burnside:

"the Kensington Gardens Reserve" means the whole of the land comprised in Certificate of Title Volume 820 Folio 56:

"the Trusts" means the trusts in respect of the Kensington Gardens Reserve arising under a certain declaration of trust made by the Municipal Tramways Trust on the twenty-sixth day of October, 1909, under which the Kensington Gardens Reserve is to be held for the public for use as a recreation ground.

Authority for Corporation to lease portion of the Reserve for use as a kindergarten.

3. (1) Notwithstanding the Trusts, the Corporation may, from time to time, but subject to this section, lease portion of the Kensington Gardens Reserve for use as a kindergarten.

(2) Any lease granted under this section—

(*a*) may be for a term not exceeding twenty-one years;

(*b*) shall be subject to such terms, conditions and restrictions as the Corporation may think fit;

and

(*c*) may authorize the erection on the land subject to the lease of buildings, fences and other structures with the prior approval in writing of the Corporation.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 87 of 1980

An Act to amend the Securities Industry Act, 1979.

[*Assented to* 4 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Securities Industry Act Amendment Act, 1980".

(2) The Securities Industry Act, 1979, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Securities Industry Act, 1979-1980".

Amendment of s. 40—Conditions to which licence is subject.

2. Section 40 of the principal Act is amended by striking out from paragraph (*b*) of subsection (1) the passage "the Commissioner" and substituting the passage "the Commission".

Amendment of s. 47—Revocation and suspension of licences.

3. Section 47 of the principal Act is amended by striking out from paragraph (*b*) of subsection (1) the passage "the Commissioner" and substituting the passage "the Commission".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 88 of 1980

An Act to amend the Local Government Act, 1934-1980.

[*Assented to* 4 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Local Government Act Amendment Act (No. 2), 1980".

(2) The Local Government Act, 1934-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Local Government Act, 1934-1980".

Commencement.

2. (1) This Act shall come into operation on a day to be fixed by proclamation.

(2) The Governor may, in a proclamation made for the purposes of subsection (1), suspend the operation of any specified provisions of this Act until a subsequent day fixed in the proclamation, or a day to be fixed by subsequent proclamation.

Amendment of s. 5—Interpretation.

3. Section 5 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the definition of "Crown lands" the following definition:

"deputy returning officer" means a person appointed under section 102 to be a deputy returning officer of the council:;

(*b*) by inserting in subsection (1) after the definition of "pave" the following definition:

"presiding officer" means a person appointed under section 111 to be a presiding officer of the council and includes the returning officer or a deputy returning officer:;

(*c*) by striking out from subsection (1) the definition of "returning officer" and substituting the following definition:

"returning officer" means the person appointed under section 102 to be the returning officer of the council and includes a

deputy returning officer while exercising or performing any of the powers, duties or functions of the returning officer:;

and

(*d*) by inserting after subsection (10) the following subsection:

(11) Where a member of a council in office at the commencement of the Local Government Act Amendment Act (No. 2), 1980, would, under the provisions of this Act as in force before that commencement, have been required to vacate his office on the first Saturday in July in any year, the member shall, subject to this Act, be entitled to continue in office until the first Saturday in October in that year.

Amendment of s. 8— General powers of Governor to adjust rights, etc.

4. Section 8 of the principal Act is amended by striking out from subsection (2) the word "ratepayers" and substituting the word "electors".

Amendment of s. 57— Vacancy occurring three months before election.

5. Section 57 of the principal Act is amended by striking out from subsection (1) the passage "before the first Saturday in July in any year upon which" and substituting the passage "of the time when".

Amendment of s. 65— First meeting of council.

6. Section 65 of the principal Act is amended by striking out from paragraph (*a*) of subsection (2) the passage "for that financial year".

Amendment of s. 77— Election of aldermen.

7. Section 77 of the principal Act is amended by striking out the word "July" and substituting the word "October".

Amendment of s. 79— Mode of retirement of first aldermen.

8. Section 79 of the principal Act is amended by striking out from subsection (1) the word "July", twice occurring, and substituting, in each case, the word "October".

Amendment of s. 84— Appointment and qualification of auditors.

9. Section 84 of the principal Act is amended—

(*a*) by inserting after subsection (1) the following subsections:

(1aa) The council shall appoint its auditor at the first meeting of the council after the conclusion of each annual election.

(1ab) Where an area is newly constituted or two or more areas are united, the council for the new area shall appoint its auditor at the first meeting of the council after the constitution of the area or union of the areas.;

(*b*) by striking out subsection (2);

and

(*c*) by striking out subsection (4) and substituting the following subsection:

(4) Every auditor shall hold office until the first meeting of the council after the conclusion of the annual election next occurring after his appointment.

Amendment of s. 86a—Appointment of auditor on failure to appoint by council.

10. Section 86a of the principal Act is amended—

(*a*) by striking out from subsection (3) the passage "thirty-first day of August" and substituting the passage "first meeting of the council after the conclusion of the annual election";

and

(*b*) by striking out subsection (5).

Insertion of new s. 87.

11. The following section is inserted after section 86a of the principal Act:

Powers, etc., continue beyond term of office for purpose of completing audit.

87. Where the auditor for an area has not, before the expiration of his term of office as auditor, completed the audit of the accounts of the council for the preceding financial year, he shall, notwithstanding the provisions of this Act or the appointment of any other person to the office, complete the audit and for that purpose continue to have the powers, rights, duties and authorities of an auditor.

Amendment of s. 102—Appointment of returning officer and deputy returning officers.

12. Section 102 of the principal Act is amended—

(*a*) by striking out subsection (1) and substituting the following subsection:

(1) The council shall at the first meeting of the council after the conclusion of each annual election appoint a returning officer and one or more deputy returning officers.;

(*b*) by inserting in subsection (1a) after the passage "returning officer" the passage "or any deputy returning officer";

(*c*) by inserting in subsection (1b) after the passage "returning officer", wherever it occurs, in each case, the passage "or a deputy returning officer";

(*d*) by striking out subsection (1c) and substituting the following subsection:

(1c) A person appointed to be the returning officer or a deputy returning officer shall hold office until the first meeting of the council after the conclusion of the annual election next occurring after his appointment unless he earlier ceases to hold the office and shall be eligible for re-appointment.;

(*e*) by inserting in subsection (1d) after the passage "returning officer" the passage "or a deputy returning officer";

and

(*f*) by striking out subsection (2) and (3) and substituting the following subsection:

(2) Neither the returning officer nor any deputy returning officer shall be eligible as a candidate for election to the council while holding office as returning officer or deputy returning officer.

Repeal of s. 103 and substitution of new section.

13. Section 103 of the principal Act is repealed and the following section is substituted:

Powers, etc., of deputy returning officers.

103. (1) A deputy returning officer may exercise or perform any of the powers, duties or functions of the returning officer, and where any

power, duty or function is expressed to depend upon the discretion or state of mind of the returning officer, it may be exercised or performed by the deputy returning officer according to his discretion or state of mind.

(2) A deputy returning officer shall, in exercising or performing any of the powers, duties or functions of the returning officer, be subject to the general control and direction of the returning officer.

Amendment of s. 104—Day of nomination.

14. Section 104 of the principal Act is amended by striking out from subsection (1) the passage "second Friday in May" and substituting the passage "first Friday in September".

Amendment of s. 105—Form of nomination, etc.

15. Section 105 of the principal Act is amended by striking out the passage "or deputy returning officer" wherever it occurs.

Amendment of s. 106—Proceedings of nominations.

16. Section 106 of the principal Act is amended—

(*a*) by striking out from paragraph I the passage "or deputy returning officer";

(*b*) by striking out from paragraph II the word "July" and substituting the word "October";

and

(*c*) by striking out from paragraph III the word "July" and substituting the word "October".

Amendment of s. 107—Notice of adjournment.

17. Section 107 of the principal Act is amended by striking out from subsection (1) the passage "or deputy returning officer".

Amendment of s. 108—Provisions as to polling-places.

18. Section 108 of the principal Act is amended by striking out from subsection (3) the passage "or deputy returning officer".

Amendment of s. 111—Power of returning officer to appoint presiding officers.

19. Section 111 of the principal Act is amended—

(*a*) by striking out subsection (1) and substituting the following subsection:

(1) The returning officer may appoint a person to be a presiding officer to preside and take votes for him at a polling-place.;

(*b*) by striking out from subsection (2) the passage "deputy returning officer" and substituting the passage "presiding officer";

(*c*) by striking out from subsection (3) the passage "or deputy returning officer";

(*d*) by striking out subsection (4);

and

(*e*) by striking out from subsection (5) the passage "deputy returning officer" and substituting the passage "presiding officer".

Amendment of s. 112— Election to be held before returning officer, his deputy or presiding officer.

20. Section 112 of the principal Act is amended by striking out the passage "or deputy returning officer" and substituting the passage "or any other presiding officer".

Repeal of s. 113 and substitution of new section.

21. Section 113 of the principal Act is repealed and the following section is substituted:

Scrutineers.

113. (1) Each candidate may appoint, in writing, one or more scrutineers for each polling-place.

(2) Where a candidate appoints more than one scrutineer for a polling-place, no more than one of them shall be present in the polling-booth at the same time during the poll.

Amendment of s. 114— Who may be present in polling-booth.

22. Section 114 of the principal Act is amended by striking out the passage "returning officer or deputy returning officer", twice occurring, and substituting, in each case, the passage "presiding officer".

Amendment of s. 119— Exhibiting of ballot-boxes.

23. Section 119 of the principal Act is amended by striking out the passage "returning officer or deputy returning officer" and substituting the passage "presiding officer".

Amendment of s. 120— Proceedings on day of election.

24. Section 120 of the principal Act is amended—

(*a*) by striking out from paragraph I the passage "the returning officer or a deputy returning officer" and substituting the passage "a presiding officer";

(*b*) by striking out from paragraph IV the passage "an authorized officer" and substituting the passage "the presiding officer or a poll clerk authorized by the presiding officer";

(*c*) by striking out from paragraph V the passage "returning officer or deputy returning officer or any poll clerk authorized by the returning officer or deputy returning officer" and substituting the passage "presiding officer or poll clerk so authorized";

(*d*) by striking out from paragraph VI the passage "returning officer, or the initials of the deputy returning officer presiding at the polling-place" and substituting the passage "presiding officer";

(*e*) by striking out from paragraph VIII the passage "returning officer or deputy returning officer" and substituting the passage "presiding officer".

and

(*f*) by striking out from paragraph VIII the passage "returning officer, or deputy returning officer" and substituting the passage "presiding officer".

Amendment of s. 122— Inquiries which may be made of voter.

25. Section 122 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "returning officer or deputy returning officer" and substituting the passage "presiding officer";

and

(*b*) by striking out from subsection (4) the passage "returning officer or deputy returning officer" and substituting the passage "presiding officer".

Amendment of s. 123—Powers of presiding officers.

26. Section 123 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "returning officer and deputy returning officer" and substituting the passage "presiding officer";

and

(*b*) by striking out from subsection (2) the passage "returning officer or deputy returning officer" and substituting the passage "presiding officer".

Amendment of s. 126—Count of voting papers by presiding officer.

27. Section 126 of the principal Act is amended—

(*a*) by striking out from paragraph I the passage "deputy returning officer" and substituting the passage "presiding officer";

(*b*) by striking out from paragraph II the passage "deputy returning officer" and substituting the passage "presiding officer";

(*c*) by striking out from paragraph III the passage "deputy returning officers" and substituting the passage "presiding officers";

and

(*d*) by striking out from paragraph VI the passage "the deputy returning officer" and substituting the passage "deputy returning officers and other presiding officers".

Amendment of s. 127—Counting of votes by returning officer.

28. Section 127 of the principal Act is amended—

(*a*) by striking out from paragraph I the passage "deputy returning officer" and substituting the passage "presiding officer";

and

(*b*) by striking out from paragraph III the passage "the deputy returning officer" and substituting the passage "deputy returning officers and other presiding officers".

Amendment of s. 129—Officers' votes.

29. Section 129 of the principal Act is amended by striking out subsection (2) and substituting the following subsection:

(2) A deputy returning officer (unless he is acting in the place of the returning officer) or any other presiding officer may vote at any election in the same manner as if he had not been appointed to such office.

Amendment of s. 134—Provision in event of impediments of a formal nature.

30. Section 134 of the principal Act is amended by inserting in subsection (1) after the passage "deputy returning officer", twice occurring, in each case, the passage "or other presiding officer".

Amendment of s. 137—Proceedings on supplementary election.

31. Section 137 of the principal Act is amended—

(*a*) by striking out from subsection (3) the word "July", wherever it occurs, and substituting, in each case, the word "October";

and

(*b*) by striking out from subsection (4) the word "July", twice occurring, and substituting, in each case, the word "October".

Amendment of s. 156— Proceedings at meetings of council.

32. Section 156 of the principal Act is amended by striking out the passage "paragraph (36)" and substituting the passage "subparagraph I of paragraph 1 of subsection (1)".

Amendment of s. 157— Appointment, removal and salaries of officers.

33. Section 157 of the principal Act is amended—

(*a*) by striking out from paragraph (*b*) of subsection (1) the passage "; the person so appointed shall hold the qualifications prescribed for engineers by the regulations under paragraph (*f*) of section 691";

(*b*) by inserting after subsection (1) the following subsection:

(1aa) A person shall not be appointed to any office under this section unless he holds the educational and professional qualifications prescribed by regulation in relation to the office or the Minister has approved his appointment.;

(*c*) by inserting in paragraph (*a*) of subsection (9) before the passage "long service leave", twice occurring, in each case, the passage "sick leave or";

(*d*) by striking out paragraph (*b*) of subsection (9) and the word "and" occurring immediately before that paragraph;

(*e*) by inserting in subsection (9*b*) after the passage "that other council" the passage ", unless the employee enters into other employment during that intervening period";

(*f*) by inserting in subsection (10) after the passage "Where a council grants" the passage "sick leave or";

(*g*) by striking out from subsection (10) the passage "agreed upon by the councils, or, in the event of a dispute, determined on the application of a council concerned in the dispute by the Minister" and substituting the passage "determined in accordance with the regulations";

(*h*) by striking out from subsection (11) the passage "and other rights in respect of employment" and substituting the passage "or sick leave";

(*i*) by striking out from subsection (12b) the passage "and other rights in respect of employment" and substituting the passage "or sick leave";

and

(*j*) by inserting after subsection (14) the following subsection:

(15) The amendments relating to sick leave effected to this section by the Local Government Act Amendment Act (No. 2), 1980, apply to any employee of a council in that employment after the commencement of that Act in relation to his employment with that council or any other council whether occurring before or after that commencement.

Amendment of s. 167— Rights of persons interested to take extracts from assessment-book.

34. Section 167 of the principal Act is amended—

(*a*) by striking out the passage "a fee of ten cents for every extract" and substituting the passage "the prescribed fee";

and

(*b*) by inserting after its present contents as amended by this section (now to be designated as subsection (1)) the following subsection:

(2) The Governor may make regulations fixing a fee or scale of fees for the supply of an extract or extracts from the assessment-book.

Amendment of s. 173— Duty of council to make assessment.

35. Section 173 of the principal Act is amended by striking out from subsection (1) the passage "entering upon office, and thereafter for the purposes of" and substituting the passage "the commencement of".

Amendment of s. 214— Power to declare general rate.

36. Section 214 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage ", at any time";

(*b*) by inserting after subsection (1) the following subsection:

(1a) The declaration by the council of a general rate or differential general rates for a financial year shall be made before the thirty-first day of August occurring in that financial year or within such further period as the Minister may allow the council.;

and

(*c*) by striking out from subsection (4) the passage "No more than one general rate shall be declared" and substituting the passage "Differential general rates shall not be declared".

Repeal of s. 218 and substitution of new section. Memorial for specific works.

37. Section 218 of the principal Act is repealed and the following section is substituted:

218. A memorial may be addressed to the council requesting that specific works be carried out by the council for the benefit of a specific portion of the area.

Amendment of s. 220— Number of signatories to and verification of memorial.

38. Section 220 of the principal Act is amended by inserting before its present contents (now to be designated as subsection (2)) the following subsection:

(1) The memorial shall be signed by a majority of the electors for the portion of the area defined in the memorial.

Amendment of s. 287— Expenditure of revenue.

39. Section 287 of the principal Act is amended—

(*a*) by striking out paragraph (f6) of subsection (1) and substituting the following paragraph:

(f6) subscribing to, or providing equipment for—

(i) the Royal Life Saving Society;

or

(ii) any Surf Life Saving Club within or outside the area that provides directly or indirectly for the needs of the inhabitants of the area;

(*b*) by striking out from paragraph (f7) of subsection (1) the passage "the area of the council" and substituting the passage "or outside the area if the council is satisfied that the library provides directly or indirectly for the needs of the inhabitants of the area";

and

(*c*) by inserting in subsection (1) after paragraph (i1) the following paragraph:

(i2) contributing towards the provision of motor omnibus services for the transport of passengers for hire or otherwise;.

Insertion of new s. 344b.

40. The following section is inserted after section 344a of the principal Act:

Councils may bear part of cost of constructing or repairing private streets and roads.

344b. Notwithstanding the provisions of sections 342, 343 or 344a of this Act, the council may by resolution resolve to bear a proportion of the expenses that will be incurred by the council in carrying out any works under any of those sections and, where the council so resolves, the provisions of that section shall apply in relation to the part of the expenses that is not to be borne by the council as if it were the full amount of the expenses.

Amendment of s. 383—Works and undertakings.

41. Section 383 of the principal Act is amended by inserting in subsection (1) after paragraph XXI the following paragraph:

XXIa. Provide motor omnibus services for the transport of passengers for hire or otherwise;.

Amendment of s. 435—Power to submit scheme relating to work, undertaking, services or facilities.

42. Section 435 of the principal Act is amended—

(*a*) by striking out paragraph (*a*) of subsection (1) and substituting the following paragraph:

(*a*) the execution, provision, continuation or maintenance by the council of any specified work, undertaking, services or facilities;;

(*b*) by striking out from subsection (1) the passage "is or are such as might be executed" and substituting the passage "might be or have been executed, provided";

(*c*) by inserting after subsection (1) the following subsection:

(2) A scheme for the provision, continuation or maintenance of services or facilities may authorize the council to impose charges or receive donations in respect of the services or facilities and may make provision for the manner in which the council may deal with or expend moneys received from such charges or donations.;

and

(*d*) by inserting after subsection (5) the following subsection:

(5aa) Where an authorized scheme provides for the provision or the continuation or maintenance of services or facilities for the use or enjoyment of aged, handicapped or infirm persons that might be or have been provided under section 287b, the provisions of that section shall not apply or shall cease to apply, as the case may be, to or in relation to the services or facilities provided or continued or maintained under the authorized scheme.

Amendment of s. 468— Confirmation of exchange.

43. Section 468 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage ", who shall submit them to the Governor";

and

(*b*) by striking out subsection (3) and substituting the following subsection:

(3) The Minister of Lands may within six months after the date of the order confirm the order and thereupon one duplicate shall be returned to the council and the other shall be retained by the Minister of Lands.

Amendment of s. 469— Voiding of agreement.

44. Section 469 of the principal Act is amended by striking out from paragraph (*c*) the word "Governor" and substituting the passage "Minister of Lands".

Amendment of s. 500— Charges for gas or electricity.

45. Section 500 of the principal Act is amended by inserting after its present contents (now to be designated as subsection (1)) the following subsection:

(2) The council may, before or after commencing to supply gas or electricity to any person, require that person to pay to the council an amount fixed by the council or by by-law (not exceeding in any case any limits which may be fixed by the Governor by regulation) as security for payment of the charges for supplying gas or electricity to that person.

Insertion of new s. 536b.

46. The following section is inserted after section 536a of the principal Act:

Private streets, etc., to be kept clean by occupiers or owners.

536b. The occupier, or if unoccupied, the owner of any private street, road, square, lane, footway, court, alley or thoroughfare that the public are allowed to use and that is situated within any municipality or any township within any district shall keep such area clean and free of refuse of any kind.

Penalty: Two hundred dollars.

Repeal of ss. 542 and 543 and substitution of new section.

47. Sections 542 and 543 of the principal Act are repealed and the following section is substituted:

Duty of municipal councils to keep public places clean.

542. A municipal council shall keep every public place within the municipality clean and free of refuse of any kind.

Amendment of s. 665— Drainage across footways.

48. Section 665 of the principal Act is amended by striking out subsection (1) and substituting the following subsections:

(1) The council may, in any case in which it is of the opinion that as a result of building or other works carried out on any land water drains or is likely to drain from that land across any footway (whether directly or indirectly across any other land), by notice in writing require the owner of the land to construct a drain (which may be constructed under any footway) to conduct the water into any water-table or drain in or under any street or road.

(1a) A notice under subsection (1) may require two or more owners to combine in the construction of a common drain.

Amendment of s. 721—Differences between councils.

49. Section 721 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the word "Minister" the passage "or a person appointed by the Minister";

(*b*) by inserting in subsection (2) after the word "Minister" the passage "or person appointed by the Minister";

and

(*c*) by inserting in subsection (3) after the word "Minister" the passage "or person appointed by the Minister".

Amendment of s. 778a—Improperly interfering with council property.

50. Section 778a of the principal Act is amended by striking out the passage "ten dollars" and substituting the passage "two hundred dollars".

51. Section 801 of the principal Act is amended—

Amendment of s. 801—Power of returning officer to appoint presiding officers to preside at polling-places.

(*a*) by striking out from subsection (1) the passage "deputy returning officer" and substituting the passage "presiding officer";

(*b*) by striking out from subsection (2) the passage "deputy returning officer" and substituting the passage "presiding officer";

(*c*) by striking out subsection (3) and substituting the following subsection:

(3) The returning officer may appoint any poll clerks clerks necessary for the purposes of the poll.;

and

(*d*) by striking out from subsection (4) the passage "deputy returning officers" and substituting the passage "presiding officers".

Amendment of s. 802—Poll to be held before a presiding officer.

52. Section 802 of the principal Act is amended by striking out the passage "the returning officer or deputy returning officer" and substituting the passage "a presiding officer".

Amendment of s. 811—Exhibiting of ballot-boxes.

53. Section 811 of the principal Act is amended by striking out the passage "returning officer or deputy returning officer" and substituting the passage "presiding officer".

Amendment of s. 812—Person allowed in polling-booth.

54. Section 812 of the principal Act is amended by striking out the passage "returning officer or deputy returning officer", twice occurring, and substituting, in each case, the passage "presiding officer".

Amendment of s. 813—Voting.

55. Section 813 of the principal Act is amended—

(*a*) by striking out subsection (1) and substituting the following subsection:

(1) Every person entitled to vote shall—

(*a*) present himself to the presiding officer or any poll clerk authorized by the presiding officer at the polling-place where the person claims to vote;

and

(*b*) state his full name, place of residence, and occupation.;

(*b*) by striking out from subsection (2) the passage "returning officer, or deputy returning officer, or any poll clerk authorized by the returning officer or deputy returning officer" and substituting the passage "presiding officer or any poll clerk so authorized";

and

(*c*) by striking out from subsection (3) the passage "returning officer or the initials of the deputy returning officer" and substituting the passage "presiding officer".

Amendment of s. 820—Questions which may be asked at polls.

56. Section 820 of the principal Act is amended by striking out from subsection (1) the passage "returning officer, or deputy returning officer" and substituting the passage "presiding officer".

Amendment of s. 822—Sealing box after voting.

57. Section 822 of the principal Act is amended by striking out the passage "returning officer or deputy returning officer" and substituting the passage "presiding officer".

Amendment of s. 824—Count of voting papers at close of poll.

58. Section 824 of the principal Act is amended—

(*a*) by striking out from paragraph I the passage "deputy returning officer" and substituting the passage "presiding officer";

(*b*) by striking out from paragraph II the passage "deputy returning officer" and substituting the passage "presiding officer";

(*c*) by striking out from paragraph III the passage "deputy returning officers" and substituting the passage "presiding officers";

and

(*d*) by striking out from paragraph V the passage "the deputy returning officer" and substituting the passage "deputy returning officers and other presiding officers".

Amendment of s. 825—Counting of votes.

59. Section 825 of the principal Act is amended—

(*a*) by striking out from paragraph I the passage "deputy returning officer" and substituting the passage "presiding officer";

and

(*b*) by striking out from paragraph III the passage "the deputy returning officer" and substituting the passage "deputy returning officers and other presiding officers".

Amendment of s. 826—Returning officers' vote.

60. Section 826 of the principal Act is amended by inserting in subsection (2) after the passage "a deputy returning officer" the passage "(unless he is acting in the place of the returning officer) or any other presiding officer".

Amendment of s. 829—Powers of presiding officers.

61. Section 829 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "returning officer and deputy returning officer" and substituting the passage "presiding officer";

and

(*b*) by striking out from subsection (2) the passage "returning officer or deputy returning officer" and substituting the passage "presiding officer".

Amendment of s. 831—Provisions in event of impediments of a formal nature.

62. Section 831 of the principal Act is amended by inserting in subsection (1) after the passage "deputy returning officer", twice occurring, in each case, the passage "or other presiding officer".

Amendment of s. 835—Issue of certificate and voting papers.

63. Section 835 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the word "contents," the passage "or deliver,";

and

(*b*) by striking out from subsection (3) the passage "or a deputy returning officer".

Amendment of s. 841—Directions for postal voting.

64. Section 841 of the principal Act is amended—

(*a*) by inserting in paragraph V after the last word of that paragraph the passage "or deliver it, or cause it to be delivered, to the returning officer or any other presiding officer";

and

(*b*) by inserting in paragraph VI after the passage "posted, to the returning officer" the passage "or deliver it, or cause it to be delivered, to the returning officer or any other presiding officer".

Amendment of s. 846—Preliminary scrutiny of post voting papers.

65. Section 846 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "received by post up to the close of the poll by him" and substituting the passage "received up to the close of the poll";

and

(*b*) by striking out from subsection (2) the passage "by post up to the close of poll and all postal voting papers which come into his possession other than by post" and substituting the passage "up to the close of poll and all postal voting papers which come into his possession after that time".

Amendment of s. 854—Power to lease racecourse.

66. Section 854 of the principal Act is amended—

(*a*) by striking out from paragraph (*c*) of subsection (2) the passage "five acres" and substituting the passage "three hectares";

and

(*b*) by striking out from paragraph (*d*) of subsection (2) the passage "two acres" and substituting the passage "one hectare".

Amendment of s. 858—Regulation of borrowing.

67. Section 858 of the principal Act is amended by striking out from paragraph II the passage "any one hundred electors" and substituting the passage "not less than ten per centum of the electors enrolled on the voters' roll".

Amendment of s. 866—Rights of fishing.

68. Section 866 of the principal Act is amended by striking out from subsection (2) the passage "ten dollars" and substituting the passage "two hundred dollars".

Amendment of s. 875—Particulars of charges upon property.

69. Section 875 of the principal Act is amended by inserting in subsection (1) after the passage "signed by the clerk" the passage "or any other officer authorized by the council".

Amendment of s. 881—Duty of Registrar-General to supply particulars to councils.

70. Section 881 of the principal Act is amended by striking out from paragraph II the passage "of the terms".

Amendment of fifth schedule.

71. The fifth schedule to the principal Act is amended—

(*a*) by striking out Form No. 1;

(*b*) by striking out from the heading of Form No. 3 the passage "*Deputy Returning Officer*" and substituting the passage "*Presiding Officer*";

(*c*) by striking out from Form No. 3 the passage "a deputy returning officer" and substituting the passage "a presiding officer";

(*d*) by striking out from the heading of Form No. 5 the passage "*Deputy Returning Officer*" and substituting the passage "*Presiding Officer*";

and

(*e*) by striking out from Form No. 5 the passage "Deputy Returning Officer", twice occurring, and substituting, in each case, the passage "Presiding Officer".

Amendment of fourteenth schedule.

72. The fourteenth schedule to the principal Act is amended—

(*a*) by striking out from Form No. 3 the passage "His Excellency the Governor has been pleased to confirm the order, and to direct that the Minister of Lands" and substituting the passage "the Minister of Lands has been pleased to confirm the order and";

and

(*b*) by striking out from Form No. 5 the passage "pursuant to the direction of His Excellency the Governor, published in the *South Australian Government Gazette* of the day of , in confirming" and substituting the passage "having confirmed".

Amendment of eighteenth schedule.

73. The eighteenth schedule to the principal Act is amended—

(*a*) by striking out from the heading of Form No. 2 the passage "*Deputy Returning Officer*" and substituting the passage "*Presiding Officer*";

and

(*b*) by striking out from Form No. 2 the passage "Deputy Returning Officer", twice occurring, and substituting, in each case, the passage "Presiding Officer".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 89 of 1980

An Act to amend the Local Government Act, 1934-1980.

[*Assented to* 4 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Local Government Act Amendment Act (No. 3), 1980".

(2) The Local Government Act, 1934-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Local Government Act, 1934-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 475a—Governor may make regulations under this Part.

3. Section 475a of the principal Act is amended—

(*a*) by striking out from paragraph (*b*) of subsection (2) the passage ", by resolution,";

(*b*) by inserting in paragraph (*ca*) of subsection (2) after the passage "created by the council" the passage ", or of parking spaces generally";

(*c*) by striking out paragraph (*d*) from subsection (2) and substituting the following paragraph:

(*d*) prescribing, or providing for the imposition by a council of, conditions, limitations or prohibitions upon the use of areas, zones or parking spaces created by the council;;

(*d*) by inserting in paragraph (*e*) of subsection (2) after the passage "public places" the passage ", or any parts thereof";

(*e*) by striking out from paragraph (*g*) of subsection (2) the passage "any specified";

(*f*) by striking out from paragraph (*g*) of subsection (2) the word "specified" twice occurring;

(*g*) by inserting in paragraph (*i*) of subsection (2) after the passage "clerk of a council" the passage ", or other officer of the council authorized by the clerk,";

(*h*) by inserting in paragraph (*j*) of subsection (2) after the passage "public places" the passage ", or any parts thereof";

(*i*) by inserting in paragraph (*jb*) of subsection (2) after the word "providing" the passage ", or excluding,";

(*j*) by inserting in subsection (2) after paragraph (*jb*) the following paragraph:

(*jc*) imposing, modifying or excluding any evidentiary burden upon a party to proceedings for an offence against a regulation under this Part, or providing for any other matters in respect of evidence, or burden of proof, in such proceedings;;

(*k*) by inserting in subsection (2) after paragraph (*l*) the following paragraph:

(*la*) providing for the supply by a council to members of the public, at a fee fixed by the council, of copies of resolutions of any specified class made under the regulations under this Part;;

and

(*l*) by striking out paragraph (*n*) and substituting the following paragraphs:

(*n*) providing for the continued existence, operation or validity of any matter or thing, or any right or liability, in existence or in force immediately prior to any regulations under this Part coming into operation;

(*o*) providing for any matters ancillary or incidental to the matters referred to in the preceding paragraphs.

Amendment of s. 475b—Council may grant special exemptions.

4. Section 475b of the principal Act is amended by inserting in subsection (1) after the word "from" the passage "compliance within its area with".

Amendment of s. 475c—Parking signs, etc., need only substantially conform with the regulations.

5. Section 475c of the principal Act is amended by inserting after the word "sign" twice occurring, in each case, the passage "or device".

Amendment of s. 475e—Evidentiary provisions.

6. Section 475e of the principal Act is amended—

(*a*) by inserting in subsection (3) after the word "sign" the passage "or device";

and

(*b*) by inserting in subsection (4) after the word "signs" the passage ", devices".

Amendment of s. 475i—Interpretation.

7. Section 475i of the principal Act is amended—

(*a*) by inserting before the definition of "public place" the following definition:

"owner", in relation to a motor vehicle, means—

(*a*) the registered owner of the motor vehicle;

and

(*b*) any person who takes the motor vehicle under a contract for hire, a consumer lease, a leasing agreement or a hire-purchase agreement:;

(*b*) by inserting in the definition of "public place" after the passage "the area of the Corporation" the passage "but, in relation to any council, does not include any private access road, private parking area or private pedestrian walkway within the meaning of the Private Parking Areas Act, 1965";

and

(*c*) by inserting after the definition of "public place" the following definition:

"registered owner", in relation to a motor vehicle—

(*a*) means the person registered as the owner of the motor vehicle pursuant to the Motor Vehicles Act, 1959-1980;

or

(*b*) where ownership of the motor vehicle has been transferred from the registered owner to another person and the Registrar of Motor Vehicles has been notified of that fact, but registration in the name of the transferee has not been effected—means the transferee:.

Amendment of s. 794b—Proceedings for parking offences may only be taken by authorized officers, etc., or with certain approvals.

8. Section 794b of the principal Act is amended—

(*a*) by inserting after the passage "No person" the passage ", other than a member of the police force, or an officer or employee of a council who is authorized by the council generally to take such proceedings in relation to its area,";

and

(*b*) by inserting after its present contents as amended by this section (now to be designated as subsection (1)) the following subsection:

(2) Where, in any proceedings for an offence against a regulation under Part XXIIA, it appears from the complaint

that the complainant is a member of the police force, or is an officer or employee of a council, it shall be presumed, in the absence of proof to the contrary, that the proceedings were lawfully commenced.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 90 of 1980

An Act to amend the Country Fires Act, 1976

[*Assented to* 4 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Country Fires Act Amendment Act, 1980".

(2) The Country Fires Act, 1976, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Country Fires Act, 1976-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Repeal of s. 16 and substitution of new section.

3. Section 16 of the principal Act is repealed and the following section is substituted:

Functions of the Board.

16. (1) The Board is, subject to this Act, responsible for the organization and control of fire-fighting services outside fire brigade districts.

(2) The Board shall—

(*a*) advise the Minister upon any matter affecting the administration of this Act referred by the Minister to the Board for advice, or upon any matter that should, in the opinion of the Board, be brought to the attention of the Minister;

(*b*) keep methods of fire-fighting under constant review and report to the Minister from time to time upon the most modern and effective methods of fire-fighting;

and

(*c*) carry out such other functions as are assigned to the Board by or under this Act.

(3) The Board may test and appraise fire-fighting equipment and other equipment that may be of use for fire-fighting and publish the results of the appraisal for the benefit of C.F.S. organizations.

(4) The Board may disseminate information on fire-fighting methods.

Amendment of s. 28—Fire-fighting Advisory Committee.

4. Section 28 of the principal Act is amended by striking out from subsection (4) the passage "the Minister" twice occurring and substituting, in each case, the passage "the Minister, the Minister administering the Fire Brigades Act, 1936-1976,".

Amendment of s. 32—Apportionment of insurers' contribution.

5. Section 32 of the principal Act is amended by striking out from subsection (1) the passage "the previous financial year" twice occurring and substituting, in each case, the passage "the year ending on the thirty-first day of March in the previous financial year".

Amendment of s. 39—Restriction on lighting of fires in the open air during the fire danger season.

6. Section 39 of the principal Act is amended—

(*a*) by striking out paragraph (*b*) of subsection (2) and substituting the following paragraph:

(*b*) he may burn off bush or standing grass at any time on or after the prescribed day provided that he complies with the rules for burning off land;;

and

(*b*) by striking out subsection (5) and substituting the following subsection:

(5) The Board may, by order published in the *Gazette*—

(*a*) fix a day as the prescribed day for the purposes of this section in relation to the whole, or a specified part, of the State;

or

(*b*) vary or revoke an order previously published under this subsection.

Amendment of s. 52—Power of fire control officer in controlling and suppressing fires.

7. Section 52 of the principal Act is amended—

(*a*) by inserting in subsection (6) after the passage "a fire control officer" the passage "(other than the Director)";

and

(*b*) by inserting the following subsections after subsection (6):

(7) The Director or a fire control officer to whom he has delegated his powers under this subsection may assume command of fire-fighting operations at the scene of a fire.

(8) Where the Director or his delegate assumes command of fire-fighting operations under subsection (7), a person engaged in those operations is subject to the authority of the Director or his delegate and shall obey his directions.

(9) A delegation by the Director under subsection (7) in relation to a fire on a government reserve must be to a fire control officer who is an officer of the Board, a forester or a person holding a prescribed office.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 91 of 1980

An Act to repeal the Monarto Development Commission Act, 1973-1974, and the Monarto (Land Acquisition) Act, 1972-1973; and for other purposes.

[*Assented to* 4 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Monarto Legislation Repeal Act, 1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Interpretation.

3. In this Act, unless the contrary intention appears—

"the Commission" means the Monarto Development Commission established by the Monarto Development Commission Act, 1973-1974:

"the Council" means the District Council of Murray Bridge:

"the designated site" has the same meaning as in the repealed acquisition Act:

"land" includes an estate or interest in land, or an interest in respect of land:

"liabilities" includes duties and obligations:

"the Minister" means the Minister of Lands:

"the repealed acquisition Act" means the Monarto (Land Acquisition) Act, 1972-1973, repealed by this Act:

"undertaking" in relation to the Commission means—

(*a*) all property of the Commission;

(*b*) all rights and liabilities of the Commission.

Repeal of certain Acts.

4. The Monarto Development Commission Act, 1973-1974, and the Monarto (Land Acquisition) Act, 1972-1973, are repealed.

Property of Commission to vest in Minister.

5. (1) The undertaking of the Commission vests in the Minister.

(2) The Registrar-General shall, upon the application of the Minister, register him as the proprietor of land vested in him under this Act.

(3) An instrument relating to land vested in the Minister under this Act shall, if the instrument is under the seal of the Minister and is otherwise in registrable form, be registered by the Registrar-General notwithstanding that the Minister has not been registered as the proprietor of the land.

(4) The Minister may, by order published in the *Gazette*, divest himself of land vested in him under this Act and, upon publication of the order, that land becomes Crown lands and shall, subject to this Act, be dealt with under the provisions of the Crown Lands Act, 1929-1980.

Sale of land by Minister.

6. (1) The Minister may sell, lease or otherwise deal with land—

(*a*) vested in him under this Act;

or

(*b*) that becomes Crown lands by virtue of an order under this Act,

in such manner as he thinks fit.

(2) This section does not derogate from the powers of the Governor or the Minister under the Crown Lands Act, 1929-1980, in relation to land that becomes Crown lands by virtue of this Act.

Designated site to be part of area of District Council of Murray Bridge.

7. (1) The Governor may, by proclamation, annex the designated site to the area of the Council.

(2) Notwithstanding that he has not received a petition under the Local Government Act, 1934-1980, the Governor may, by proclamation under subsection (1), or by subsequent proclamation, exercise any of the powers that may be exercised upon petition under that Act in relation to the annexation of a portion of the State to the area of a council.

(3) Upon the annexation of the designated site to the area of the Council an estate in fee simple in the public streets and roads in the designated site shall vest in the Council in accordance with section 306 of the Local Government Act, 1934-1980.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 92 of 1980

An Act to provide for the discontinuance of the railway between Wanbi and Yinkanie.

[*Assented to* 4 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Wanbi to Yinkanie Railway (Discontinuance) Act, 1980".

Interpretation.

2. In this Act, unless the contrary intention appears—

"the Authority" means the State Transport Authority:

"the plan" means the Parliamentary Plan signed "D. F. Callow, Acting Chief Engineer", dated the 2nd of May, 1979, deposited in the office of the Surveyor-General at Adelaide and numbered 338 and 340:

"the railway" means the railway constructed under the railway construction Act:

"the railway construction Act" means the Wanbi to Moorook Railway Act, 1923.

Removal of railway.

3. The Authority may take up and remove or otherwise dispose of that portion of the railway shown on the plan between the point marked "A" in the plan and the present terminus, at or about the point marked "B" in the plan, including the buildings and other works appurtenant thereto and may use and dispose of the materials so removed as it thinks fit.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 93 of 1980

An Act to amend the Workmen's Compensation (Special Provisions) Act, 1977-1978.

[*Assented to* 4 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Workmen's Compensation (Special Provisions) Act Amendment Act, 1980".

(2) The Workmen's Compensation (Special Provisions) Act, 1977-1978, is in this Act referred to as "the principal Act".

Amendment of long title.

2. The long title to the principal Act is amended by striking out the passage "the definition of 'workman' in subsection (1) of section 8 of the Workmen's Compensation Act, 1971-1974" and substituting the passage "the definition of 'worker' in section 8 (1) of the Workers Compensation Act, 1971-1979".

Repeal of s. 1 and substitution of new section.

3. Section 1 of the principal Act is repealed and the following section is substituted:

Short title.

1. This Act may be cited as the "Workers Compensation (Special Provisions) Act, 1977-1980".

Amendment of s. 2— Exclusion of certain persons from definition of "worker".

4. Section 2 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "Workmen's Compensation Act, 1971-1974" and substituting the passage "Workers Compensation Act, 1971-1979";

and

(*b*) by striking out from subsection (1) the word "workman" and substituting the word "worker".

5. Section 3 of the principal Act is amended— Amendment of s. 3— Compensation not payable in certain cases.

(*a*) by striking out from subsection (1) the passage "Workmen's Compensation Act, 1971-1974" wherever it occurs and substituting, in each case, the passage "Workers Compensation Act, 1971-1979";

(*b*) by striking out from subsection (1) the word "workman" and substituting the word "worker";

and

(*c*) by striking out from subsection (2) the passage "under the Workmen's Compensation Act, 1971-1974,".

6. Section 4 of the principal Act is amended by striking out the passage "Workmen's Compensation Act, 1971-1974" and substituting the passage "Workers Compensation Act, 1971-1979". Amendment of s. 4— Case where compensation previously paid.

7. Section 5 of the principal Act is amended by striking out from subsection (2) the passage "thirty-first day of December, 1980" and substituting the passage "thirty-first day of December, 1982". Amendment of s. 5— Expiry of Act.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 94 of 1980

An Act to provide for rationing motor fuel, and other means of conserving petroleum, in the event of shortages of petroleum occurring in the State; and for other purposes.

[*Assented to* 11 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Petroleum Shortages Act, 1980".

Arrangement of Act.

2. This Act is arranged as follows:

PART I—PRELIMINARY.

PART II—RESTRICTION UPON SALE AND USE OF RATIONED MOTOR FUEL.

PART III—MINISTERIAL DIRECTIONS.

PART IV—MISCELLANEOUS.

Interpretation.

3. In this Act, unless the contrary intention appears—

"condition", in relation to a permit, includes a limitation or restriction:

"exemption" means an exemption under section 6:

"judge" means a person holding judicial office under the Local and District Criminal Courts Act, 1926-1980:

"motor fuel" means petroleum used or capable of being used as fuel for a motor vehicle:

"period of restriction" means a period declared by proclamation to be a period of restriction (whether or not it is also a rationing period):

"permit" means a permit under this Act:

"permit holder" means a person to whom a permit is issued under this Act:

"petroleum" means any substance in solid, liquid or gaseous form that consists wholly or mainly of hydrocarbons and includes any substance that is capable of being used as fuel for a motor vehicle:

"rationed motor fuel" means motor fuel of a kind declared by proclamation under this Act to be rationed motor fuel:

"rationing period" means a period of restriction declared by proclamation under this Act to be a rationing period:

"to sell" includes—

(*a*) to barter or exchange;

(*b*) to offer or agree to sell, barter or exchange;

(*c*) to deliver in pursuance of sale, barter or exchange:

and "sale" has a corresponding meaning.

Delegation by the Minister of powers under this Act.

4. (1) The Minister may, by instrument in writing, delegate his powers, or any of his powers, under this Act to any other person or persons.

(2) A delegation under this section is revocable at will and does not derogate from the power of the Minister to act personally in any matter.

Declaration of periods of restriction and rationing periods.

5. (1) Where, in the opinion of the Governor, circumstances have arisen, or are likely to arise, that have caused, or are likely to cause, shortages of petroleum in the State—

(*a*) he may, by proclamation declare a period (commencing on the date of the proclamation, or some specified later date, and extending for not more than seven days) to be a period of restriction;

and

(*b*) he may, if he thinks fit, by the same or a subsequent proclamation—

(i) declare that the period of restriction shall, as from its commencement, or some specified later date, be a rationing period;

and

(ii) declare motor fuel of a specified kind or kinds to be rationed motor fuel.

(2) The Governor may, by proclamation—

(*a*) extend a period of restriction for successive periods (each not to exceed seven days) but not so that the total period exceeds twenty-eight days;

(*b*) extend a period of restriction by such other period or periods as may be authorized by a resolution of both Houses of Parliament;

(*c*) vary or revoke a declaration under subsection (1) (*b*);

or

(*d*) revoke a proclamation under this section.

(3) A period of restriction that has been declared to be a rationing period continues to be a rationing period during any extension of the period of restriction unless the declaration by virtue of which it became a rationing period is revoked.

(4) Where a period of restriction expires, no subsequent period shall be declared to be a period of restriction unless—

(*a*) that subsequent period commences fourteen days or more after the expiration of the former period of restriction;

or

(*b*) the declaration is authorized by a resolution of both Houses of Parliament.

Exemptions from the provisions of this Act.

6. (1) The Minister may, by instrument in writing, grant an exemption from the provisions, or specified provisions, of this Act in respect of—

(*a*) any specified person or class of persons;

(*b*) any specified part or parts of the State;

or

(*c*) any specified class of transactions.

(2) The Minister may, by instrument in writing, vary or revoke an exemption under subsection (1).

(3) An exemption under this section may be granted upon such conditions as the Minister thinks fit and specifies in the instrument of exemption.

(4) A person in whose favour an exemption under this section operates shall not contravene or fail to comply with a condition of the exemption.

Penalty: One thousand dollars.

(5) A copy of an instrument under subsection (1) or (2) shall be published in the *Gazette* as soon as reasonably practicable after execution of the instrument.

Special consideration to be given to those living in country areas.

7. In exercising his powers under this Act, the Minister shall give special consideration to the needs of those living in country areas of this State.

PART II

PART II

RESTRICTIONS UPON SALE AND USE OF RATIONED MOTOR FUEL

Restrictions upon sale and use of rationed motor fuel.

8. (1) Subject to any exemption, a person shall not, during a rationing period, sell rationed motor fuel except to a permit holder.

Penalty: One thousand dollars.

(2) Subject to any exemption, a person (other than a permit holder) shall not, during a rationing period, purchase rationed motor fuel.

Penalty: One thousand dollars.

(3) This section does not apply to the sale of rationed motor fuel to, or the purchase of rationed motor fuel by, a person who carries on the business of trading in motor fuel and purchases the motor fuel in the ordinary course of that business.

Permits.

9. (1) The Minister may, if satisfied that it is in the public interest to do so, issue a permit to any person.

(2) A permit under this section shall be subject to such conditions as the Minister thinks fit to include in the permit.

(3) The conditions referred to in subsection (2) may limit the quantity or value of rationed motor fuel that may be purchased in pursuance of the permit—

(*a*) by reference to stipulated maxima;

(*b*) by reference to coupons to be delivered up by the permit holder upon purchasing rationed motor fuel;

or

(*c*) by any other means of limitation.

(4) A permit holder shall not contravene or fail to comply with a condition contained in the permit.

Penalty: One thousand dollars.

(5) The Minister may, in his absolute discretion, by instrument in writing served personally or by post upon a permit holder, cancel the permit.

(6) Upon cancellation of a permit, the former permit holder shall deliver up the permit to the Minister or a person nominated by the Minister.

Penalty: One thousand dollars.

(7) A permit is not transferable.

(8) A person shall, while driving a motor vehicle to which motor fuel has been supplied in pursuance of a permit, carry the permit with him in the vehicle.

Penalty: Twenty dollars.

(9) A permit holder shall, at the request of a member of the police force, produce the permit for inspection by that member of the police force.

Penalty: Five hundred dollars.

(10) A person shall not, in connection with an application for a permit, make a statement or representation that is false or inaccurate in a material particular.

Penalty: One thousand dollars.

(11) It is a defence to a charge of an offence against subsection (10) for the defendant to prove that he did not know, and could not by the exercise of reasonable diligence have ascertained, that the statement or representation was false or inaccurate.

PART II

Right of appeal.

10. (1) A person who is aggrieved by a decision of the Minister to refuse to grant or to cancel a permit under this Part may appeal against that decision to a judge or a special magistrate.

(2) Upon an appeal under this section the judge or special magistrate may—

(*a*) confirm or reverse the decision of the Minister;

and

(*b*) make any necessary consequential directions.

(3) Subject to subsection (4), no appeal lies against the decision of a judge or special magistrate upon an appeal under this section.

(4) If upon an appeal under this section a special magistrate confirms the decision of the Minister, the appellant may apply to a judge for review of the decision of the special magistrate and, upon the review, the judge may confirm or reverse that decision and make any necessary consequential directions.

(5) An appeal or review under this section shall be heard and determined—

(*a*) as expeditiously as possible;

and

(*b*) without unnecessary formality.

PART III

PART III

MINISTERIAL DIRECTIONS

Directions in relation to petroleum.

11. (1) If, during a period of restriction, it is, in the opinion of the Minister, in the public interest to do so, he may give directions in relation to the extraction, production, supply, distribution, sale, purchase, use or consumption of petroleum.

(2) A direction under this section—

(*a*) may relate to petroleum generally, or to petroleum of a specified kind;

and

(*b*) may be given—

(i) to a particular person;

(ii) to persons of a particular class;

or

(iii) to members of the public generally.

(3) A direction under this section shall be given—

(*a*) by instrument in writing served personally or by post upon the person to whom the direction is addressed;

or

(*b*) by publication of the direction in a newspaper circulating generally throughout the State, or in the *Gazette*.

(4) A person to whom a direction is given under this section shall not contravene or fail to comply with the direction.

Penalty: Where the convicted person is a body corporate—ten thousand dollars; where the convicted person is a natural person—one thousand dollars.

(5) Where a person is convicted of an offence against subsection (4), the court may, by order, forfeit petroleum in relation to which the offence was committed to the Crown.

(6) In any proceedings for an offence against subsection (4), an apparently genuine document purporting to be a copy of a direction given in pursuance of this section shall, in the absence of proof to the contrary, be accepted as proof of the making and contents of the direction.

(7) A direction under this section—

(*a*) shall not operate after the expiration of the period of restriction in relation to which it was made;

and

(*b*) may be revoked by the Minister at any time.

(8) Where—

(*a*) a direction is given under this section to a particular person;

and

(*b*) that person incurs expenses in complying with the direction,

he may, by action in any court of competent jurisdiction, recover the amount of those expenses by action against the Crown.

Profiteering.

12. (1) The Minister may, by notice published in the *Gazette*—

(*a*) fix maximum prices in relation to the sale of petroleum of a specified kind during a period of restriction;

or

(*b*) vary or revoke a notice previously published under this section.

(2) A notice under subsection (1)—

(*a*) may fix differential maximum prices that vary according to factors specified in the notice;

(*b*) may apply to sales generally, or to specified classes of sales;

and

(*c*) may apply throughout the State, or in specified parts of the State.

(3) A person who, during a period of restriction, sells petroleum in relation to which a maximum price is in force under subsection (1) at a price in excess of that maximum shall be guilty of an offence and liable to a penalty not exceeding ten thousand dollars, or imprisonment for six months, or both.

Power to require information.

13. (1) The Minister may, by notice in writing, require any person, who is, in his opinion, in a position to do so, to furnish information specified in the notice, relating to the extraction, production, storage, supply, distribution, sale, use or consumption of petroleum.

(2) Any information sought under subsection (1) must be relevant to the administration of this Act.

(3) A person required to furnish information under subsection (1) shall, within the time allowed in the notice, furnish the information sought in the notice to the best of his knowledge, information and belief.

Penalty: Where the convicted person is a body corporate—ten thousand dollars; where the convicted person is a natural person—one thousand dollars.

PART IV

PART IV

MISCELLANEOUS

Actions for injunctions and *mandamus* against Minister.

14. Subject to this Act, no action to compel the Minister or a delegate of the Minister to take, or to restrain him from taking, any action in pursuance of this Act shall be entertained by any court.

Publication of desirable principles for conserving petroleum.

15. (1) The Minister may publish, in such manner as he thinks fit, principles that the public should, in his opinion, be encouraged to observe in relation to the conservation of petroleum during a period of restriction.

(2) If, during a period of restriction, a person, by conforming with principles published under subsection (1), commits a breach of a policy of insurance, that breach shall, for the purpose of determining the rights of that person under the policy, be disregarded.

Powers of investigation.

16. (1) During a period of restriction, a member of the police force—

(*a*) may, for the purpose of putting questions to the driver of a motor vehicle under paragraph (*b*), request the driver to stop the vehicle;

(*b*) may ask the driver or person apparently in charge of a vehicle (whether on a road or elsewhere) questions relating to—

(i) the name and place of residence or business of that person;

(ii) the name and place of residence or business of the owner of the vehicle or of any petroleum in or on the vehicle;

(iii) the source from which petroleum on or in the vehicle was obtained and any other matters relating to that petroleum.

(2) A person shall—

(*a*) as soon as practicable comply with a request to stop a vehicle under subsection (1);

and

(*b*) truly answer to the best of his knowledge, information and belief questions put to him under subsection (1).

Penalty: Two hundred dollars.

(3) A person is not obliged to answer a question put to him under this section if the answer to the question would tend to incriminate him of an offence.

Evidentiary provision.

17. In any proceedings for an offence against this Act, an allegation in the complaint—

(*a*) that a period referred to in the complaint is or was a period of restriction or a rationing period;

(*b*) that a substance, referred to in the complaint—

(i) is, or was, petroleum of a specified kind;

or

(ii) was, on a specified date, rationed motor fuel;

(*c*) that a person was or was not, on a specified date, a permit holder;

(*d*) that a person named in the complaint was, on a specified date, entitled to exercise powers referred to in the complaint by virtue of a delegation under this Act,

shall be accepted as proved in the absence of proof to the contrary.

Proceedings for offences against this Act.

18. (1) Proceedings for an offence against this Act shall be disposed of summarily.

(2) Proceedings for an offence against this Act shall not be commenced without the authorization of the Attorney-General.

(3) An apparently genuine document purporting to be under the hand of the Attorney-General and to authorize the commencement of proceedings for an offence against this Act shall, in the absence of proof to the contrary, be proof of that authorization.

Regulations.

19. (1) The Governor may make such regulations as are necessary or expedient for the purposes of this Act.

(2) Any regulation may impose a penalty (recoverable summarily) not exceeding five hundred dollars for contravention of, or failure to comply with, the regulation.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 95 of 1980

An Act to amend the Planning and Development Act, 1966-1980.

[*Assented to* 11 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Planning and Development Act Amendment Act (No. 4), 1980".

(2) The Planning and Development Act, 1966-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Planning and Development Act, 1966-1980".

Amendment of s. 36—Planning regulations.

2. Section 36 of the principal Act is amended by inserting after subsection (7) the following subsection:

(7a) Where—

(*a*) a person or body has, by virtue of planning regulations, a discretionary power to grant or refuse its consent, permission or approval;

and

(*b*) the provisions of an authorized development plan may have some bearing upon the question of how the discretion is to be exercised,

the person or body invested with the power shall, in deciding how its discretion is to be exercised, have regard both to the provisions of the authorized development plan and to the matters to which the person or body is required, by the regulations, to have regard.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 96 of 1980

An Act to provide the financial assistance necessary to enable the Riverland Fruit Products Co-operative to continue in operation for the 1980-81 season; and for other purposes.

[*Assented to* 11 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "State Bank (Riverland Fruit Products Co-operative Assistance) Act, 1980".

Interpretation.

2. In this Act—

"the Bank" means the State Bank of South Australia:

"the Co-operative" means the Riverland Fruit Products Co-operative Limited:

"the current season" means the period commencing on the twelfth day of September, 1980, and ending on the thirtieth day of April, 1981, (inclusive of both dates).

Losses in operating the Co-operative to be covered by General Revenue.

3. (1) Where—

(*a*) audited accounts showing the operating result obtained by the receivers in carrying on the business of the Co-operative during the current season are produced to the Treasurer;

and

(*b*) the Treasurer is satisfied that reasonable endeavours have been made to recover debts owed to the Co-operative in respect of its operations during the current season,

the Treasurer shall, subject to the limitation prescribed by subsection (2), pay to the Bank out of the General Revenue of the State an amount sufficient to cover any cash loss incurred during the season.

(2) The amount to be applied from the General Revenue in pursuance of this section shall not exceed two million dollars.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 97 of 1980

An Act relating to certain aspects of workers compensation insurance; to establish a fund against which claims relating to workers compensation may be made in the event of the insolvency of an insurance company or an uninsured employer; and for other purposes.

[*Assented to* 11 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Workers Compensation (Insurance) Act, 1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Interpretation.

3. (1) In this Act, unless the contrary intention appears—

"the Commission" means the State Government Insurance Commission:

"the Commissioner" means a person holding, or acting in, the office of Commissioner of Stamps, or Deputy Commissioner of Stamps, under the Stamp Duties Act, 1923-1979:

"common law liability" means a liability arising at common law and includes a liability arising under the Wrongs Act, 1936-1975:

"exempt employer" means an employer in respect of whom a certificate of exemption is in force under section 123 of the principal Act:

"insurance company" means a body (whether corporate or unincorporate) carrying on the business of insurance:

"policy of workers compensation insurance" means a policy of insurance under which an employer is insured against—

(*a*) liabilities of the employer arising under the principal Act;

or

(*b*) common law liabilities of the employer in respect of injury to workers of that employer,

or both:

"premium" in relation to a policy of insurance does not include stamp duty:

"the principal Act" means the Workers Compensation Act, 1971-1979:

"workers compensation liability" means—

(*a*) a liability of an employer arising under the principal Act;

or

(*b*) a common law liability of an employer in respect of injury to a worker of that employer.

(2) A word or expression that is defined in the principal Act and appears in this Act shall, unless the contrary intention appears, be interpreted for the purposes of this Act according to the definition in the principal Act.

(3) Where a policy of insurance is in part a policy of workers compensation insurance, and in part relates to other forms of insurance, a reference to "premium" in this Act means, in relation to that policy, the portion of the premium payable under the policy that is referable to workers compensation insurance.

(4) For the purposes of this Act the Commissioner may determine conclusively what portion of a premium payable under a policy of insurance that relates both to workers compensation insurance and to other forms of insurance is referable to workers compensation insurance.

The Statutory Reserve Fund.

4. (1) There shall be a fund at the Treasury entitled the "Statutory Reserve Fund".

(2) The following moneys shall be paid into the fund:

(*a*) the moneys received or recovered by the Commissioner by way of additional levy under subsection (3);

(*b*) the moneys received or recovered from exempt employers under subsection (6);

(*c*) the moneys that the Treasurer is required to pay into the fund under subsection (9);

(*d*) any advance made to the fund by the Treasurer under subsection (10);

(*e*) any interest or accretions arising from investment under subsection (11);

and

(*f*) any moneys recovered by the Treasurer in respect of rights to which he is subrogated under section 5 (9).

(3) The stamp duty payable under the Stamp Duties Act, 1923-1979, (whether as a licence fee, a component of a licence fee, or upon a return) in relation to policies of workers compensation insurance shall, subject to subsection (5), be increased by an additional levy equal to the prescribed percentage (not exceeding two per centum) of the premiums payable under those policies.

(4) For the purposes of subsection (3), the prescribed percentage is a percentage fixed by the Treasurer on the advice of the Public Actuary and prescribed by regulation.

(5) If, on the thirty-first day of December in any year, the amount standing to the credit of the fund equals or exceeds five million dollars there shall be no additional levy in the following year.

(6) Once in each year (other than a year in which there is to be no additional levy), the Commissioner shall, by instrument in writing, require each exempt employer to pay to him such amount, specified in the instrument, as would, in the opinion of the Commissioner, have been payable by that employer during that year in consequence of the additional levy under subsection (3) if that employer had not been an exempt employer, and any such amount may be recovered by the Commissioner as a debt.

(7) For the purpose of determining the amount payable by an exempt employer under subsection (6) the Commissioner may, by notice in writing, require the employer—

(*a*) to furnish the Commissioner with such information;

and

(*b*) to produce such documents for inspection by the Commissioner,

as the Commissioner considers necessary.

(8) An employer who fails to comply with a requirement under subsection (7) within the time allowed in the notice shall be guilty of an offence and liable to a penalty (recoverable summarily) not exceeding two thousand dollars.

(9) The Treasurer shall, in each year, pay into the fund an amount that would, in the opinion of the Treasurer, have been payable by the Crown in consequence of the additional levy under subsection (3) if the Crown were a non-exempt employer and were liable to stamp duty.

(10) The Treasurer may advance moneys to the fund on such terms and conditions as he thinks fit (and this subsection is, without further appropriation a sufficient authority for the payment of those moneys from the General Revenue of the State).

(11) The Treasurer may invest any moneys that form part of the fund, and are not immediately required for the purposes of this Act, in such manner as he thinks fit.

(12) The costs of administering this Act shall be paid out of the fund.

Claims against the fund.

5. (1) Subject to this section, a person is entitled to make a claim against the fund—

(*a*) in respect of liabilities arising under a policy of workers compensation insurance that are, by reason of the insolvency of the insurance company by which the policy was issued, unsatisfied;

(*b*) in respect of workers compensation liabilities—

(i) that are not covered by a policy of workers compensation insurance;

and

(ii) that are, by reason of the insolvency of an employer or former employer, unsatisfied.

(*c*) in respect of costs—

(i) that were reasonably incurred in attempting to recover moneys from an insurance company in respect of liabilities arising under a policy workers compensation insurance, or from an employer in respect of workers compensation liabilities;

and

(ii) that are, by reason of the insolvency of the insurance company or the employer, not recoverable from the insurance company or employer.

(2) Where a liability referred to in subsection (1) is a liability in respect of weekly payments, the liability shall be regarded as being unsatisfied when any one of the weekly payments is not paid in full on the day on which it falls due, and a claim based upon that liability may then be made under this section in respect of weekly payments whether, at the date of the claim, they have fallen due or are to be made in the future.

(3) No claim may be made under this section in respect of a liability of an employer or insurance company that became insolvent before the first day of July, 1979.

(4) A claim under this section must be made within six months after the claimant becomes aware of the circumstances on which his claim is based unless he became aware of those circumstances before the commencement of this Act, in which case the claim must be made within six months after the commencement of this Act.

(5) A claim against the fund—

(*a*) must be in writing and lodged with the Commission;

and

(*b*) must contain such information as the Commission may require.

(6) The Commission shall determine whether a claim lodged under this section should be—

(*a*) allowed wholly or in part;

or

(*b*) disallowed,

and notice of the determination shall be served personally or by post on the claimant.

(7) A determination of the Commission under subsection (6) should be made as expeditiously as possible and, wherever possible, within twenty-one days after the date of lodgment of the claim.

(8) In making a determination under subsection (6) the Commission is not bound by any settlement or agreement between a worker and an employer or insurance company.

(9) Where a claimant is dissatisfied with a determination of the Commission under subsection (6), he may, within twenty-one days after the day on which notice of the determination is served upon him, appeal to the Court against the determination, and the Court may, if it thinks fit, vary or reverse the determination.

(10) Upon an appeal under this section—

(*a*) the Court shall, subject to any relevant rules of Court, be constituted of a single Judge;

and

(*b*) the Court shall have power to review all aspects of the determination of the Commission.

(11) Subject to the limitations (if any), prescribed by regulation, the Treasurer shall pay out of the fund the whole of the amount of a claim, or a part of a claim, that has been allowed under this section.

(12) Where the Treasurer makes a payment under subsection (11), he shall be subrogated, to the extent of the payment—

(*a*) to the rights of the claimant against the insurance company or employer to whom the claim relates;

(*b*) where the claim relates to an insurance company that has rights in respect of the claim under a contract of re-insurance—to the rights of the insurance company under the contract of re-insurance;

and

(*c*) where the claim relates to an employer who has rights of indemnity in respect of the claim against a third party—to those rights of indemnity.

Insolvency of insurance company.

6. If an insurance company becomes insolvent, then—

(*a*) for the purpose of determining whether an employer is insured as required by the principal Act, a policy of workers compensation insurance issued by the company shall, after the expiration of twenty-eight days from the day on which the company becomes insolvent, be disregarded;

and

(*b*) no claim may be made by an employer against the fund under this Act in respect of liabilities arising under a policy of workers compensation insurance issued by the company if the liabilities relate to an injury occurring after the expiration of twenty-eight days from the day on which the company becomes insolvent.

Regulations.

7. (1) The Governor may make such regulations as are contemplated by this Act, or as are necessary or expedient for the purposes of this Act.

(2) The powers conferred by the Industrial Conciliation and Arbitration Act, 1972-1979, to make rules of Court shall be deemed to include power to make rules of Court in relation to appeals under this Act.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 98 of 1980

An Act to amend the Prices Act, 1948-1980.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Prices Act Amendment Act (No. 3), 1980".

(2) The Prices Act, 1948-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Prices Act, 1948-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 22a—Determination of minimum prices for grapes.

3. Section 22a of the principal Act is amended by inserting after subsection (6) the following subsections:

(7) Subject to this section, a wine maker or a distiller of brandy shall not accept delivery of any grapes under a contract referred to in subsection (4) or from a related purchaser who acquired the grapes under any such contract unless—

(*a*) all amounts that have previously fallen due for payment by the wine maker or distiller of brandy or any related purchaser under contracts of the kind referred to in subsection (4) have been paid in full;

or

(*b*) the wine maker or distiller of brandy has been granted an exemption under subsection (9).

Penalty: Not less than five hundred dollars nor more than two thousand dollars.

(8) Where a wine maker or a distiller of brandy is, by virtue of subsection (7), prohibited from accepting delivery of grapes under a contract referred to in subsection (4), that contract shall be voidable at the option of the other party to the contract.

(9) The Minister may, by notice in writing, exempt a wine maker or distiller of brandy from compliance with subsection (7) subject to such conditions, if any, as he may specify in the notice.

(10) The Minister may, by notice in writing, revoke an exemption granted under subsection (9) or vary or revoke any conditions to which any such exemption is subject.

(11) A wine maker granted an exemption under subsection (9) shall not breach or fail to comply with any condition to which the exemption is subject.

Penalty: Not less than five hundred dollars nor more than two thousand dollars.

(12) Subsection (7)—

(*a*) applies in relation to any grapes delivered on or after the commencement of the Prices Act Amendment Act (No. 3), 1980, whether the contract referred to in that subsection was entered into before or after that commencement;

(*b*) does not apply in relation to any amount that has fallen due for payment and has not been paid in full by a wine maker, distiller of brandy or related purchaser by reason of insolvency.

(13) In this section—

"related purchaser" in relation to a wine maker or distiller of brandy means a person who purchases grapes under a contract referred to in subsection (4) where—

(*a*) the person purchases the grapes as the agent of the wine maker or distiller;

(*b*) the person purchases the grapes for the purpose of selling them or supplying them directly or indirectly to the wine maker or distiller;

(*c*) the person purchases the grapes for processing by the wine maker or distiller;

or

(*d*) the person and the wine maker or distiller are bodies corporate that are related for the purposes of this section.

(14) A body corporate is related to another body corporate for the purposes of this section if—

(*a*) the bodies corporate are related for the purposes of the Companies Act, 1962-1980;

or

(*b*) the same person has a relevant interest in not less than twenty per centum of the voting shares in each body corporate.

(15) For the purposes of subsection (14)—

(*a*) a person has a relevant interest in voting shares in a body corporate if he has a relevant interest in the shares for the purposes of the Company Take-overs Act, 1980;

and

(*b*) the expression "voting share" has the meaning assigned to it by the Companies Act, 1962-1980.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 99 of 1980

An Act to amend the Prices Act, 1948-1980.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Prices Act Amendment Act (No. 4), 1980".

(2) The Prices Act, 1948-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Prices Act, 1948-1980".

Repeal of s. 21 and substitution of new section.

2. Section 21 of the principal Act is repealed and the following section is substituted:

Determination of maximum prices.

21. (1) The Minister may, by order, fix and declare maximum prices in relation to the sale of declared goods.

(2) An order under this section—

(*a*) may fix differential maximum prices that vary according to factors specified in the order;

(*b*) may apply to sales generally or to specified classes of sales; and

(*c*) may apply throughout the State or in specified parts of the State.

(3) The Minister may, in an order under this section, declare that the order is subject to conditions specified in the order, and any such declaration shall have effect in accordance with its terms.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 100 of 1980

An Act to prohibit third party trading stamps; to repeal the Trading Stamp Act, 1924-1935; and for other purposes.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Trading Stamp Act, 1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Repeal of Trading Stamp Act, 1924-1935.

3. The Trading Stamp Act, 1924-1935, is repealed.

Interpretation.

4. (1) In this Act, unless the contrary intention appears—

"redeem" in relation to a trading stamp, means to give any form of prize, gift or other benefit in return for, on production of, or otherwise in respect of, a trading stamp:

"sale", in relation to services, means the making of a contract under which one party (the vendor) agrees to provide services for another party (the purchaser):

"third-party trading stamp" means a trading stamp that is redeemable by a person who is not the manufacturer or a vendor of the goods or services to which the trading stamp relates:

"trading stamp" means a stamp, coupon, token, voucher, ticket or other thing—

(*a*) that is supplied or is intended to be supplied—

(i) in connection with the sale of goods or services;

or

(ii) for the purpose of promoting the sale of goods or services;

and

(*b*) by virtue of which the purchaser or any other person may become entitled to, or may qualify for, a prize, gift or other benefit (whether the trading stamp constitutes an absolute or conditional entitlement or qualification).

(2) A trading stamp that—

(*a*) is supplied with or as part of a newspaper, magazine or other publication;

and

(*b*) is not redeemable by a person other than the manufacturer or a vendor of the goods or services to which it relates,

is not a third party trading stamp.

Offences.

5. (1) A person who supplies or offers to supply a third-party trading stamp in connection with the sale of goods or services shall be guilty of an offence.

Penalty: Five hundred dollars.

(2) A person who redeems a third-party trading stamp shall be guilty of an offence.

Penalty: Five hundred dollars.

(3) A person who publishes, or causes to be published, an advertisement relating to third-party trading stamps shall be guilty of an offence.

Penalty: Five hundred dollars.

(4) It shall be a defence to a charge of an offence against subsection (3) for the defendant to prove that he did not know, and could not reasonably be expected to have known, that the trading stamps to which the advertisement related were third-party trading stamps.

Offences by directors of companies.

6. Where a body corporate is guilty, or has been convicted, of an offence against this Act, each director of the body corporate shall also be guilty of an offence against this Act, and liable to the same penalty as is prescribed for the principal offence unless he proves that he could not, by the exercise of reasonable diligence, have prevented the commission of the offence by the body corporate.

Proceedings.

7. Proceedings for offences under this Act shall be disposed of summarily.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 101 of 1980

An Act to amend the Art Gallery Act, 1939-1980.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Art Gallery Act Amendment Act (No. 2), 1980".

(2) The Art Gallery Act, 1939-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Art Gallery Act, 1939-1980".

Repeal of s. 15.

2. Section 15 of the principal Act is repealed.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 102 of 1980

An Act to amend the Regional Cultural Centres Act, 1976-1977.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Regional Cultural Centres Act Amendment Act, 1980".

(2) The Regional Cultural Centres Act, 1976-1977, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Regional Cultural Centres Act, 1976-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 4—Establishment of Regional Cultural Centres.

3. Section 4 of the principal Act is amended by inserting after subsection (2) the following subsection:

(3) The Governor may, by further proclamation, vary or revoke any proclamation made under this section.

Amendment of s. 5—Establishment of Trust in relation to Centre within area of Council.

4. Section 5 of the principal Act is amended by striking out from subsection (1) the word "six" and substituting the word "eight".

Amendment of s. 9—Meetings, etc., of Trust.

5. Section 9 of the principal Act is amended by striking out from subsection (3) the word "four" and substituting the word "five".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 103 of 1980

An Act to amend the Executors Company's Act, 1885-1978.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Executors Company's Act Amendment Act, 1980".

(2) The Executors Company's Act, 1885-1978, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Executors Company's Act, 1885-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Insertion of new heading and section.

3. The following heading and section are inserted before section 1 of the principal Act:

PART I

ESTABLISHMENT AND OPERATION OF THE COMPANY

Short title.

A1. This Act may be cited as the "Executors Company's Act, 1885-1980".

Repeal of ss. 21a, 22 and 23 and substitution of new sections and heading.

4. Sections 21a, 22 and 23 of the principal Act are repealed and the following heading and sections are substituted:

PART II

LIMITATION UPON SHAREHOLDINGS IN THE COMPANY

DIVISION I—PRELIMINARY

Interpretation.

22. In this Part, unless the contrary intention appears—

"the maximum permissible number" of shares means the maximum number of shares that may be held by a shareholder or a group of associated shareholders without contravening the provisions of section 26:

"share", in relation to the Company, means a Class A share, or a Class B share, in the capital of the Company and includes any legal or equitable interest in any such share; and "shareholder" has a corresponding meaning.

Associates.

23. (1) For the purposes of this Act, a person is an associate of another person—

(*a*) if he has entered, or proposes to enter, into an agreement, arrangement, understanding or undertaking, whether formal or informal and whether express or implied with that other person—

(i) by reason of which either of those persons may exercise, directly or indirectly control the exercise of, or substantially influence the exercise of, any voting power attached to a share in the Company;

(ii) with a view to controlling or influencing the composition of the board of directors, or the conduct of affairs, of the Company;

(iii) under which either of those persons may acquire from the other of them shares in the Company or may be required to dispose of those shares in accordance with the directions of the other of them;

(*b*) if that other person is, or proposes to become, associated, whether formally or informally, with him with a view to controlling or influencing the composition of the board of directors, or the conduct of the affairs, of the Company;

(*c*) if that other person has acted, is acting or proposes to act in concert with him in relation to the acquisition of shares or in relation to voting at a general meeting of the Company;

(*d*) if that other person is, or proposes to become, associated, whether formally or informally, in any other way with him in relation to the acquisition of shares or in relation to voting at a general meeting of the Company;

(*e*) if that other person has entered into, or proposes to enter into, a transaction, or has done, or proposes to do, any other act or thing, with a view to becoming associated with him in the manner described in paragraph (*a*), (*b*), (*c*) or (*d*);

(*f*) if that other person is—

(i) a director, secretary or executive officer of a corporation of which he is an associate under this section;

(ii) a corporation that is related to a corporation of which he is an associate under this section;

or

(iii) a director, secretary or executive officer of a corporation that is related to a corporation of which he is an associate under this section.

(2) A person shall not be taken to be associated with another person by virtue of subsection (1) (*a*), (*b*), (*c*), (*d*) or (*e*) by reason only that—

(*a*) one of those persons gives a proxy to the other in relation to shares he holds in the Company and the other person votes at a general meeting of the Company in accordance with that proxy;

(*b*) one of those persons furnishes advice to, or acts on behalf of, the other person in a professional capacity;

(*c*) where the ordinary business of one of those persons includes dealing in securities—specific instructions are given to the person by or on behalf of the other person to acquire shares on behalf of the other person in the ordinary course of that business.

(3) For the purposes of subsection (1) (*a*), it is immaterial that the power of a person to exercise, control the exercise of, or influence the exercise of, voting power is in any way qualified.

(4) A corporation is related to another corporation for the purposes of subsection (1) (*f*) if those corporations are related to each other within the meaning of section 6 (5) of the Companies Act, 1962-1980.

Relevant interests in shares.

24. (1) Subject to this section, a person has a relevant interest in a share for the purposes of this Act if that person has power—

(*a*) to exercise, or to control the exercise of, the right to vote attached to that share;

or

(*b*) to dispose of, or to exercise control over the disposal of, that share.

(2) It is immaterial for the purposes of this section whether the power of a person—

(*a*) to exercise, or to control the exercise of, the right to vote attached to a share;

or

(*b*) to dispose of, or to exercise control over the disposal of, a share,

is express or implied or formal or informal, is exercisable alone or jointly with another person or other persons, cannot be related to a particular share, or is, or is capable of being made, subject to restraint or restriction, and any such power exercisable jointly with another person or other person shall, for those purposes, be deemed to be exercisable by either or any of those persons.

(3) A reference in this section to power or control includes a reference to power or control that is direct or indirect or is, or is capable of being, exercised as a result of, or by means of, or in breach of, or by revocation of, trusts, agreements, arrangements, understandings and practices, or any of them, whether or not they are enforceable, and a reference in this section to a controlling interest includes a reference to such an interest as gives control.

(4) For the purposes of this section, where a corporation has power—

(*a*) to exercise, or to control the exercise of, the right to vote attached to a share;

or

(*b*) to dispose of, or to exercise control over the disposal of, a share,

and—

(*c*) the corporation is, or its directors are, accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of a person in relation to the exercise of the power;

(*d*) a person has a controlling interest in the corporation;

or

(*e*) a person has power to exercise, or to control the exercise of, the voting power attached to not less than twenty per cent of the voting shares in the corporation,

that person shall be deemed to have the same power in relation to that share as the corporation has.

(5) For the purposes of subsection (4) (*e*), a person shall be deemed to have the power referred to if—

(*a*) a person associated with the firstmentioned person has that power;

(*b*) persons associated with the firstmentioned person together have that power;

or

(*c*) the firstmentioned person and a person or persons associated with him together have that power.

(6) Where a person—

(*a*) has entered into an agreement with respect to a share;

(*b*) has a right relating to a share, whether the right is enforceable presently or in the future and whether on the fulfilment of a condition or not;

or

(*c*) has an option with respect to a share,

and, on performance of the agreement, enforcement of the right or exercise of the option, as the case may be, that person would have a relevant interest in the share, he shall, for the purposes of this section, be deemed to have that relevant interest in the share.

(7) A relevant interest in a share shall be disregarded—

(*a*) if the ordinary business of the person who has the relevant interest includes the lending of money and he has authority to exercise his powers as the holder of the relevant interest only by reason of a security given for the purposes of a

transaction entered into in the ordinary course of business in connection with the lending of money, not being a transaction entered into with a person associated with the firstmentioned person;

(*b*) if the share is subject to a trust, the relevant interest is that of a trustee and—

(i) a beneficiary is deemed, by subsection (6), to have a relevant interest in the share by virtue of a presently enforceable and unconditional right referred to in paragraph (*b*) of that subsection;

or

(ii) the trustee is a bare trustee;

(*c*) if the ordinary business of the person who has the relevant interest includes dealing in securities and he has authority to exercise his powers as the holder of the relevant interest only by reason of instructions given to him by or on behalf of another person to dispose of that share on behalf of the other person in the ordinary course of business;

or

(*d*) if the relevant interest is that of a person who has it by reason of his having been appointed as a proxy or representative to vote at a meeting of members, or of a class of members, of the Company or another corporation, not being an appointment in return for the making of which the person or a person associated with the person provided valuable consideration.

(8) For the purposes of subsection (7) (*b*) (ii), a trustee shall not be taken not to be a bare trustee by reason only of the fact that the trustee is entitled in his capacity as a trustee to be remunerated out of the income or property of the trust.

(9) A relevant interest in a share shall not be disregarded by reason only of—

(*a*) its remoteness;

or

(*b*) the manner in which it arose.

Groups of associated shareholders.

25. For the purposes of this Act—

(*a*) where one or more shareholders are associates of any other shareholder, those shareholders and the shareholder of whom they are associates consititute a group of associated shareholders;

and

(*b*) where two or more shareholders are associates of a person who is not a shareholder, those shareholders constitute a group of associated shareholders.

DIVISION II—LIMITATION UPON SHAREHOLDINGS AND VOTING RIGHTS

Limitation of the size of shareholdings that may be held by individual shareholders or groups of associated shareholders.

26. (1) No shareholder, and no group of associated shareholders, of the Company is entitled to hold more than 1·67 per centum, or such greater percentage as may be prescribed, of the total number of shares issued by the Company.

(2) The Governor may, by regulation, prescribe a percentage for the purposes of subsection (1).

(3) In determining the number of shares held by a shareholder for the purposes of subsection (1), the following principles shall be applied—

(*a*) if the shareholder, or an associate of the shareholder, has a relevant interest in shares, those shares must also be brought into account;

and

(*b*) if a person has a relevant interest in shares of the shareholder, then any other shares held by that person or any of his associates, or in which that person or any of his associates has a relevant interest, must also be brought into account,

but in aggregating the shares of shareholders who are members of a group of associated shareholders for the purpose of determining the total number of shares held by the group, the same shares shall not be counted more than once.

Statutory declaration by transferee.

27. (1) A director or the secretary of the Company may, before a transfer of shares in the Company is registered, by notice in writing served personally or by post upon the transferee require him to make a statutory declaration setting forth such information as the Company may reasonably require in order to ascertain—

(*a*) whether the transferee is, or is likely to become, a member of a group of associated shareholders;

(*b*) if so, the membership of the group;

(*c*) the number of shares held by each member of the group;

(*d*) whether the transferee or any of his associates has a relevant interest in shares;

(*e*) whether any other person has a relevant interest in the shares subject to the transfer, and, if so, the identity of that person and the nature of his interest;

and

(*f*) any other matter relevant to the administration of this Act.

(2) If—

(*a*) a transferee of shares fails to furnish a declaration required under subsection (1) within the time allowed in the notice;

(*b*) the directors are not satisfied of the veracity of a declaration furnished under that subsection;

or

(*c*) the transferee, or a group of associated shareholders of which he is or would become a member, holds or would in consequence of the transfer hold, more than the maximum permissible number of shares in the Company,

the Company may refuse to register the transfer.

(3) A refusal under subsection (2) to register a transfer shall remain in effect—

(*a*) where the decision to refuse to register the transfer was made under subsection (2) (*a*)—until the transferee remedies his default;

(*b*) where the decision to refuse to register the transfer was made under subsection (2) (*b*)—until the transferee satisfies the directors of the veracity of the declaration, or until the expiration of six months from the day on which the declaration was received by the Company, whichever first occurs;

(*c*) where the decision to refuse to register the transfer was made under subsection (2) (*c*)—until the directors are satisfied that neither the transferee nor a group of associated shareholders of which he is or would become a member holds, or would in consequence of the transfer hold, more than the maximum permissible number of shares in the Company.

(4) While a refusal under subsection (2) to register a transfer remains in effect no voting rights attached to the shares subject to the transfer, or any other shares held by the transferee, are capable of being exercised.

Information to be furnished by shareholders.

28. (1) A director or the secretary of the Company may, by notice in writing served personally or by post upon a shareholder, require him to make a statutory declaration setting forth such information as the Company may reasonably require in order to ascertain—

(*a*) whether the shareholder is, or is likely to become, a member of a group of associated shareholders;

(*b*) if so, the membership of the group;

(*c*) the number of shares held by each member of the group;

(*d*) whether the shareholder has a relevant interest in shares of which he is not the registered holder;

(*e*) whether any other person has a relevant interest in shares of the shareholder and, if so, the identity of that person and the nature of his interest;

and

(*f*) any other matter relevant to the administration of this Act.

(2) If a shareholder fails to furnish a declaration required under subsection (1) within the time allowed in the notice, no voting rights attached to shares of that shareholder shall be capable of being exercised while the shareholder remains in default.

(3) If the directors are not satisfied of the veracity of a declaration furnished by a shareholder under this section, no voting rights attached to shares of that shareholder shall be capable of being exercised until the shareholder satisfies the directors of the veracity of the declaration, or until the expiration of six months from the day on which the declaration was received by the Company, whichever first occurs.

Examination in relation to whether non-compliance with this Act has occurred.

29. (1) For the purpose of determining whether a shareholder or a group of associated shareholders holds more than the maximum permissible number of shares in the Company, the Supreme Court may, on the application of the Company or the Corporate Affairs Commission, summon for examination before the Court any person who may, in the opinion of the Court, be capable of giving information relevant to that question.

(2) The person summoned for examination shall be examined on oath and shall answer all such questions as the Court puts or allows to be put to him.

(3) The Court may require the person summoned to produce any books and papers in his custody or power relating to the matters in question, but where he claims any lien on books or papers the production shall be without prejudice to that lien, and the Court shall have jurisdiction to determine all questions relating to that lien.

(4) A person is entitled to be represented by counsel at an examination under this section and his counsel may put to him such questions as the Court may allow for the purpose of enabling him to explain or qualify any answers given by him.

(5) An examination under this section may be conducted before the Master.

(6) A written record shall be made of the questions put to a person upon an examination under this section and of his answers to those questions, and the Court shall require him to sign the written record.

(7) The record shall, without further proof, be admissible in evidence in legal proceedings relating to acts or matters done or arising under this Part, but where the person examined is not a party, or a director or shareholder of a party, to proceedings in which the record is admitted in evidence, the court may, if it considers it to be in the interests of justice to do so, order that he be called as a witness for examination or cross-examination in those proceedings.

(8) If a person summoned for examination under this section, after being tendered a reasonable sum for his expenses, fails or refuses to come before the Court at the time appointed (not having a lawful excuse made known to and allowed by the Court at the time of the sitting), the Court may cause him to be apprehended and brought before the Court for examination.

Voting rights at general meetings and upon polls.

30. At a general meeting of the Company, or upon a poll—

(*a*) the voting rights of a shareholder or group of associated shareholders that holds more than the maximum permissible number of shares shall be determined as if that shareholder or group of associated shareholders held the maximum permissible number of shares and no more;

and

(*b*) the voting rights of a group of associated shareholders that holds more than the maximum permissible number of shares shall be divided amongst the individual members of the group in proportion to the number of shares registered in the name of each member of the group.

Minister may require shareholder to dispose of shares.

31. (1) Where a shareholder, or a group of associated shareholders, holds more than the maximum permissible number of shares the Company, acting in pursuance of a resolution of the board of directors may, by notice in writing served personally or by post upon that shareholder, or any member of the group, require him to sell or dispose of such number of his shares as may be specified in the notice to a person who neither is, nor intends to become, an associate of the shareholder to whom the notice is directed or of any other person specified in the notice.

(2) If a shareholder fails to comply with a requirement under subsection (1) within the time allowed in the notice (which must be a period of not less than three months from the date of the notice) the shares of that shareholder shall, by force of this subsection, be forfeited to the Crown.

(3) Any shares forfeited under subsection (2) shall be sold by the Corporate Affairs Commission.

(4) Any moneys realized from the sale of forfeited shares under subsection (3) shall, after deduction of the reasonable costs of the forfeiture and sale, be paid to the shareholder from whom the shares were forfeited.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

***

Amendment of s. 20— Limited publican's licence.

4. Section 20 of the principal Act is amended by striking out from subsection (2) the passage "specifically constructed and".

Amendment of s. 67— Permit for supply of liquor for consumption at club.

5. Section 67 of the principal Act is amended by striking out from subsection (11) the passage "twenty-five thousand dollars" and substituting the passage "fifty thousand dollars".

Repeal of s. 69.

6. Section 69 of the principal Act is repealed.

Amendment of s. 74— Forfeiture of licences.

7. Section 74 of the principal Act is amended—

(*a*) by striking out the passage "If any person holding a licence is" and substituting the passage "If any person holding a licence";

(*b*) by striking out paragraph (*a*) and substituting the following paragraph:

(*a*) is convicted of any indictable offence;;

and

(*c*) by inserting after paragraph (*e*) the following paragraph:

or

(*f*) being a licence granted in respect of premises after a proclamation under section 192 has been made in respect of those premises, fails to comply with a condition prescribed in a proclamation under that section in respect of those premises,.

Amendment of s. 141— Exclusion of unlicensed persons from interest in profits, etc., of licensed premises.

8. Section 141 of the principal Act is amended—

(*a*) by striking out the passage "If any person" and substituting the passage "Subject to this section, if any person";

(*b*) by striking out from paragraph (*b*) the passage "a penalty of not less than ten dollars nor more than two hundred dollars" and substituting the passage "a penalty of not less than two hundred dollars nor more than five hundred dollars";

(*c*) by redesignating paragraphs (1), (2), (3), (4), (5), (6), (*a*) and (*b*) as paragraphs (*a*), (*b*), (*c*) (*d*), (*e*), (*f*), (*g*) and (*h*) respectively;

and

(*d*) by inserting after its present contents as amended by this section (now to be designated subsection (1)) the following subsections:

(2) If, upon the application of—

(*a*) a licensee;

(*b*) an applicant for a licence;

or

(*c*) an unlicensed person who has entered or proposes to enter an agreement or arrangement with a licensee or applicant for a licence,

the court is satisfied that—

(*d*) an existing or proposed agreement or arrangement between the licensee or applicant and an unlicensed person does not contravene, and does not contemplate an act that would contravene, subsection (1);

or

(*e*) although an existing or proposed agreement or arrangement between the licensee or applicant and an unlicensed person contravenes or contemplates an act that would contravene subsection (1), the agreement or arrangement, or the act contemplated by it—

(i) is necessary to or is an essential part of an undertaking that is likely to assist the tourist industry in this State;

or

(ii) would be in the public interest,

the court may approve the agreement or arrangement.

(3) An agreement or arrangement shall not be approved under subsection (2) unless the court is satisfied that the agreement or arrangement will not adversely affect the rights and reasonable expectations of persons presently in employment.

(4) Neither an agreement or arrangement approved under subsection (2), nor an act contemplated by an agreement or arrangement so approved, attracts the operation of subsection (1).

(5) In this section a reference to an applicant for a licence includes a reference to a person who intends to apply for a licence.

Repeal of s. 192 and substitution of new section.

9. Section 192 of the principal Act is repealed and the following section is substituted:

Historic inns.

192. (1) Where, on the application of the owner of any premises, the Governor is satisfied that the premises, or a substantial part of the premises, to which this section applies are of national, historic or architectural importance, he may, by proclamation—

(*a*) declare the premises to be a historic inn;

and

(*b*) grant an exemption from any specified provisions of this Act in relation to the premises.

(2) A declaration or an exemption under subsection (1) shall be subject to such conditions (if any) as the Governor determines and stipulates in the proclamation.

(3) The Governor may, by proclamation—

(*a*) add to, vary or revoke the terms of a proclamation under this section;

or

(*b*) revoke a proclamation under this section.

(4) Before making a declaration under this section the Governor shall refer the matter to the court for enquiry and report and any interested person shall be entitled to be heard at the enquiry.

(5) This section applies to premises in respect of which a full publican's licence, or a licence corresponding to a full publican's licence, is or has been in force under this Act, or under legislation previously in force in this State governing the sale and supply of liquor.

(6) A proclamation made under this Act before the commencement of the Licensing Act Amendment Act, 1980, that declared, or purported to declare, premises to be an historic inn shall be deemed to be a proclamation made under this section.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 105 of 1980

An Act to amend the Lottery and Gaming Act, 1936-1978.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Lottery and Gaming Act Amendment Act, 1980".

(2) The Lottery and Gaming Act, 1936-1978, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Lottery and Gaming Act, 1936-1980".

Commencement.

2. (1) This Act shall come into operation on a day to be fixed by proclamation.

(2) The Governor may, in a proclamation made for the purposes of subsection (1), suspend the operation of any specified provisions of this Act until a subsequent day fixed in the proclamation, or a day to be fixed by subsequent proclamation.

Amendment of s. 4—Interpretation.

3. Section 4 of the principal Act is amended—

(*a*) by inserting after the definition of "authorized lottery" the following definitions:

"bet" or "make a bet" means—

(*a*) make or negotiate a bet whether by spoken word, writing, signal, gesture or any other direct or indirect means and whether with or for money or any valuable thing or by cash or under any credit arrangement;

(*b*) receive, pay or give money or any valuable thing in connection with a bet;

or

(*c*) settle a bet,

and "betting" shall have a corresponding meaning:

"bookmaker" includes a bookmaker's agent: ;

(*b*) by striking out the definition of "exempted lottery" and substituting the following definition:

"exempted lottery" means a lottery declared by regulation to be an exempted lottery: ;

and

(*c*) by inserting after the definition of "sweepstakes" the following definition:

"trade-promotion lottery" means a lottery conducted with a view to promoting the sale of goods or services: .

Amendment of s. 9— Exemptions from Act.

4. Section 9 of the principal Act is amended by striking out paragraph (*d*) and substituting the following paragraph:

(*d*) a lottery (other than a trade-promotion lottery) where participation in the lottery does not depend on the payment of an entrance fee or other benefit; .

Amendment of s. 14b— Regulations.

5. Section 14b of the principal Act is amended by striking out paragraph (*j*) from subsection (1) and substituting the following paragraph:

(*j*) declaring that a specified lottery, or lotteries of a specified class are, provided that conditions stipulated in the regulations are fulfilled, exempted lotteries and making any provision with respect to the conduct, advertisement or promotion of an exempted lottery; .

Insertion of new s. 59a.

6. The following section is inserted after section 59 of the principal Act:

Certain things declared instruments of unlawful gaming.

59a. (1) The Governor may, by regulation, declare any machine, article or thing to be an instrument of unlawful gaming.

(2) For the purposes of this Act, a declaration may be made under subsection (1) notwithstanding that the machine, article or thing is not specifically designed for gaming.

(3) For the purposes of this Act, the playing of or with any machine, article or thing declared under subsection (1) to be an instrument of unlawful gaming shall be deemed to constitute the playing of an unlawful game, whether or not any person derives or is intended to derive any money or thing as a result of the playing.

Repeal of s. 62 and substitution of new section.

7. Section 62 of the principal Act is repealed and the following section is substituted:

Being in public place for the purpose of betting.

62. No person shall be in or upon any public place for the purpose of unlawful betting.

Penalty: For a first offence — five thousand dollars or imprisonment for six months; for a second or subsequent offence—ten thousand dollars or imprisonment for twelve months.

8. Section 63 of the principal Act is amended— Amendment of s. 63— Unlawful bookmaking.

(*a*) by striking out from subsection (1) the passage "Penalty: Two thousand five hundred dollars or imprisonment for six months" and substituting the passage "Penalty: For a first offence—five thousand dollars or imprisonment for six months; for a second or subsequent offence—ten thousand dollars or imprisonment for twelve months";

and

(*b*) by striking out from subsection (2) the passage "Five hundred" and substituting the passage "One thousand".

9. Section 64 of the principal Act is amended— Amendment of s. 64— Unauthorized totalizator betting prohibited.

(*a*) by striking out from subsection (1) the passage "Penalty: Two thousand five hundred dollars or imprisonment for six months" and substituting the passage "Penalty: For a first offence—five thousand dollars or imprisonment for six months; for a second or subsequent offence—ten thousand dollars or imprisonment for twelve months";

and

(*b*) by striking out from subsection (2) the passage "Five hundred" and substituting the passage "One thousand".

10. Section 71 of the principal Act is amended by inserting in paragraph (*b*) of subsection (1) after the passage "Commissioner of Police" the passage ", Deputy Commissioner of Police or an Assistant Commissioner of Police". Amendment of s. 71— Power of the police.

11. Section 75 of the principal Act is amended by striking out the passage "One thousand dollars" and substituting the passage "Ten thousand dollars". Amendment of s. 75— Occupying common gaming house.

12. Section 84 of the principal Act is amended by striking out the passage "one hundred dollars" and substituting the passage "two thousand five hundred dollars". Amendment of s. 84— Persons found in house declared a common gaming house.

13. Section 85 of the principal Act is amended by striking out the passage "not less than sixty and not more than two hundred dollars" and substituting the passage "two thousand five hundred dollars". Amendment of s. 85— Penalty on owner of house used in contravention of Act.

14. Section 86 of the principal Act is amended by striking out the passage "not less than sixty and not exceeding six hundred dollars" and substituting the passage "of ten thousand dollars or imprisonment for twelve months". Amendment of s. 86— Penalty on occupier.

15. Section 88 of the principal Act is amended by striking out the passage "For a first offence one hundred and fifty dollars, and for a second or subsequent offence imprisonment for not more than six months" and substituting the passage "For a first offence—two thousand five hundred dollars or imprisonment for three months; for a second or subsequent offence—five thousand dollars or imprisonment for six months". Amendment of s. 88— Obstructing the police.

Amendment of s. 88a—Certain offences.

16. Section 88a of the principal Act is amended by striking out the passage "For a first offence one hundred and fifty dollars, and for a second or subsequent offence imprisonment for not more than six months" and substituting the passage "For a first offence—two thousand five hundred dollars or imprisonment for three months; for a second or subsequent offence—five thousand dollars or imprisonment for six months".

Amendment of s. 90—Keeping house for purpose of gaming.

17. Section 90 of the principal Act is amended by striking out from subsection (3) the passage "One thousand" and substituting the passage "Ten thousand".

Amendment of s. 91—Advancing money for the purpose of gaming.

18. Section 91 of the principal Act is amended by striking out the passage "One thousand" and substituting the passage "Ten thousand".

Amendment of s. 92—Receiving money for betting.

19. Section 92 of the principal Act is amended by striking out the passage "Penalty—For a first offence, not more than one hundred dollars; for a second or subsequent offence, not more than two hundred dollars or imprisonment for six months" wherever it occurs and substituting, in each case, the passage "Penalty—For a first offence—five thousand dollars or imprisonment for six months; for a second or subsequent offence—ten thousand dollars or imprisonment for twelve months".

Amendment of s. 93—Exhibiting placards or advertising betting houses.

20. Section 93 of the principal Act is amended by striking out the passage "Penalty—For a first offence, not more than sixty dollars; for a second or subsequent offence, not more than one hundred dollars or imprisonment for two months" and substituting the passage "Penalty—For a first offence—one thousand dollars; for a second or subsequent offence—two thousand five hundred dollars or imprisonment for three months".

Amendment of s. 94—Betting advertisements.

21. Section 94 of the principal Act is amended by striking out the passage "Penalty—Sixty dollars, or imprisonment for two months" and substituting the passage "Penalty: Two thousand five hundred dollars or imprisonment for three months".

Amendment of s. 95—Giving false name and addresses.

22. Section 95 of the principal Act is amended by striking out the passage "One hundred dollars" and substituting the passage "One thousand dollars".

Insertion of new s. 98.

23. The following section is inserted after section 97 of the principal Act:

Evidence relating to licences, etc., under Racing Act.

98. In any proceedings for an offence against this Act, an allegation in the complaint—

(*a*) that a person was or was not at the time mentioned therein the holder of a licence to act as a bookmaker granted under the Racing Act, 1976-1978;

(*b*) that a provision set out in the complaint was at the time mentioned therein a condition attached to a licence to act as a bookmaker or a permit granted under the Racing Act, 1976-1978;

(*c*) that a person was or was not authorized to conduct totalizator betting under the Racing Act, 1976-1978,

shall, in the absence of proof to the contrary, be deemed to be proved.

Amendment of s. 110—General penalty for offences.

24. Section 110 of the principal Act is amended by striking out the passage "one hundred dollars" and substituting the passage "two thousand five hundred dollars".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 106 of 1980

An Act to make provision for the protection of life and property in the event of disaster and matters incidental thereto.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "State Disaster Act, 1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Arrangement of Act.

3. This Act is arranged as follows:

PART I—PRELIMINARY
PART II—THE STATE DISASTER COMMITTEE
PART III—ADMINISTRATION
PART IV—COUNTER-DISASTER OPERATIONS
PART V—MISCELLANEOUS

Interpretation.

4. In this Act, unless the contrary intention appears—

"authorized officer" means a person who is an authorized officer pursuant to the provisions of this Act:

"counter-disaster operations" means any measures taken in pursuance of this Act during the continuance of a state of disaster to protect life or property:

"disaster" means any occurrence (including fire, flood, storm, tempest, earthquake, eruption and accident) that—

(*a*) causes, or threatens to cause, loss of life or injury to persons or damage to property;

and

(*b*) is of such a nature or magnitude that extraordinary measures are required in order to protect life or property:

"disaster area" means a part of the State to which a declaration of a state of disaster under this Act applies:

"the Minister" means the Minister of the Crown to whom the administration of this Act is for the time being committed by the Governor and includes any other Minister who may, for the time being, be temporarily discharging the duties of that Minister:

"the State Co-ordinator" means the person holding, or acting in, the office of State Co-ordinator under this Act:

"the State Disaster Plan" means a plan prepared by the State Disaster Committee comprising the measures to be taken in the event of a disaster:

"vehicle" includes an aircraft, or vessel.

Application of this Act.

5. (1) This Act binds the Crown.

(2) Where the provisions of this Act are inconsistent with any other Act or law, the provisions of this Act shall prevail.

(3) The powers conferred on any person by, or pursuant to, this Act are in addition to, and do not derogate from, any powers that he may possess under any other Act or law.

(4) This Act does not authorize the taking of measures to bring an industrial dispute to an end or to control civil disorders not being civil disorders resulting from, and occurring during the continuance of, a state of disaster.

PART II

THE STATE DISASTER COMMITTEE

The State Disaster Committee.

6. (1) There shall be a committee entitled the "State Disaster Committee".

(2) The Committee shall consist of the following members:

(*a*) the State Co-ordinator;

and

(*b*) three persons appointed by the Governor on the nomination of the Minister.

(3) A member of the Committee shall be appointed for such term, and upon such conditions, as the Governor may determine.

(4) The Governor may appoint one member of the Committee to be Chairman of the Committee and another member to be Deputy Chairman of the Committee.

(5) The Governor may appoint a suitable person to be a deputy of a member, and that person may act as a member of the Committee in the absence of the member of whom he is a deputy.

Terms and conditions of appointment.

7. Subject to this Act, the Committee shall conduct its business in such manner as it thinks fit.

PART II

Functions of the Committee.

8. The Committee shall—

(*a*) prepare a State Disaster Plan;

(*b*) advise the Minister on matters affecting the Plan and on methods of combatting disasters;

(*c*) keep the State Disaster Plan under review and make such amendments to it as from time to time appear necessary or expedient;

(*d*) maintain contact with organizations that might usefully participate in counter-disaster operations and keep them informed of what would be expected of them in the event of a disaster.

PART III

PART III

ADMINISTRATION

State Co-ordinator and Deputy State Co-ordinator.

9. (1) The Commissioner of Police shall be the State Co-ordinator for the purposes of this Act.

(2) The Governor may appoint a person to be Deputy State Co-ordinator and the person so appointed shall, if the State Co-ordinator is unable to carry out his duties, exercise all the powers of the State Co-ordinator.

Delegation.

10. (1) The State Co-ordinator may delegate any of his powers or functions under this Act.

(2) Any such delegation shall be revocable at will and shall not prevent the State Co-ordinator from acting personally in any matter.

Authorized officers.

11. (1) The State Co-ordinator may, by instrument in writing, appoint persons to be authorized officers.

(2) Every person holding a prescribed office shall be an authorized officer.

PART IV

PART IV

COUNTER-DISASTER OPERATIONS

Interim declaration of state of disaster by the Minister.

12. (1) If it appears to the Minister that a disaster has occurred, is occurring, or is about to occur he may declare that a state of disaster exists in respect of so much of the State as, in his opinion, is affected, or is likely to be affected, by the disaster.

(2) A declaration under this section—

(*a*) shall be made in writing and published in a manner and form determined by the Minister;

(*b*) shall remain in force for twelve hours;

and

(*c*) shall not be renewed or extended.

Declaration of state of disaster by the Governor.

13. (1) If it appears to the Governor that a disaster has occurred, is occurring, or is about to occur, he may (whether or not there has been any previous declaration by the Minister) declare that a state of disaster exists in respect of so much of the State as, in his opinion, is affected, or likely to be affected, by the disaster.

(2) A declaration under this section—

(*a*) shall be made in writing and published in a manner and form determined by the Minister;

and

(*b*) shall, subject to this section, remain in force for four days.

(3) A declaration under this section may be renewed or extended on the authority of a resolution of both Houses of Parliament, but in the absence of such an authority, shall not be renewed or extended.

(4) The Governor may, at any time, revoke a declaration under this section.

Powers of Minister on declaration of a state of disaster.

14. (1) Upon a declaration of a state of disaster the Minister may authorize the expenditure of such sums of money as are approved by the Governor to relieve distress and assist in counter-disaster operations.

(2) This section shall, without further appropriation, be sufficient authority for the payment of moneys in pursuance of an authorization given under subsection (1) out of the General Revenue of the State.

Powers of State Co-ordinator and authorized officers.

15. (1) Upon the declaration of a state of disaster and while that declaration remains in force the State Co-ordinator shall take any necessary action to carry the State Disaster Plan into effect.

(2) Without limiting the generality of subsection (1), where the State Co-ordinator is of the opinion that it is necessary to do so, he may—

(*a*) require the owner, or the person for the time being in charge, of any real or personal property in a disaster area to place it under the control or at the disposition of a person nominated by the State Co-ordinator;

or

(*b*) direct the evacuation and removal of persons from a disaster area, or part of a disaster area and remove or cause to be removed to such place as he thinks fit any person who is found within that disaster area, or that part of the disaster area.

(3) Subject to the regulations, an authorized officer may, within a disaster area, for the purpose of carrying out a direction of the State Co-ordinator—

(*a*) enter, and if necessary break into, any land, building, structure or vehicle;

(*b*) take possession of any land, building, structure or vehicle;

(*c*) remove or destroy any building, structure or vehicle;

(*d*) shut off, or cut off, any supply of fuel, gas or electricity;

(*e*) prohibit the movement of persons, vehicles or animals;

(*f*) remove or cause to be removed to such place as he thinks proper any person who obstructs or threatens to obstruct counter-disaster operations;

and

(*g*) give directions to any person whose responsibilities require him to engage in counter-disaster operations, or who is so engaged.

(4) A person is entitled to be compensated for any injury, loss or damage suffered by him—

(*a*) that arises in consequence of the exercise of powers under this section (apart from subsection (3) (*f*));

and

(*b*) that would not have arisen in any event in consequence of the disaster.

(5) In assessing compensation under subsection (4) a court shall take into account—

(*a*) any amount recovered or recoverable by the person suffering the injury, loss or damage under a policy of insurance;

and

(*b*) the extent (if at all) to which the conduct of the person suffering the injury, loss or damage contributed to that injury, loss or damage.

Offences.

16. (1) A person shall not without lawful excuse refuse or fail to comply with any lawful direction of the State Co-ordinator or of an authorized officer given, during the continuance of a state of disaster, within a part of the State to which the declaration of a state of disaster applies.

Penalty: Five thousand dollars.

(2) A person shall not obstruct or interfere with any counter-disaster operations carried out in pursuance of this Act.

Penalty: Five thousand dollars.

PART V

PART V

MISCELLANEOUS

Immunity from liability of persons acting under this Act.

17. (1) A person shall not incur any civil liability for any act or omission done by him in good faith in the exercise or discharge of his powers, functions, duties or responsibilities under this Act.

(2) A liability that would, but for subsection (1), lie against a person shall lie against the Crown.

Protection of employment rights.

18. (1) A person who during the continuance of a state of disaster is absent from his employment on duties in connection with counter-disaster operations shall not be liable to be dismissed or prejudiced in his employment by reason of that absence, and his actual and accruing rights in respect of his employment shall be determined as if he had not been absent from his employment.

(2) Where an employer has paid to an employee wages or salary due to him under this section, in respect of a period during which the employee has been absent from employment, the employer is entitled to re-imbursement of the amount so paid.

(3) Any amount to which an employer is entitled under subsection (2) shall, upon application to the Minister, be paid to the employer by the Minister,

Workers compensation.

19. The Workers Compensation Act, 1971-1979, applies to an authorized officer, or a person who takes part in counter-disaster operations under the direction of an authorized officer—

(*a*) as if—

(i) his functions and duties under this Act constituted his employment;

(ii) he were receiving a prescribed wage in respect of that employment and that wage were his only income;

and

(iii) his employer were the Minister:

and

(*b*) with any other prescribed modifications.

Evidentiary provision.

20. In any proceedings, a document purporting to be signed by the Minister and certifying that—

(*a*) a declaration of a state of disaster was in force either in respect of the whole State or a specified part of the State on a specified day or during a specified period;

or

(*b*) that a person named or referred to in the document was, on a specified date, an authorized officer, or a person who was taking part in counter-disaster operations under the direction of an authorized officer,

shall, in the absence of proof to the contrary, be proof of the fact so certified.

Summary proceedings.

21. (1) Proceedings for an offence against this Act shall be disposed of summarily.

(2) Proceedings for an offence against this Act shall not be commenced without the authorization of the Attorney-General.

(3) An apparently genuine document purporting to be under the hand of the Attorney-General and to authorize the commencement of proceedings for an offence against this Act shall, in the absence of proof to the contrary, be proof of that authorization.

Offences by bodies corporate.

22. Where a body corporate is guilty of an offence against this Act, any director or manager of the body corporate shall also be guilty of an offence and liable to the same penalty as is prescribed for the principal offence unless he proves that he could not, by the exercise of reasonable diligence, have prevented the commission of the principal offence by the body corporate.

Money required for the purposes of this Act.

23. The moneys required for the purposes of this Act shall be paid out of moneys provided by Parliament for those purposes.

Regulations.

24. (1) The Governor may make such regulations as are contemplated by this Act or as are necessary or expedient for the purposes of this Act, or as are necessary in consequence of conditions directly or indirectly caused by a disaster.

(2) Without limiting the generality of the foregoing, those regulations may—

(*a*) apply generally or to a particular case or class of case;

(*b*) apply throughout the State or within a particular part of the State; and

(*c*) prescribe penalties, not exceeding five hundred dollars, for breach of or non-compliance with, a regulation.

(3) The State Disaster Plan, or amendments to the State Disaster Plan, may, if the Governor thinks fit, be promulgated in the form of regulations.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 107 of 1980

An Act to amend the Road Traffic Act, 1961-1980.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Road Traffic Act Amendment Act (No. 3), 1980".

(2) The Road Traffic Act, 1961-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Road Traffic Act, 1961-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 63—Giving way at intersections and junctions.

3. Section 63 of the principal Act is amended—

(*a*) by inserting after paragraph (*b*) of subsection (1) the following paragraph:

(*ba*) where he is approaching a junction on a road that does not continue beyond the junction—to any vehicle approaching the junction on another road (other than a vehicle whose driver is himself required by paragraph (*a*) or (*b*) to give way); ;

and

(*b*) by inserting in paragraph (*c*) of subsection (1) after the passage "paragraph (*a*)" the passage "or (*ba*)".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 108 of 1980

An Act to amend the Education Act, 1972-1980.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Education Act Amendment Act (No. 2), 1980".

(2) The Education Act, 1972-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Education Act, 1972-1980".

Commencement.

2. (1) This Act shall come into operation on a day to be fixed by proclamation.

(2) The Governor may, in a proclamation made for the purposes of subsection (1), suspend the operation of any specified provisions of this Act until a subsequent day fixed in the proclamation or a day to be fixed by subsequent proclamation.

Amendment of s. 3—Arrangement of Act.

3. Section 3 of the principal Act is amended by striking out the passage "PART V—NON-GOVERNMENT SCHOOLS" and substituting the following passage:

PART V—NON-GOVERNMENT SCHOOLS

DIVISION I—THE NON-GOVERNMENT SCHOOLS REGISTRATION BOARD

DIVISION II—REGISTRATION

DIVISION III—CANCELLATION OF REGISTRATION

DIVISION IV—RIGHT OF APPEAL

DIVISION V—MISCELLANEOUS

Amendment of s. 5—Interpretation.

4. Section 5 of the principal Act is amended—

(*a*) by striking out from subsection (1) the definition of "approved non-Government school";

(*b*) by striking out from subsection (1) the definition of "governing authority" and substituting the following definition:

"governing authority" in relation to a non-Government school or proposed non-Government school means the person, board, committee or other authority by which the school is or will be administered:;

and

(*c*) by inserting in subsection (1) after the definition of "registered" the following definition:

"registered non-Government school" means a non-Government school registered under Part V :.

Amendment of s. 55—Constitution of Teachers Registration Board.

5. Section 55 of the principal Act is amended by striking out from paragraph (*e*) of subsection (2) the passage "Director of Catholic Education in this State" and substituting the passage "South Australian Commission for Catholic Schools".

Amendment of s. 58—Validity of acts of Board and immunity of its members.

6. Section 58 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "or purported exercise";

(*b*) by striking out from subsection (2) the passage "or purported discharge";

and

(*c*) by inserting after subsection (2) the following subsection:

(3) A liability that would, but for subsection (2), attach to a member of the Board shall attach to the Crown.

Amendment of s. 63—Unregistered persons not to hold certain appointments.

7. Section 63 of the principal Act is amended by striking out from paragraph (*a*) of subsection (1) the word "approved" and substituting the word "registered".

Repeal of Part V and substitution of new Part.

8. Part V of the principal Act is repealed and the following Part is substituted:

PART V

NON-GOVERNMENT SCHOOLS

DIVISION I—THE NON-GOVERNMENT SCHOOLS REGISTRATION BOARD

Constitution of Non-Government Schools Registration Board.

72. (1) There shall be a Board entitled the "Non-Government Schools Registration Board".

(2) The Board shall consist of the following members:

(*a*) a chairman appointed by the Governor on the nomination of the Minister;

(*b*) two persons appointed by the Governor on the nomination of the Minister, one of whom shall be an officer of the Department;

(*c*) one person appointed by the Governor on the nomination of the South Australian Commission for Catholic Schools;

and

(*d*) one person appointed by the Governor on the nomination of the South Australian Independent Schools Board Incorporated.

Term of office of members of the Board.

72a. (1) Subject to this Act, a member of the Board shall be appointed for such term of office, not exceeding three years, as the Governor may determine and specifies in the instrument of his appointment and, upon the expiration of his term of office, he shall be eligible for re-appointment.

(2) The Governor—

(*a*) may appoint a suitable person to be a temporary member of the Board for a period not exceeding six months and any such temporary member shall be entitled to act as a member of the Board where there is a vacancy in its membership or where a member of the Board is unable, or fails for any reason, to act in his capacity as such;

and

(*b*) may appoint a suitable person to be a deputy of a member of the Board, and any person so appointed shall be entitled to act as a member of the Board where the member of the Board of whom he has been appointed a deputy is unable, or fails, for any reason, to act in his capacity as such.

(3) The Governor may remove a member of the Board from office for—

(*a*) mental or physical incapacity;

(*b*) neglect of duty;

(*c*) dishonourable conduct;

or

(*d*) any other cause considered sufficient by the Governor.

(4) The office of a member of the Board shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by written notice to the Minister;

or

(*d*) he is removed from office by the Governor pursuant to subsection (3).

(5) Upon the office of a member of the Board becoming vacant, a person shall be appointed, in accordance with this Act, to the vacant office, but where the office of a member of the Board becomes vacant before the expiration of the term for which he was appointed, a person appointed to his place shall be appointed only for the balance of the term of his predecessor.

Quorum, etc.

72b. (1) Three members of the Board shall constitute a quorum of the Board, and no business shall be transacted at a meeting unless a quorum is present.

(2) A decision carried by a majority of the votes cast by the members present at a meeting of the Board shall be a decision of the Board.

(3) The chairman shall preside at any meeting of the Board at which he is present.

(4) In the absence of the chairman from a meeting of the Board, the members present shall elect one of their number to preside at that meeting.

(5) Each member of the Board shall be entitled to one vote on any matter arising for the decision of the Board, and, in the event of an equality of votes on any matter, the person presiding shall have a second, or casting, vote.

(6) Subject to this Act, the business of the Board shall be conducted in such manner as the Board thinks fit.

Validity of acts of Board and immunity of its members.

72c. (1) An act or proceeding of the Board shall not be invalid by reason only of a vacancy in its membership, and, notwithstanding the subsequent discovery of a defect in the nomination or appointment of a member, any such act or proceeding shall be as valid and effectual as if the member had been duly nominated or appointed.

(2) No liability shall attach to a member of the Board for any act or omission by him, or by the Board, in good faith, and in the exercise of his or its powers or functions, or in the discharge of his or its duties under this Act.

(3) A liability that would, but for subsection (2), attach to a member of the Board shall attach to the Crown.

Allowances and expenses.

72d. The members of the Board shall be entitled to receive such allowances and expenses as may be determined by the Governor.

Registrar.

72e. (1) There shall be a registrar of the Board.

(2) The registrar of the Board shall be appointed and hold office subject to the Public Service Act, 1967-1978.

(3) The office of registrar of the Board may be held in conjunction with any other office in the Public Service of the State.

Division II—Registration

Non-Government schools to be registered.

72f. If, after a date to be fixed by proclamation for the purposes of this section, students are enrolled or receive instruction at an unregistered non-Government school, the governing authority of the school shall be guilty of an offence.

Penalty: Five hundred dollars.

Registration of non-Government schools.

72g. (1) The governing authority of a non-Government school, or proposed non-Government school, or a person authorized by the governing authority, may apply for registration of the school or proposed school.

(2) An application for registration of a non-Government school must—

(*a*) be made in a manner and form determined by the Board;

and

(*b*) be accompanied by the prescribed fee.

(3) Where the Board is satisfied upon an application under this section that—

(*a*) the nature and content of the instruction offered or to be offered at the school is satisfactory;

and

(*b*) the school provides adequate protection for the safety, health and welfare of its students,

the Board shall register that non-Government school.

(4) The Board may impose such conditions upon the registration of a non-Government school as it thinks necessary—

(*a*) to protect the safety, health and welfare of students at the school;

and

(*b*) to ensure that those students receive a suitable education.

(5) Where the Board does not grant an application for registration of a non-Government school, or grants an application subject to conditions, it shall, within one month after deciding not to register the school, or to impose conditions upon the registration, inform the applicant in writing of the reasons for its decision.

Register to be kept.

72h. (1) The Board shall cause a register to be kept in which shall be entered the names of all non-Government schools registered under this Part, and such other information as may be determined by the Board.

(2) The register shall be available for public inspection.

(3) The name of any registered non-Government school, the registration of which is cancelled, shall be removed from the register.

Registration remains in force for five years and may be renewed.

72i. Registration of a non-government school shall remain in force for a period of five years from the date on which it was granted or last renewed, and may be renewed from time to time for further consecutive periods of five years on fresh applications for registration of the school.

Division III—Cancellation of Registration

Grounds for cancellation.

72j. (1) The Board may, upon the application of the registrar, or of its own motion, inquire into the administration of any registered non-Government school.

(2) If, after conducting an inquiry under subsection (1), the Board is satisfied that the governing authority of the registered non-Government school has contravened or failed to comply with a condition upon which registration of the school was granted, the Board may, by notice in writing addressed to the governing authority of the school, cancel the registration.

(3) The Board may cancel the registration of a non-Government school if the school is defunct.

Powers of Board upon an inquiry.

72k. (1) For the purposes of an inquiry under this Division, the Board may—

(*a*) by summons signed on behalf of the Board by a member of the Board, require the attendance before the Board of any person;

(*b*) by summons signed on behalf of the Board by a member of the Board, require the production of any books, papers or documents;

(*c*) inspect any books, papers or documents produced before the Board and retain them for such reasonable period as it thinks fit, and make copies of any of them or of any of their contents;

(*d*) require any person to make an oath or affirmation that he will truly answer all questions put to him by the Board, or any person appearing before the Board (which oath or affirmation may be administered by any member of the Board);

or

(*e*) require any person appearing before the Board to answer any relevant questions put to him by any member of the Board, or by any person appearing before the Board.

(2) Subject to subsection (3), if any person—

(*a*) who has been served with a summons to attend before the Board fails without reasonable excuse (proof of which shall lie upon him) to attend in obedience to the summons;

(*b*) who has been served with a summons to produce any books, papers or documents fails without reasonable excuse (proof of which shall lie upon him) to comply with the summons;

(*c*) misbehaves himself before the Board, wilfully insults the Board or any member thereof, or interrupts the proceedings of the Board;

or

(*d*) refuses to be sworn or to affirm, or to answer any relevant question when required to do so by the Board,

he shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

(3) A person shall not be obliged to answer any question put to him under this section if the answer to that question would tend to incriminate him, or to produce any books, papers or documents, if their contents would tend to incriminate him.

(4) In the course of any inquiry, the Board may—

(*a*) receive in evidence any transcript of evidence in proceedings before a court, and draw any conclusions of fact therefrom that it considers proper;

or

(*b*) adopt, as in its discretion it considers proper, any findings, decision or judgment of a court that may be relevant to the proceedings.

Notice of inquiry.

72l. (1) The Board shall give the governing authority of a registered non-Government school that is subject to an inquiry under this Part at least twenty-one days' notice of the time and place at which it proposes to hold the inquiry, and of the matters to which the inquiry relates, and shall afford the governing authority opportunity to call or give evidence, to examine or cross-examine witnesses, and to make submissions to the Board.

(2) If a person representing the governing authority of the school does not attend at the time and place fixed by the notice, the Board may proceed with the inquiry *ex parte*.

Division IV—Right of Appeal

Appeal.

72m. (1) If the governing authority of a non-Government school is aggrieved by any decision of the Board made in the exercise or purported exercise of any of its powers or functions under this Part, it may appeal against that decision to a local court of full jurisdiction.

(2) Subject to this Act, the appeal shall be instituted within one month of receipt by the appellant of notice in writing of the decision appealed against, but the court may, if it is satisfied that it is just and reasonable in the circumstances to do so, dispense with the requirement that the appeal should be so instituted.

(3) The court may, on the hearing of the appeal, exercise one or more of the following powers, according to the nature of the case—

(*a*) affirm, vary or quash the decision appealed against or substitute, or make in addition, any decision that should have been made in the first instance;

(*b*) remit the subject matter of the appeal to the Board for further hearing or consideration;

or

(*c*) make any order as to costs or as to any other matter, that the case may require.

Division V—Miscellaneous

Records to be kept in non-Government schools.

72n. (1) The head teacher of a registered non-Government school shall keep such records in relation to the attendance of students at the school as may be prescribed or as the Minister may determine.

(2) The head teacher of a registered non-Government school shall furnish the Minister with such returns in relation to the attendance of students at the school as may be prescribed, or as the Minister may require.

(3) The head teacher of a registered non-Government school who fails to comply with any provision of this section shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

Minister may provide certain forms of assistance to non-Government schools.

72o. (1) The Minister may, at the request of the governing authority, or head teacher, of any registered non-Government school, cause the school to be visited by an appropriate officer of the Department for the purpose of advising the governing authority or head teacher in relation to any matter connected with the administration of the school.

(2) The Minister may, at the request of the governing authority, or head teacher, of any registered non-Government school, cause the school to be visited by a medical or dental officer, health inspector or nurse, for the purpose of medical or dental examination of those who attend the school or for the purpose of advising the governing authority, or head teacher, of the school on any matter relating to the health of those who attend the school.

Inspection of non-Government schools.

72p. (1) For purposes connected with the administration of this Part, the Board may, by instrument in writing, authorize an officer of the Department to carry out an inspection of any non-Government school or premises proposed to be used for the purposes of a non-Government school and that person may, at any reasonable time, enter and inspect the school or premises specified in his authority.

(2) A person who prevents an authorized person from carrying out an inspection under subsection (1), or hinders any such inspection, shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

Amendment of s. 74— Schools and school districts.

9. Section 74 of the principal Act is amended by striking out from subsection (1) the passage "an approved" and substituting the passage "a registered".

Amendment of s. 82— Determination of courses of instruction.

10. Section 82 of the principal Act is amended by striking out from paragraph (*b*) of subsection (3) the word "approved" and substituting the word "registered".

Amendment of s. 107— Regulations.

11. Section 107 of the principal Act is amended by striking out paragraph (sa) of subsection (2).

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 109 of 1980

An Act to amend the Holidays Act, 1910-1975.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Holidays Act Amendment Act, 1980".

(2) The Holidays Act, 1910-1975, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Holidays Act, 1910-1980".

Amendment of s. 3—Days fixed as holidays.

2. Section 3 of the principal Act is amended by striking out from paragraph II the passage "any of the several days" and substituting the passage "the day".

Amendment of s. 5—Governor may substitute another day for day appointed.

3. Section 5 of the principal Act is amended by inserting after its present contents (now to be designated as subsection (1)) the following subsection:

(2) The Governor may by subsequent proclamation vary or revoke a proclamation made under this section.

Amendment of second schedule.

4. The second schedule to the principal Act is amended—

(*a*) by inserting in Part I after the item:

The third Monday in May

the item:

The second Monday in June.;

and

(*b*) by striking out from Part III the item:

The Anniversary of the Birthday of His Majesty or of any of His successors.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 110 of 1980

An Act to amend the Metropolitan Milk Supply Act, 1946-1974.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Metropolitan Milk Supply Act Amendment Act, 1980".

(2) The Metropolitan Milk Supply Act, 1946-1974, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Metropolitan Milk Supply Act, 1946-1980".

Amendment of s. 32—Refusal of licences.

2. Section 32 of the principal Act is amended by inserting after subsection (5) the following subsections:

(6) The board—

(*a*) may refuse an application for a milk vendor's licence;

or

(*b*) may, by notice in writing served personally or by post on the holder of a milk vendor's licence, cancel the licence,

if, in its opinion, it is likely that—

(*c*) all or most of the milk and cream that will be sold pursuant to the licence will be sold to members of the public at a shop, whether directly by the licensee or ultimately by a subsequent vendor of the milk or cream;

and

(*d*) the granting or continuance of the licence will have an adverse effect upon the existing system of distribution of milk and cream in the metropolitan area.

(7) Where the board has power to refuse an application for a milk vendor's licence under subsection (6), it may, instead of refusing the application, grant a milk vendor's licence upon terms and conditions authorizing the sale of cream, but prohibiting the sale of milk, in pursuance of the licence.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 111 of 1980

An Act to amend the Stamp Duties Act, 1923-1979.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Stamp Duties Act Amendment Act, 1980".

(2) The Stamp Duties Act, 1923-1979, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Stamp Duties Act, 1923-1980".

Commencement.

2. This Act shall be deemed to have come into operation on the sixth day of November, 1980.

Amendment of s. 4—Interpretation.

3. Section 4 of the principal Act is amended—

(*a*) by inserting after the definition of "executed" and "execution" the following definition:

"fixed interest security" means any debenture, debenture stock, bond, note or other security issued at a fixed rate of interest by a Government or by any municipal or other corporation, company or society, whether constituting a charge on assets or not, but does not include any such security that carries an option under which the security may be converted into stock or shares:;

and

(*b*) by inserting after paragraph (*b*) of the definition of "marketable security" the following paragraph:

(*ba*) any interest under a deed approved for the purposes of Division V of Part IV of the Companies Act, 1962-1980, other than an interest of a kind excluded by regulation for the purposes of this Act;.

4. The following sections are inserted after section 5 of the principal Act: Insertion of new ss. 5a and 5b.

5a. (1) Subject to subsection (2), this Act, as in force immediately before the commencement of the Stamp Duties Act Amendment Act, 1980, applies in relation to instruments executed before that commencement. Application of Stamp Duties Act Amendment Act, 1980.

(2) The amendments made to this Act by sections 9, 13, 15 (*b*), 15 (*f*) and 15 (*g*) of the Stamp Duties Act Amendment Act, 1980, apply in relation to instruments executed before or after the commencement of that Act.

(3) This Act, as amended by the Stamp Duties Act Amendment Act, 1980, applies in relation to instruments executed or brought into existence after the commencement of that Act.

5b. Subject to this Act, duty shall be chargeable in respect of an instrument that is outside South Australia where the instrument relates, wheresoever executed, to property situated, or any matter or thing done or to be done, in South Australia. Liability to duty of instruments outside South Australia.

5. Section 17 of the principal Act is repealed. Repeal of s. 17.

6. The following section is inserted after section 19 of the principal Act: Insertion of new s. 19a.

19a. (1) Notwithstanding any other provision of this Act, but subject to subsection (2), where an original instrument chargeable with duty under this Act has not been duly stamped or has been destroyed without being duly stamped, any copy of the instrument shall, for the purposes of this Act, be chargeable with duty and penalty (if applicable) as if it were the original and be deemed to have been executed by the person or persons who executed the original at the same time as the original was executed. Certain copies dutiable.

(2) Where an original instrument or a copy of an instrument is duly stamped under this Act, the Commissioner shall, upon application and production of that original or copy, stamp any copy or further copy or the original, as the case may be, with a particular stamp denoting that it is duly stamped.

(3) In this section, "copy" includes—

(*a*) a duplicate or counterpart of an original instrument;

(*b*) an instrument that acknowledges, evidences or records the existence or terms of an original instrument;

or

(*c*) an instrument that acknowledges, evidences or records the transaction or a part of the transaction to which an original instrument relates or related.

7. Section 20 of the principal Act is amended— Amendment of s. 20—

(*a*) by striking out subsection (1) and substituting the following subsections: Penalty for not duly stamping.

(1) Except where express provision is made to the contrary, an instrument may be stamped without penalty—

(*a*) where it was executed in South Australia—within two months after its execution;

or

(*b*) where it was executed outside South Australia—within two months after its receipt in South Australia or within six months after its execution, whichever period first expires.

(1a) Except where express provision is made to the contrary, an instrument that is unstamped or insufficiently stamped after the expiration of the period referred to in subsection (1) shall, in addition to the unpaid duty, be charged with a penalty of—

(*a*) fifty dollars;

or

(*b*) an amount equal to ten per centum of the amount of the unpaid duty for each month for which the instrument has remained unstamped or insufficiently stamped from the day when it was executed until the amount equals the amount of the unpaid duty,

whichever is the greater amount.;

and

(*b*) by striking out from subsection (2) the passage "and interest".

Amendment of s. 35—Application for licence.

8. Section 35 of the principal Act is amended by striking out subsection (1) and substituting the following subsection:

(1) A company, person or firm of persons requiring an annual licence shall make a written application to the Commissioner in the prescribed form containing the prescribed information.

Repeal of ss. 43, 44, 45 and 45a and heading to those sections.

9. Sections 43, 44, 45 and 45a of the principal Act and the heading to those sections are repealed.

Amendment of s. 66ab—Computation of duty in case of certain real property transactions.

10. Section 66ab of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "upon the total consideration given for the whole of the property" and substituting the passage "upon the sum of the amounts by reference to which *ad valorem* duty on each of the conveyances would, but for this subsection, have been calculated";

(*b*) by striking out subsection (1a) and substituting the following subsection:

(1a) Where, by conveyances that have been, or appear to have been, executed within twelve months of each other, a person conveys land or interests in land to the same person (whether that person takes alone or with the same or different persons), it shall be presumed, unless the Commissioner is satisfied to the contrary, that the conveyances arose out of one transaction, or one series of transactions.;

(*c*) by striking out from subsection (2) the passage "paid in respect of" and substituting the passage ", if any, given and";

(*d*) by inserting in subsection (2) after the word "transaction" the passage "or series of transactions";

(*e*) by striking out from subsection (3) the passage "total consideration" and substituting the word "matters";

and

(*f*) by inserting after subsection (4) the following subsection:

(5) In this section—

"conveyance" means a conveyance on sale or a conveyance operating as a voluntary disposition *inter vivos*:

"interest" in relation to land includes a potential beneficial interest as defined in section 71 (15).

11. Section 71 of the principal Act is amended by striking out subsections (3) and (4) and substituting the following subsections:

Amendment of s. 71—
Instruments chargeable as conveyances operating as voluntary dispositions *inter vivos*.

(3) For the purposes of this Act, the following instruments shall, subject to this section, be deemed to be conveyances operating as voluntary dispositions *inter vivos*—

(*a*) an instrument to which subsection (4) applies effecting or acknowledging, evidencing or recording any of the following transactions—

(i) a transfer of property to a person who takes as trustee;

(ii) a declaration of trust;

or

(iii) a transfer of a beneficial interest in property subject to a trust or a potential beneficial interest in or in relation to property subject to a discretionary trust,

whether or not any consideration is given for the transaction;

or

(*b*) an instrument to which paragraph (*a*) does not apply, being a conveyance that is not chargeable with duty as a conveyance on sale.

(4) This subsection applies to any instrument that relates to land, a marketable security or a unit under a unit trust scheme or an interest or potential beneficial interest in land, a marketable security or a unit under a unit trust scheme.

(5) Subject to subsection (6), an instrument effecting or acknowledging, evidencing or recording any of the following transactions shall be deemed not to be a conveyance operating as a voluntary disposition *inter vivos*—

(*a*) a transfer of property for nominal consideration for the purpose of securing the repayment of an advance or loan, not being land subject to the provisions of the Real Property Act, 1886-1980;

(*b*) a transfer *in specie* of property of a company in liquidation made by the liquidator to a shareholder of the company;.

(*c*) a transfer of any marketable security issued by a public company to a person who takes as trustee where—

(i) the beneficial interest in the property is, upon the transfer, vested in the transferor;

and

(ii) the transfer is not in pursuance of a sale;

(*d*) a transfer of property for the purpose of effectuating the retirement of a trustee or the appointment of a new trustee where the Commissioner is satisfied that the transfer is not part of a scheme for conferring a benefit in relation to the trust property upon the new trustee or any other person, whether as a beneficiary or otherwise, to the detriment of the beneficial interest or potential beneficial interest of any person;

(*e*) a transfer of property to a person who has the beneficial interest in the property by virtue of an instrument that is duly stamped;

(*f*) a transfer to a natural person who is an object of a discretionary trust of property or a beneficial interest in property subject to the discretionary trust, where—

(i) the discretionary trust was created by an instrument that is duly stamped;

and

(ii) the Commissioner is satisfied that the discretionary trust was created wholly or principally for the benefit of that person or a family group of which that person is a member;

(*g*) a transfer of a potential beneficial interest in property subject to a discretionary trust where—

(i) the discretionary trust was created by an instrument that is duly stamped wholly or principally for the benefit of a family group;

and

(ii) the transfer is made by one member of the family group to another member of the family group, or by a member of the family group by way of surrender or renunciation of the potential beneficial interest and another member of the family group is to continue as an object or beneficiary under the trust;

(*h*) a transfer to or by a person in his capacity as the personal representative of a deceased person or the trustee of the estate of a deceased person, not being a transfer in pursuance of a sale;

(*i*) any variation of the terms of a trust where the trust was created by an instrument that is duly stamped and the variation does not involve the creation or variation of any beneficial interest or potential beneficial interest in property subject to the trust;

(*j*) a voluntary disposition of property that is wholly for charitable or religious purposes;

(*k*) a transfer of a prescribed class.

(6) Subsection (5) does not apply in relation to a transfer of property or a beneficial interest in property to a person who has, prior to the transfer, a beneficial interest or potential beneficial interest in the property but who takes the property or interest transferred to him as trustee under a further trust.

(7) For the purposes of subsection (5) (*e*), a person who is an object of a discretionary trust by virtue of an instrument that is duly stamped shall not be regarded as having a beneficial interest in the trust property by virtue of an instrument that is duly stamped unless the person has been appointed to be a beneficiary under the discretionary trust by a further instrument that is duly stamped.

(8) A conveyance operating as a voluntary disposition *inter vivos* that transfers a potential beneficial interest in or in relation to property subject to a discretionary trust shall, subject to this Act, be chargeable with duty as if it transferred the beneficial interest in the property that the transferor would have if the discretion under the discretionary trust were so exercised as to confer upon him the greatest benefit in relation to that property that can be conferred upon him under the discretionary trust.

(9) An instrument that acknowledges, evidences or records a transaction of a kind referred to in subsection (3) (*a*) (not being a copy within the meaning of section 19a that is duly stamped) shall, for the purposes of this Act, be deemed to have effected the transaction and to have been executed by the parties to the transaction at the same time as the transaction took place.

(10) For the purposes of this Act, in determining the value of property transferred by a conveyance operating as a voluntary disposition *inter vivos*, no regard shall be had to the fact that the person to whom the property is transferred takes or is to hold the property subject to a trust or has a beneficial interest in the property.

(11) Notwithstanding any other provisions of this Act, the rate of duty chargeable in respect of a conveyance operating as a voluntary disposition *inter vivos* of a marketable security, shall, if that conveyance is made in pursuance of sale, be the rate fixed by the second schedule in respect of a conveyance or transfer on sale of a marketable security or, as the case may require, in respect of a return lodged pursuant to section 90d.

(12) Where an instrument of a kind referred to in subsection (3) (*a*) is duly stamped under this Act, the Commissioner shall, upon application and production of that instrument, stamp any other instrument of a kind referred to in subsection (3) (*a*) that he is satisfied relates to the same transaction with a particular stamp denoting that it is duly stamped.

(13) Without limiting the generality of subsection (12), where an instrument that is duly stamped transfers or creates or acknowledges, evidences or records the transfer or creation of any property or interest in property and the person to or in whom the property or interest in property is transferred or vested takes the property or interest in property as trustee, the Commissioner shall, upon application and production of that instrument, stamp any declaration of trust or other instrument that acknowledges, evidences or records the fact that the person took the property or interest in property as trustee with a particular stamp denoting that it is duly stamped.

(14) Notwithstanding any other provisions of this Act, where—

(*a*) property has been transferred to a person who took as trustee;

(*b*) that property is subsequently transferred back to the transferor;

and

(*c*) the Commissioner is satisfied that no person other than the transferor under the first transfer has had a beneficial interest in the property during the period elapsing between the transfers,

the Commissioner shall, if *ad valorem* duty was paid in respect of the first transfer, upon application, refund to the person who paid that duty an amount equal to the difference between the amount of the duty and four dollars.

(15) In this section—

"discretionary trust" means an arrangement however made under which a person holds property and the beneficial interest in all or any part of that property may be vested in a person (in this section referred to as an "object") upon the exercise of a discretion whether subject to any other contingency or not and whether the exercise of the discretion is obligatory or optional:

"family group" means a group of persons connected by an unbroken series of relationships of consanguinity or affinity:

"potential beneficial interest" means the rights, expectancies or possibilities of an object of a discretionary trust in or in relation to property subject to the discretionary trust:

"public company" means a public company within the meaning of the Companies Act, 1962-1980:

"transfer" means—

(*a*) transfer, assure or vest property (including a potential beneficial interest in or in relation to property) to or in any person whether legally or equitably and whether or not subject to registration, the issue of a certificate of title or other similar requirement;

(*b*) surrender or renounce a beneficial interest or potential beneficial interest in or in relation to property;

or

(*c*) surrender to the Crown any lease or other interest in land in order that the Crown may grant to a person other than the surrenderor a lease of or other interest in the same land or any part of the same land:

"trust" includes an implied trust or a discretionary trust:

"trustee" includes—

(*a*) a trustee under an implied trust;

or

(*b*) a person who holds property subject to a discretionary trust.

"unit" in relation to a unit trust scheme means a right or interest (however described) of a beneficiary under a unit trust scheme:

"unit trust scheme" means an arrangement made for the purpose, or having the effect, of providing, for persons having funds available for investment, facilities for the participation by them, as beneficiaries under a trust, in any profits or income arising from the acquisition, holding, management or disposal of any property, not being an arrangement made by a deed approved for the purposes of Division V of Part IV of the Companies Act, 1962-1980.

Amendment of s. 71a—Provision where trust property distributed *in specie*.

12. Section 71a of the principal Act is amended by inserting after the passage "voluntary disposition *inter vivos*" the passage "if, in the case of a trust other than a trust declared by a will, the beneficiary is beneficiary by virtue of an instrument that is duly stamped".

Insertion of new s. 71d.

13. The following section is inserted after section 71c of the principal Act:

Concessional duty to encourage mineral or petroleum exploration activity.

71d. (1) Where, upon an application made in a manner and form determined by the Treasurer and supported by such evidence as he may require, the Treasurer, after consultation with the Minister of Mines and Energy, is satisfied—

(*a*) that the applicants are parties to a conveyance of an exploration tenement or an interest in an exploration tenement;

and

(*b*) that—

(i) commercially exploitable mineral or petroleum deposits have not yet been found to exist in the area subject to the tenement;

or

(ii) mineral or petroleum deposits have been found to exist in the area subject to the tenement but further substantial exploratory or investigatory operations are required in order to determine

the nature or extent of those deposits or whether they are commercially exploitable or whether other deposits exist in the area,

this section applies to the conveyance.

(2) The duty payable upon a conveyance to which this section applies shall be the amount specified in the second schedule.

(3) In this section, "exploration tenement" means—

(*a*) an exploration licence granted under the Mining Act, 1971-1978;

(*b*) a petroleum exploration licence granted under the Petroleum Act, 1940-1978;

or

(*c*) an exploration permit for petroleum granted under the Petroleum (Submerged Lands) Act, 1967-1974.

(4) This section applies to a conveyance lodged with the Commissioner for stamping on or after the sixteenth day of September, 1980.

Insertion of new s. 81b.

14. The following section is inserted after section 81a of the principal Act:

Duty chargeable proportioned to value of South Australian property.

81b. Notwithstanding any other provisions of this Act, where—

(*a*) a security creates a charge upon property in South Australia and property outside South Australia, the duty chargeable under this Act in respect of the security shall be calculated by reference only to that part of the amount to be paid or repaid under the security that bears to the total amount to be paid or repaid the same proportion as the value of the property in South Australia bears to the total value of the property subject to the charge;

or

(*b*) a security creates a charge upon property outside South Australia and not upon property in South Australia, the duty chargeable under this Act in respect of the security shall, subject to any exemption under this Act, be four dollars.

Amendment of second schedule.

15. The second schedule to the principal Act is amended—

(*a*) by inserting after *Exemption* No. 2 relating to the item that commences with the passage "ANNUAL LICENCE" the following exemptions:

3. Any portion of a premium received or charged under any life insurance policy being an amount that is specified in or directly ascertainable from the policy and declared therein to be for investment purposes only and is not for or in respect of any insurance risk.

4. Any premium received or charged under a policy in respect of a life or personal accident insurance risk where the principal place of residence of the policy owner is in the

Northern Territory and the policy is registered in a registry kept in the Northern Territory pursuant to the *Life Insurance Act* 1945 of the Commonwealth.;

(*b*) by striking out the item—

BANK NOTE—A duty to be paid by each bank quarterly on bank notes issued by it—

For every $200, and also for the fractional part of $200 of the average amount of such notes stated to be in circulation by the quarterly returns made by the bank pursuant to the Banking Companies Act.....1·00;

(*c*) by inserting in paragraph (*aa*) of the item "CONVEYANCE OR TRANSFER on sale of any property (not otherwise charged), including contract or agreement for sale" after the passage "does not relate to such sale" the passage "and not being a fixed interest security";

(*d*) by inserting after paragraph (*aa*) of the item "CONVEYANCE OR TRANSFER on sale of any property (not otherwise charged), including contract or agreement for sale" the following paragraph:

(*aab*) In the case of the sale of any fixed interest security—

For every $100, or fractional part of $100, of the consideration for the sale..... 0·10;

(*e*) by inserting in the item "CONVEYANCE for effectuating the appointment of a new trustee or the retirement of a trustee" after the passage "retirement of a trustee" the passage ", not being a conveyance operating as a voluntary disposition *inter vivos*";

(*f*) by inserting before the item "CONVEYANCE of any other kind not before charged" the following item:

CONVEYANCE to which section 71d applies..... 50·00.

(*g*) by striking out from the item "LEASE (not being a lease made subsequently to and in conformity with a duly stamped agreement for a lease) or AGREEMENT for a LEASE, or any written document for the tenancy or occupancy of any lands, tenements or hereditaments" the passage "Where a rate of rent per annum can be ascertained or estimated—for every $100 or fractional part of $100 of one year's rent calculated at that rate" and substituting the passage "Where a rate or average rate of rent per annum can be ascertained or estimated—for every $100 or fractional part of $100 of one year's rent calculated at that rate or, if an average rate can be ascertained or estimated, at that average rate";

(*h*) by striking out from the item that commences with the passage "RETURN lodged with the Commissioner by a South Australian dealer pursuant to section 90d of this Act" the following paragraphs:

Where the consideration for each sale or purchase is less than $100—

For every $25 and any fractional part of $25..... 0·07

Where the consideration for each sale or purchase is $100 or more—

For every $100 and any fractional part of $100..... 0·30

and substituting the following paragraphs:

(*a*) In the case of the sale or purchase of marketable securities other than fixed interest securities—

Where the consideration for each sale or purchase is less than $100—

For every $25 and any fractional part of $25..... 0·07

Where the consideration for each sale or purchase is $100 or more—

For every $100 and any fractional part of $100..... 0·30

(*b*) In the case of the sale or purchase of fixed interest securities—

For every $100, or fractional part of $100, of the consideration for each sale or purchase.... 0·05;

(*i*) by striking out item No. 1 under the heading "GENERAL EXEMPTIONS FROM ALL STAMP DUTIES" and substituting the following item:

1. Wills, testamentary instruments and letters of administration and any instrument acknowledging, evidencing or recording any such instrument.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 112 of 1980

An Act to amend the South-Eastern Drainage Act, 1931-1980.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "South-Eastern Drainage Act Amendment Act (No. 2), 1980".

(2) The South-Eastern Drainage Act, 1931-1980, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South-Eastern Drainage Act, 1931-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 6—Interpretation.

3. Section 6 of the principal Act is amended—

(*a*) by inserting in paragraph (*c*) of the definition of "area" in subsection (1) after the passage "Local Government Act, 1934-1979" the passage ", but does not include any part of the district that falls within the area of the board";

(*b*) by striking out from paragraph (*a*) of the definition of "the Eight Mile Creek area" in subsection (1) the passage "and 864" and substituting the passage ", 864, 882, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 951 and 952";

and

(*c*) by inserting in paragraph (*b*) of the definition of "the Eight Mile Creek area" in subsection (1) after the numerals "663," the passage "709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725,".

Amendment of s. 27a—Control of drains and drainage works by the Minister.

4. Section 27a of the principal Act is amended by striking out subsection (1) and substituting the following subsections:

(1) Subject to subsection (2), all drains and drainage works—

(*a*) that are delineated on the plan prepared under subsection (1a);

or

(*b*) that are constructed by or on behalf of the Minister in the Eight Mile Creek area after the commencement of the South-Eastern Drainage Act Amendment Act (No. 2), 1980,

are vested in, and are under the care, control and management of, the Minister.

(1a) The Minister shall, upon the commencement of the South-Eastern Drainage Act Amendment Act (No. 2), 1980, cause a plan of the Eight Mile Creek area to be prepared delineating all the drains and drainage works constructed by or on behalf of the Crown that were in existence immediately prior to the commencement of that Act.

(1b) The Minister may, for the purposes of correcting any error in the plan prepared under subsection (1a), alter the plan, whether by the addition, deletion or variation of any drain or drainage works.

Repeal of s. 87.

5. Section 87 of the principal Act is repealed.

Insertion of new s. 105f.

6. The following section is inserted after section 105e of the principal Act:

Authority may cause certain work to be carried out and the cost recovered from the landholder.

105f. (1) Where a person refuses or fails to comply with a provision of this Act, or a requirement made of him in accordance with this Act, in relation to an area, the authority for that area may, by notice in writing, require the person to do any act or thing specified in the notice within such period of time, being not less than fourteen days, as is specified in the notice, for the purposes of compliance with that provision or requirement.

(2) If a person to whom a notice under subsection (1) has been given refuses or fails to comply with the notice, the authority may cause the requirements of the notice to be carried out by any person authorized by the authority for the purpose.

(3) The person so authorized may enter upon any land and do all such things on that land as may be reasonably necessary for the purposes of carrying out the requirements of the notice.

(4) The costs incurred by the authority in exercising its powers under subsection (2) may be recovered by the authority from the person to whom the notice was given, as a debt due in a court of competent jurisdiction, or in a summary manner.

Repeal of sixth schedule.

7. The sixth schedule to the principal Act is repealed.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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(*b*) by striking out subparagraph (v) of paragraph (*a*) of the definition of "prescribed amount" in subsection (1) and substituting the following subparagraphs:

(v) commencing on or after the first day of January, 1980, and ending before the first day of January, 1981, means the amount of six thousand dollars;

(vi) commencing on or after the first day of January, 1981, means the amount of seven thousand dollars;.

Amendment of s. 12—Exemption from pay-roll tax.

4. Section 12 of the principal Act is amended by striking out paragraphs (*b*), (*c*) and (*d*) of subsection (1) and substituting the following paragraphs:

(*b*) by—

(i) a religious institution to a person during a period in respect of which the institution satisfies the Commissioner that the person is engaged exclusively in religious work of the religious institution;

(ii) a public benevolent institution to a person during a period in respect of which the institution satisfies the Commissioner that the person is engaged exclusively in work of the institution of a public benevolent nature;

(iii) a public hospital to a person during a period in respect of which the hospital satisfies the Commissioner that the person is engaged exclusively in work of the hospital of a kind ordinarily performed in connection with the conduct of public hospitals;

(*c*) by a hospital that is carried on by a society or association otherwise than for the purpose of profit or gain to the individual members of the society or association, being wages paid or payable to a person during a period in respect of which the hospital satisfies the Commissioner that the person is engaged exclusively in work of the hospital of a kind ordinarily performed in connection with the conduct of hospitals;

(*d*) by a school or college that—

(i) is carried on by a body corporate, society or association otherwise than for the purpose of profit or gain to the individual members of the body corporate, society or association and is not carried on by or on behalf of the State;

and

(ii) provides education at or below, but not above, the secondary level of education,

being wages paid or payable to a person during a period in respect of which the school or college satisfies the Commissioner that the person is engaged exclusively in work of the school or college of a kind ordinarily performed in connection with the conduct of schools or colleges providing education of that kind;

(*da*) by a child care centre that is an eligible organization within the meaning of the *Child Care Act* 1972 of the Commonwealth, being wages paid or payable to a person during a period in respect of which the child care centre satisfies the Commissioner that the

person is engaged exclusively in work of the centre of a kind ordinarily performed in connection with the conduct of child care centres;.

Amendment of s. 13a— "Financial year" for purposes of this section and sections 13b and 13c and "prescribed amount" for purposes of sections 13b and 13c.

5. Section 13a of the principal Act is amended—

(*a*) by striking out subparagraph (vi) of paragraph (*e*) of subsection (2) and substituting the following subparagraphs:

(vi) in relation to the financial year commencing on the first day of July, 1980, the amount of thirty-six thousand dollars;

(vii) in relation to the financial year commencing on the first day of July, 1981, and each succeeding financial year, the amount of forty-two thousand dollars;;

(*b*) by striking out subparagraph (v) of paragraph (*g*) of subsection (2) and substituting the following subparagraphs:

(v) in relation to the financial year commencing on the first day of July, 1979, the amount of thirty-six thousand dollars;

(vi) in relation to the financial year commencing on the first day of July, 1980, and each succeeding financial year, the amount of forty-two thousand dollars;;

(*c*) by striking out subparagraph (vi) of paragraph (*j*) of subsection (2) and substituting the following subparagraphs:

(vi) in relation to the financial year commencing on the first day of July, 1980, the amount of sixteen thousand two hundred dollars;

(vii) in relation to the financial year commencing on the first day of July, 1981, and each succeeding financial year, the amount of eighteen thousand nine hundred dollars;;

and

(*d*) by striking out subparagraph (v) of paragraph (*k*) of subsection (2) and substituting the following subparagraphs:

(*v*) in relation to the financial year commencing on the first day of July, 1979, the amount of sixteen thousand two hundred dollars;

(vi) in relation to the financial year commencing on the first day of July, 1980, and each succeeding financial year, the amount of eighteen thousand nine hundred dollars.

Amendment of s. 14— Registration.

6. Section 14 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "one thousand three hundred and seventy-five dollars" and substituting the passage "one thousand six hundred dollars";

and

(*b*) by striking out from subsection (2b) the passage "one thousand three hundred and seventy-five dollars" and substituting the passage "one thousand six hundred dollars".

Amendment of s. 18k— "Financial year" for purposes of this section and sections 18l and 18m and "prescribed amount" for purposes of sections 18l and 18m.

7. Section 18k of the principal Act is amended—

(*a*) by striking out subparagraph (vi) of paragraph (*e*) of subsection (2) and substituting the following subparagraphs:

(vi) in relation to the financial year commencing on the first day of July, 1980, the amount of thirty-six thousand dollars;

(vii) in relation to the financial year commencing on the first day of July, 1981, and each succeeding financial year, the amount of forty-two thousand dollars;;

(*b*) by striking out subparagraph (v) of paragraph (*g*) of subsection (2) and substituting the following subparagraphs:

(v) in relation to the financial year commencing on the first day of July, 1979, the amount of thirty-six thousand dollars;

(vi) in relation to the financial year commencing on the first day of July, 1980, and each succeeding financial year, the amount of forty-two thousand dollars;;

(*c*) by striking out subparagraph (vi) of paragraph (*j*) of subsection (2) and substituting the following subparagraphs:

(vi) in relation to the financial year commencing on the first day of July, 1980, the amount of sixteen thousand two hundred dollars;

(vii) in relation to the financial year commencing on the first day of July, 1981, and each succeeding financial year, the amount of eighteen thousand nine hundred dollars;;

and

(*d*) by striking out subparagraph (v) of paragraph (*k*) of subsection (2) and substituting the following subparagraphs:

(v) in relation to the financial year commencing on the first day of July, 1979, the amount of sixteen thousand two hundred dollars;

(vi) in relation to the financial year commencing on the first day of July, 1980, and each succeeding financial year, the amount of eighteen thousand nine hundred dollars.

Amendment of s. 37— Pending objections and appeals.

8. Section 37 of the principal Act is amended by inserting after subsection (2) the following subsection:

(3) If the assessment is quashed on objection or appeal, any amount paid upon the assessment shall be refunded by the Commissioner.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

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No. 114 of 1980

An Act to amend the Racing Act, 1976-1978.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Racing Act Amendment Act, 1980".

(2) The Racing Act, 1976-1978, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Racing Act, 1976-1980".

Commencement.

2. (1) This Act shall come into operation on a day to be fixed by proclamation.

(2) The Governor may, in the proclamation made for the purposes of subsection (1), suspend the operation of specified provisions of this Act until a subsequent day fixed in the proclamation, or a day to be fixed by subsequent proclamation.

Amendment of s. 5—Interpretation.

3. Section 5 of the principal Act is amended—

(*a*) by inserting after the definition of "the Betting Control Board" the following definition:

"bookmaker" includes a bookmaker's agent: ;

and

(*b*) by striking out the definition of "unit" and substituting the following definition:

"unit"—

(*a*) in relation to off-course totalizator betting—means an amount determined by the Totalizator Agency Board as constituting a unit;

and

(*b*) in relation to on-course totalizator betting—means an amount determined by the appropriate controlling authority as constituting a unit: .

Amendment of s. 56—Application of funds of Board.

4. Section 56 of the principal Act is amended—

(*a*) by striking out from paragraph (*b*) of subsection (1) the passage "one-half of";

(*b*) by striking out subsection (2) and substituting the following subsection:

(2) The balance, if any, of the funds of the Board remaining at the end of each quarter, after deducting the amount of the payments required by subsection (1) or any other provision of this Act to be made in respect of that quarter, shall be applied as soon as practicable after the end of that quarter as follows:

(*a*) an amount equal to one-half of the balance shall be paid to the Treasurer to be credited to the Hospitals Fund;

and

(*b*) the amount remaining after the payment referred to in paragraph (*a*) shall be divided amongst the controlling authorities for the various forms of racing in the proportions that the amounts bet with the Board in relation to each form of racing (whether within or outside Australia) bear to the total amount bet with the Board in relation to all forms of racing (whether within or outside Australia) during the quarter.;

(*c*) by striking out from subsection (3) the passage "financial year", twice occurring, and substituting, in each case, the word "quarter";

and

(*d*) by inserting after subsection (4) the following subsection:

(5) In this section, "quarter" means a period of three calendar months expiring on the thirty-first day of March, the thirtieth day of June, the thirtieth day of September, or the thirty-first day of December, in any year.

Repeal of s. 66.

5. Section 66 of the principal Act is repealed.

Repeal of s. 69 and substitution of new section.

6. Section 69 of the principal Act is repealed and the following section is substituted:

Application of percentage deducted from totalizator bets made with Totalizator Agency Board.

69. The Totalizator Agency Board shall, out of the amount deducted by it pursuant to section 68 from totalizator bets made with it, pay to the Racecourses Development Board an amount equal to one per centum of the amount of such of those bets as were made on a double or a multiple, and may retain the balance as part of its funds.

Amendment of s. 70—Application of percentage deductions.

7. Section 70 of the principal Act is amended by striking out subparagraphs (i), (ii) and (iii) of paragraph (*a*) of subsection (1) and substituting the following subparagraphs:

(i) does not exceed $10 000—an amount equal to 1 per centum of that sum;

(ii) exceeds $10 000 but does not exceed $20 000—$100 plus 2 per centum of the amount in excess of $10 000;

(iii) exceeds $20 000 but does not exceed $40 000—$300 plus 3 per centum of the amount in excess of $20 000;

or

(iv) exceeds $40 000—$900 plus 5.25 per centum of the amount in excess of $40 000;.

8. Section 71 of the principal Act is repealed and the following section is substituted: Repeal of s. 71 and substitution of new section.

Fixing the amount of betting unit.

71. (1) Subject to subsection (3), the Totalizator Agency Board may, by notice published in the *Gazette*—

(*a*) fix the amount that shall, for the purposes of this Act, constitute a unit in relation to off-course totalizator betting on any form of racing;

(*b*) determine the minimum number of units that may constitute a bet for the purposes of off-course totalizator betting on any form of racing;

or

(*c*) vary or revoke a notice previously published under this subsection.

(2) Subject to subsection (3), the controlling authority for any form of racing may, by notice published in the *Gazette*—

(*a*) fix the amount that shall, for the purposes of this Act, constitute a unit in relation to on-course totalizator betting on that form of racing;

(*b*) determine the minimum number of units that may constitute a bet for the purpose of on-course totalizator betting on that form of racing;

or

(*c*) vary or revoke a notice previously published under this subsection.

(3) A notice shall not be published under this section except with the approval of the Minister.

9. Section 100 of the principal Act is amended by striking out paragraphs (*b*) and (*c*) of subsection (1) and substituting the following paragraph: Amendment of s. 100—Licences.

or

(*b*) to act as the clerk of a licensed bookmaker.

10. Section 114 of the principal Act is amended— Amendment of s. 114—Payment to board of percentage of moneys bet with bookmakers.

(*a*) by striking out from subparagraph (i) of paragraph (*a*) of subsection (1) the passage "2 per centum" and substituting the passage "2·3 per centum";

(*b*) by striking out from subparagraph (ii) of paragraph (*a*) of subsection (1) the passage "2·6 per centum" and substituting the passage "2·9 per centum";

(*c*) by striking out from subparagraph (i) of paragraph (*b*) of subsection (1) the passage "1·8 per centum" and substituting the passage "2·1 per centum";

(*d*) by striking out from subparagraph (ii) of paragraph (*b*) of subsection (1) the passage "2·4 per centum" and substituting the passage "2·7 per centum";

and

(*e*) by striking out from paragraphs (*a*) and (*b*) of subsection (3) the passage "1·1 per centum" wherever it occurs and substituting, in each case, the passage "1·4 per centum".

Amendment of s. 115—Betting tickets.

11. Section 115 of the principal Act is amended by striking out subsections (5), (6) and (7).

Amendment of s. 116—Recovery of amounts payable by bookmakers.

12. Section 116 of the principal Act is amended by striking out from subsection (1) the passage "or 115".

Repeal of s. 117 and substitution of new section.

13. Section 117 of the principal Act is repealed and the following section is substituted:

Offences in respect of bookmaking.

117. (1) A person who acts as a bookmaker without being licensed as such under this Act shall be guilty of an offence.

(2) If a person who holds a licence or permit under this Part contravenes or fails to comply with a condition of the licence or permit, he shall be guilty of an offence.

(3) A person who is guilty of an offence under subsection (1) or subsection (2) shall be liable—

(*a*) for a first offence—to a penalty not exceeding five thousand dollars or imprisonment for three months;

or

(*b*) for a second or subsequent offence—to a penalty not exceeding ten thousand dollars or imprisonment for twelve months.

(4) If a person makes a bet with a bookmaker—

(*a*) who is unlicensed;

or

(*b*) in circumstances in which acceptance of the bet by the bookmaker would constitute an offence against this Act,

that person shall be guilty of an offence and liable to a penalty not exceeding one thousand dollars or imprisonment for three months.

Amendment of s. 118—Effect of licence.

14. Section 118 of the principal Act is amended by striking out subsection (4).

Amendment of s. 124—Rules of the Board.

15. Section 124 of the principal Act is amended—

(*a*) by striking out from paragraph (*b*) the passage "bookmakers' clerks or bookmakers' agents" and substituting the passage "or bookmakers' clerks";

and

(*b*) by striking out from paragraph (*d*) the passage "bookmakers' clerks and bookmakers' agents" and substituting the passage "or bookmakers' clerks".

Amendment of s. 146—Hospitals Fund.

16. Section 146 of the principal Act is amended by striking out from paragraph (*b*) of subsection (2) the passage "section 69" and substituting the passage "section 56".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

****

No. 115 of 1980

An Act to amend the Shop Trading Hours Act, 1977, and to make a consequential amendment to the Second-hand Dealers Act, 1919-1971.

[*Assented to* 18 *December* 1980]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles

1. (1) This Act may be cited as the "Shop Trading Hours Act Amendment Act, 1980".

(2) The Shop Trading Hours Act, 1977, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Shop Trading Hours Act, 1977-1980".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of s. 4—Interpretation.

3. Section 4 of the principal Act is amended—

(*a*) by inserting the following definition before the definition of "the Central Shopping District":

"building" includes part of a building:;

(*b*) by striking out the definition of "closing time" and substituting the following definition:

"closing time" in relation to a shop, means the time at which the shop is required to be closed under this Act:;

(*c*) by striking out the definition of "declared shop";

(*d*) by striking out paragraph (*a*) of the definition of "exempt shop" and substituting the following paragraph:

(*a*) a shop (not being a hairdresser's shop)—

(i) the floor area of which does not exceed two hundred square metres;

(ii) which does not adjoin or is not adjacent to a building—

(A) that is used as a storeroom for the purposes of the shop;

and

(B) the floor area of which exceeds one-half of the floor area of the shop;

and

(iii) in which not more than three persons are physically present at any one time for the purpose of carrying on, or assisting in carrying on, the business of the shop; ;

(*e*) by striking out from paragraph (*b*) of the definition of "exempt shop" the passage "a shop the business of which is mainly or predominantly" and substituting the passage "subject to subsection (2), a shop the business of which is";

(*f*) by striking out paragraph (*d*) of the definition of "exempt shop" and substituting the following paragraph:

(*d*) subject to subsection (2), a shop—

(i) the business of which is the sale of foodstuffs;

(ii) which has a floor area—

(A) that does not exceed two hundred square metres;

or

(B) that does not exceed four hundred square metres and in which not more than three persons are physically present at any one time for the purpose of carrying on, or assisting in carrying on the business of the shop;

and

(iii) which does not adjoin or is not adjacent to a building—

(A) that is used as a storeroom for the purposes of the shop;

and

(B) the floor area of which exceeds one half of the floor area of the shop; ;

(*g*) by striking out paragraph (*e*) of the definition of "exempt shop" and substituting the following paragraph:

(*e*) a shop in relation to which a certificate of exemption, issued by the Minister, is in force;;

(*h*) by striking out from paragraph (*f*) of the definition of "exempt shop" the passage "a shop which is situated" and substituting the passage "subject to subsection (2), a shop which is situated";

(*i*) by striking out from paragraph (*f*) of the definition of "exempt shop" the passage "mainly or predominantly";

(*j*) by striking out from the definition of "exempt shop" the passage "but does not include any shop the business of which is mainly

or predominantly the retail sale of" and substituting the passage "but does not include any shop the business of which is solely or predominantly the retail sale of";

(*k*) by striking out paragraph (*i*) of the definition of "exempt shop" and substituting the following paragraph:

(*i*) motor spirit or lubricants: ;

(*l*) by inserting after the definition of "exempt shop" the following definitions:

"floor area" in relation to a shop means the sum of—

(*a*) the area in which goods are displayed for inspection by the public;

(*b*) the area to which the public has access for the purpose of inspecting and purchasing goods;

and

(*c*) the floor area of any other shop (other than the floor area attributed to that shop by reason of this paragraph) that adjoins or is adjacent to the shop where—

(i) both shops sell substantially the same classes of goods, or the classes of goods sold by the shops are such as are usually available from a single shop;

and

(ii) the businesses of both shops are owned by the same person or by different persons who conduct the businesses of the shops as one business or substantially as one business:

"hardware and building materials" has the meaning prescribed by the regulations: ;

(*m*) by striking out from paragraph (*c*) of the definition of "the metropolitan area" the passage "and Kangarilla wards of the district council of Meadows" and substituting the passage ", O'Halloran Hill and Flagstaff Hill wards of the district council of Meadows";

and

(*n*) by inserting after its present contents as amended by this section (now to be designated as subsection (1)) the following subsections:

(2) A shop is not an exempt shop by virtue of paragraphs (*b*), (*d*) or (*f*) of the definition of "exempt shop" unless the aggregate price of goods—

(*a*) comprised in a class or classes of goods referred to in any one or more of those paragraphs;

and

(*b*) sold at the shop during any period comprising seven consecutive trading days,

is not less than eighty per cent of the aggregate price of all goods sold at the shop during that period.

(3) For the purposes of subsection (2) a "trading day" is a day on which the public has access to the shop for the purpose of purchasing goods.

Repeal of s. 5 and substitution of new section.

4. Section 5 of the principal Act is repealed and the following section is substituted:

Certificate of exemption.

5. (1) The Minister may issue a certificate of exemption to a shopkeeper in relation to a shop specified in the certificate.

(2) A certificate issued under this section shall be subject to such restrictions and conditions as are specified in the certificate.

(3) Where, in the opinion of the Minister—

(*a*) there has been a breach of a restriction or condition to which a certificate is subject;

or

(*b*) it is desirable for any other reason to revoke the certificate,

he may, by notice in writing served personally or by post on the holder of the certificate, revoke the certificate.

Amendment of s. 6— Application of Act.

5. Section 6 of the principal Act is amended by striking out from paragraph (*a*) of subsection (1) the passage "mainly or predominantly" and substituting the passage "solely or predominantly".

Amendment of s. 11— Proclaimed Shopping District.

6. Section 11 of the principal Act is amended by striking out from subsection (3) the passage "section 11 of this Act" and substituting the passage "section 12".

Amendment of s. 13— Closing time for shops.

7. Section 13 of the principal Act is amended—

(*a*) by striking out subsections (1), (2) and (3) and substituting the following subsections:

(1) Subject to this section, the closing time for a shop situated within the Central Shopping District, or any other shopping district, or part of a shopping district, to which this subsection applies by virtue of a proclamation under subsection (6), shall be—

(*a*) 6 p.m. on every weekday other than a Friday;

(*b*) 9 p.m. on a Friday;

and

(*c*) 12.30 p.m. on a Saturday.

(2) Subject to this section, the closing time for a shop situated in a shopping district, or part of a shopping district, other than a shopping district, or part of a shopping district, to which subsection (1) applies shall be—

(*a*) 6 p.m. on every weekday other than a Thursday;

(*b*) 9 p.m. on a Thursday;

and

(*c*) 12.30 p.m. on a Saturday.

(3) Notwithstanding any other provision of this section the closing time of a shop the business of which is solely or predominantly the sale of motor vehicles or boats shall be—

(*a*) 6 p.m. on a Monday, Tuesday and Wednesday;

(*b*) 9 p.m. on a Thursday and Friday;

and

(*c*) 1.00 p.m. on a Saturday.;

(*b*) by striking out from subsection (4) the passage "mainly or predominantly" and substituting the passage "solely or predominantly";

(*c*) by striking out subsection (5);

(*d*) by striking out subsection (6) and substituting the following subsection:

(6) Subject to subsection (7), the Governor may, by proclamation, order that the closing times specified in subsection (1) apply, as from a time specified in the proclamation, in any shopping district or part of a shopping district specified in the proclamation and those closing times shall apply accordingly—

(*a*) until the date (if any) specified in the proclamation as the date at which the proclamation is to cease to have effect;

or

(*b*) until the publication in the *Gazette* of a proclamation revoking that proclamation,

whichever occurs first. ;

and

(*e*) by striking out subsection (8) and substituting the following subsections:

(8) In subsection (7)—

"interested persons" means—

(*a*) persons resident in the relevant shopping district, or part of a shopping district;

and

(*b*) shopkeepers and shop assistants who work in shops within that shopping district or part of a shopping district.

(9) The Governor may, by proclamation, authorize the opening of shops during hours, specified in the proclamation, when it would otherwise be unlawful to open those shops.

(10) A proclamation under subsection (9)—

(*a*) may relate to shops generally or to a specified shop or to specified classes of shops;

(*b*) may apply generally throughout the State or in specified shopping districts or in a specified part of a shopping district or in other parts of the State;

(*c*) shall not operate in respect of a period greater than one month;

and

(*d*) may be revoked by subsequent proclamation.

(11) Notwithstanding any other provision of this Act it is lawful for a shop to be open in accordance with a proclamation under subsection (9).

(12) The Governor may, by proclamation, require shops to be closed at times when it would otherwise be lawful to open those shops.

(13) A proclamation under subsection (12)—

(*a*) shall stipulate the times during which shops must be closed;

(*b*) may relate to shops generally or to a specified shop or to specified classes of shops;

(*c*) may apply generally throughout the State or in specified shopping districts or in a specified part of a shopping district or in other parts of the State;

and

(*d*) may be revoked by subsequent proclamation.

(14) Notwithstanding any other provision of this Act it is unlawful for a shop to be open in contravention of a proclamation under subsection (12).

Insertion of new s. 13a.

8. The following section is inserted after section 13 of the principal Act:

Permits for certain hardware shops.

13a. (1) A shop—

(*a*) that is not an exempt shop;

(*b*) the business of which is solely the sale of hardware and building materials;

and

(*c*) in relation to which a permit is in force under this section,

may—

(*d*) remain open on a Saturday until 4.00 p.m.;

and

(*e*) open from 10.00 a.m. to 4.00 p.m. on a Sunday or other public holiday except Good Friday, Easter Sunday, Anzac Day or Christmas Day.

(2) The Minister may grant a permit under this section to a shopkeeper in relation to a shop referred to in subsection (1).

(3) A permit granted under this section shall be subject to such restrictions and conditions as are prescribed.

(4) Where, in the opinion of the Minister—

(*a*) there has been a breach of a prescribed restriction or condition;

or

(*b*) it is desirable for any other reason to revoke the permit,

he may, by notice in writing served personally or by post on the holder of the permit, revoke the permit.

Amendment of s. 14—Shops to be closed at closing time.

9. Section 14 of the principal Act is amended—

(*a*) by striking out from subsection (3) the passage "and each other public holiday" and substituting the passage ", each other public holiday and during such other period that the shop is required by this Act to be closed";

(*b*) by inserting at the end of subsection (5) the passage "or during any other period that the shop is required by this Act to be closed";

and

(*c*) by striking out subsections (2), (4), (6), (7) and (8) and substituting the following subsections:

(6) A person who fails to comply with subsections (1), (3) or (5) is guilty of an offence and is liable to a penalty not exceeding ten thousand dollars.

(7) Where, at a time when a shop is required by this Act to be closed, a person (other than the shopkeeper or an employee or agent of the shopkeeper) is in the shop for the purpose of—

(*a*) purchasing goods;

(*b*) inspecting goods;

or

(*c*) taking delivery of goods purchased,

the shopkeeper is guilty of an offence and liable to a penalty not exceeding ten thousand dollars.

(7a) In any proceedings in respect of an offence under subsection (7), an allegation in the complaint that a person was in a shop for the purpose of—

(*a*) purchasing goods;

(*b*) inspecting goods;

or

(*c*) taking delivery of goods purchased,

shall be deemed, to be proved in the absence of proof to the contrary.

(7b) It is a defence for a person charged with an offence under subsection (7) to prove that he did not know, and could not reasonably be expected to have known, that a person was in his shop for the purpose of—

(*a*) purchasing goods;

(*b*) inspecting goods;

or

(*c*) taking delivery of goods purchased.

(8) Except as otherwise provided in this Act, if the business of hairdressing or pawnbroking is carried on in a shop after the closing time on any day, or at any time on a Sunday or other public holiday, the shopkeeper shall be guilty of an offence and liable to a penalty not exceeding ten thousand dollars.

(8a) Where a court imposes a penalty for an offence against this section it may fix, by way of additional penalty, an amount determined or estimated by the court as being the amount by which the convicted defendant benefited from trading that was, by virtue of this Act, unlawful on the day on which the offence was committed.

10. The following section is inserted after section 14 of the principal Act: Insertion of new s. 14a.

Advertising.

14a. (1) Subject to this section, a person who publishes, or causes to be published, an advertisement that—

(*a*) a shop will be open during any period when the shop is required by this Act to be closed;

or

(*b*) goods will be offered for sale at a shop that is an exempt shop by virtue of paragraph (*b*) of the definition of "exempt shop", at a time when those goods could not lawfully be sold if the business of the shop was solely or predominantly the sale of those goods,

is guilty of an offence and is liable to a penalty not exceeding ten thousand dollars.

(2) Subsection (1) does not apply to the proprietor or publisher of a newspaper or magazine or to the holder of a licence under the *Broadcasting and Television Act* 1942 of the Commonwealth.

11. The following sections are inserted after section 15 of the principal Act: Insertion of new ss. 15a and 15b.

Sale of motor spirit from foodstuffs store.

15a. (1) Subject to this section, motor spirit and lubricants shall not be sold—

(*a*) at the same shop as;

or

(*b*) at a shop that adjoins or is adjacent to,

a shop—

(*c*) that is an exempt shop;

and

(*d*) the predominant business, or one of the predominant businesses, of which is the sale of foodstuffs.

Penalty: Ten thousand dollars.

(2) This section does not apply to a shop—

(*a*) where foodstuffs sold by the shop, or by an adjoining or adjacent shop, are comprised principally of food for

consumption on the premises of the shop or food prepared on the premises of the shop for consumption off those premises;

(*b*) the floor area of which does not exceed two hundred square metres;

or

(*c*) that is situated outside the metropolitan area.

(3) For the purposes of this section a shop adjoins or is adjacent to another shop if—

(*a*) the shops adjoin or are adjacent to one another;

and

(*b*) the businesses of both shops are owned by the same person or by different persons who conduct the businesses of the shops as one business or substantially as one business.

Sale of foodstuffs from petrol station.

15b. (1) Subject to this section, foodstuffs shall not be sold—

(*a*) at the same shop as;

or

(*b*) at a shop that adjoins or is adjacent to,

a shop—

(*c*) the predominant business, or one of the predominant businesses, of which is the sale of motor spirit or lubricants;

and

(*d*) in relation to which a licence granted under section 17 is in force.

Penalty: Ten thousand dollars.

(2) This section does not apply—

(*a*) where the foodstuffs sold are comprised principally of food for consumption on the premises of the shop or food prepared on the premises of the shop for consumption off those premises;

(*b*) where the floor area of the shop or part of the shop from which foodstuffs are sold does not exceed two hundred square metres;

or

(*c*) to a shop that is situated outside the metropolitan area.

(3) For the purposes of this section a shop adjoins or is adjacent to another shop if—

(*a*) the shops adjoin or are adjacent to one another;

and

(*b*) the businesses of both shops are owned by the same person or by different persons who conduct the businesses of the shops as one business or substantially as one business.

Amendment of s. 16—Prescribed goods.

12. Section 16 of the principal Act is amended—

(*a*) by striking out paragraph (*c*) of subsection (1) and substituting the following paragraph:

(*c*) motor spirit and lubricants.;

(*b*) by striking out from subsection (2) the passage "section 16 of this Act" and substituting the passage "section 17";

(*c*) by striking out from subsection (2) the passage "mainly or predominantly" and substituting the passage "solely or predominantly";

and

(*d*) by striking out subsection (3) and substituting the following subsection:

(3) A person who is guilty of a contravention of subsection (2) is liable to a penalty not exceeding ten thousand dollars.

Amendment of s. 17—Licence to sell motor spirit and lubricants.

13. Section 17 of the principal Act is amended by striking out from subsection (1) the passage ", and spare parts and accessories for motor vehicles".

Amendment of s. 18—Proceedings.

14. Section 18 of the principal Act is amended by inserting after its present contents (now to be designated as subsection (1)) the following subsection:

(2) In any proceedings in respect of an offence against this Act, an allegation in the complaint that a specified shop is within a specified shopping district shall be deemed to be proved in the absence of proof to the contrary.

Repeal of s. 19 and substitution of new section.

15. Section 19 of the principal Act is repealed and the following section is substituted:

Regulations.

19. (1) The Governor may make such regulations as are contemplated by this Act or as are necessary or expedient for the purposes of this Act.

(2) Without limiting the generality of subsection (1) the Governor may make regulations—

(*a*) prescribing the manner in which a shop or class of shops is to be closed and fastened against the admission of the public;

and

(*b*) prescribing penalties (not exceeding five hundred dollars) for a breach of, or non-compliance with, any regulation.

Amendment of the Second-hand Dealers Act, 1919-1971.

16. (1) The Second-hand Dealers Act, 1919-1971, is amended by striking out section 17 and substituting the following section:

Hours of business.

17. A licensee shall not buy or sell second-hand goods—

(*a*) if his premises are situated in a shopping district—at a time when he is required to keep his premises closed and

fastened against the admission of the public in pursuance of the Shop Trading Hours Act, 1977-1980;

or

(*b*) if his premises are not situated in a shopping district—at a time when shops situated in the same locality as his premises are not generally open for business.

Penalty: Five hundred dollars.

(2) The Second-hand Dealers Act, 1919-1971, as amended by this section, may be cited as the "Second-hand Dealers Act, 1919-1980".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor

TABLE OF ACTS OF THE PARLIAMENT OF SOUTH AUSTRALIA

TABLE OF PUBLIC GENERAL ACTS OF THE PARLIAMENT OF SOUTH AUSTRALIA, INCLUDING CROSS REFERENCES

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation

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[1]As on 1st January, 1981, the amendments made to the Age of Majority (Reduction) Act, 1970-1975, by the South Australian Health Commission Act, 1975-1980, had not come into operation.

[2]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation

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[1]As on 1st January, 1981, certain provisions of this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, certain provisions of this Act had not come into operation.
[2]As on 1st January, 1981, this Act had not come into operation.

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[1] As on 1st January, 1981, certain provisions of this Act had not come into operation.

[2] As on 1st January, 1981, the amendments made to the Criminal Law Consolidation Act, 1935-1975, by the South Australian Health Commission Act, 1975-1980, had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]For the reader's convenience the Financial Agreement, as varied and amended by all amendments to the operative parts thereof up to and including the amendments contained in the schedule to the Amending Financial Agreement Act, 1966, is reprinted in volume 4 of the South Australian Statutes 1837-1975 immediately following that Act.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, the amendments made to the Institute of Medical and Veterinary Science Act, 1937-1974, by the South Australian Health Commission Act, 1975-1980, had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]This Act did not come into operation prior to 31st May, 1978, the date of expiry referred to in section 4.
[2]As on 1st January, 1981, this Act had not come into operation.
[3]As on 1st January, 1981, this Act (which will change the citation of the Abattoirs Act, 1911-1973, as amended by this Act, to "Local Public Abattoirs Act, 1911-1980") had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, the amendments made to the Occupational Therapists Act, 1974, by the South Australian Health Commission Act, 1975-1980, had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]The Public Finance (Special Provisions) Act, 1975-1976, expired on the 14th day of December, 1978. *See Gazette* 14 December 1978, p.2218.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, certain provisions of this Act had not come into operation.

[2]As on 1st January, 1981, this Act had not come into operation.

[3]A deed executed on 3rd December, 1976, by the Returned Services' League (South Australian Branch) Incorporated, a copy of which has been deposited at the General Registry Office, Adelaide, and bears the number 208 of 1977 is relevant to the Indenture set out in the schedule to this Act.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.
[2]As on 1st January, 1981, certain provisions of this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

[2]As on 1st January, 1981, certain provisions of this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1]As on 1st January, 1981, this Act had not come into operation.

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[1] As on 1st January, 1981, certain provisions of this Act had not come into operation.

[2] As on 1st January, 1981, this Act had not come into operation.

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[1]See Section 30 of this Act for date of expiry.

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[1]As on 1st January, 1981, this Act had not come into operation.

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The following table contains a list of the public Acts of the Parliament of South Australia passed up to the end of 1980 which were unrepealed as on 1st January, 1981, and which were of a local or restricted application or of which the operation had been superseded by Commonwealth legislation or wholly or partially exhausted.

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Adelaide Park Lands Alteration Act, 1961	1961	5
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Adelaide Show Grounds Act Amendment Act, 1923	1923	1 590
Adelaide Show Grounds Act Amendment Act, 1925	1925	1 706
Adelaide Show Grounds Act Amendment Act, 1935	1935	2 202
Adulteration of Wine and Brandy (Repeal) Act, 1941	1941	8
Alberton Cemetery Act, 1938	1938	2 396
Amusements Duty (Suspension) Act, 1942	1942	5
Amusements Duty (Further Suspension) Act, 1954	1954	33
Amusements Duty (Further Suspension) Act, 1957	1957	17
Amusements Duty (Further Suspension) Act, 1960	1960	15
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Angas Recreation Park Act, 1937	1937	2 347
Anglican Church of Australia Constitution Act, 1961-1980—		
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Appropriation Act, 1940	1940	17
Appropriation Act (No. 2), 1940	1940	30
Appropriation Act, 1941	1941	9
Appropriation Act (No. 2), 1941	1941	33
Appropriation Act, 1942	1942	9
Appropriation Act, 1943	1943	10
Appropriation Act, 1944	1944	12
Appropriation Act, 1945	1945	5
Appropriation Act, 1946	1946	13
Appropriation Act (No. 1), 1947	1947	2
Appropriation Act (No. 2), 1947	1947	16
Appropriation (Federal Aid Roads Agreement) Act, 1947	1947	34
Appropriation Act, 1948	1948	7
Appropriation Act (No. 2), 1948	1948	28
Appropriation Act (No. 1), 1949	1949	1
Appropriation Act (No. 2), 1949	1949	30

[1]As on 1st January, 1981, this Act had not come into operation.

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Appropriation Act (No. 2), 1950	1950	12
Appropriation Act (No. 1), 1951	1951	1
Appropriation Act (No. 2), 1951	1951	26
Appropriation Act (No. 1), 1952	1952	1
Appropriation Act (No. 2), 1952	1952	26
Appropriation Act (No. 1), 1953	1953	1
Appropriation Act (No. 2), 1953	1953	17
Appropriation Act (No. 1), 1954	1954	1
Appropriation Act (No. 2), 1954	1954	26
Appropriation Act (No. 1), 1955	1955	2
Appropriation Act (No. 2), 1955	1955	22
Appropriation (Grasshopper Destruction) Act, 1955	1955	53
Appropriation Act (No. 1), 1956	1956	1
Appropriation Act (No. 2), 1956	1956	11
Appropriation (Flood Relief) Act, 1956	1956	3
Appropriation (Flood Relief) Act (No. 2), 1956	1956	40
Appropriation Act (No. 1), 1957	1957	4
Appropriation Act (No. 2), 1957	1957	20
Appropriation Act (No. 1), 1958	1958	1
Appropriation Act (No. 2), 1958	1958	12
Appropriation Act (No. 1), 1959	1959	1
Appropriation Act (No. 2), 1959	1959	12
Appropriation Act (No. 1), 1960	1960	2
Appropriation Act (No. 2), 1960	1960	29
Appropriation Act, 1961	1961	6
Appropriation Act (No. 1), 1962	1962	2
Appropriation Act (No. 2), 1962	1962	9
Appropriation Act (No. 1), 1963	1963	1
Appropriation Act (No. 2), 1963	1963	13
Appropriation Act (No. 1), 1964	1964	10
Appropriation Act (No. 2), 1964	1964	25
Appropriation Act (No. 1), 1965	1965	1
Appropriation Act (No. 2), 1965	1965	10
Appropriation Act (No. 1), 1966	1966	31
Appropriation Act (No. 2), 1966	1966	48
Appropriation Act (No. 1), 1967	1967	22
Appropriation Act (No. 2), 1967	1967	44
Appropriation Act (No. 1), 1968	1968	1
Appropriation Act (No. 2), 1968	1968	12
Appropriation Act (No. 1), 1969	1969	20
Appropriation Act (No. 2), 1969	1969	31
Appropriation Act (No. 1), 1970	1970	1
Appropriation Act (No. 2), 1970	1970	23
Appropriation Act (No. 1), 1971	1971	20
Appropriation Act (No. 2), 1971	1971	57
Appropriation Act (No. 1), 1972	1972	11
Appropriation Act (No. 2), 1972	1972	80
Appropriation Act (No. 3), 1972	1972	107
Appropriation Act (No. 1), 1973	1973	1
Appropriation Act (No. 2), 1973	1973	34
Appropriation Act (No. 1), 1974	1974	5
Appropriation Act (No. 2), 1974	1974	74
Appropriation Act (No. 1), 1975	1975	56
Appropriation Act (No. 2), 1975	1975	69
Appropriation Act (No. 1), 1976	1976	7
Appropriation Act (No. 2), 1976	1976	26
Appropriation Act (No. 3), 1976	1976	39
Appropriation Act (No. 4), 1976	1976	97
Appropriation Act (No. 1), 1977	1977	5
Appropriation Act (No. 2), 1977	1977	33
Appropriation Act (No. 1), 1978	1978	12

Title of Act	Year	Number
Appropriation Act (No. 2), 1978	1978	69
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Appropriation Act (No. 2), 1979	1979	62
Appropriation Act (No. 1), 1980	1980	38
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Australia and New Zealand Banking Group Act, 1970	1970	12
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Banks Statutory Obligations Amendment Act, 1962	1962	32
The Banks Statutory Obligations Amendment Act, 1962, *has been amended by the Statute Law Revision Act,* 1973		
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Cellulose Australia Ltd. (Government Shares) Act, 1957	1957	6
Cellulose Australia Ltd. (Government Shares) Act, 1960	1960	18
Chaff and Hay (Acquisition) Act, 1944	1944	4
Churches of Christ, Scientist, Incorporation Act, 1963	1963	36
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The Church of England Trust Property Act, 1971	1971	44
Commonwealth Powers Act, 1943	1943	3
Commonwealth Water Agreement Ratification Act Repeal Act, 1954	1954	31
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Da Costa Samaritan Fund (Incorporation of Trustees) Act, 1953	1953	54
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D. & J. Fowler (Transfer of Incorporation) Act, 1970	1970	31
District Council of Burra Burra (Vesting of Land) Act, 1980	1980	21
District Council of Lacepede (Vesting of Land) Act, 1976	1976	42
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Drought Relief Act Amendment Act, 1920	1920	1433
Drought Relief Act, 1919	1919	1397
Drought Relief Act, 1923	1923	1557
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Drought Relief Act, 1927	1927	1832
Drought Relief Act, 1928	1928	1886
Drought Relief (Extension) Act, 1929	1929	1926
Drought Relief Act, 1940	1940	16
Drought and Frost Relief Act, 1944	1944	18
Drought Relief Act, 1945	1945	9
Drought Relief Act, 1946	1946	1
Economic Stability Act, 1946	1946	52
Elder's Executor Company *see* Table of Private Acts: Statutes Amendment (Executor Companies) in this Table		
Elder Smith and Co. Limited, Provident Funds Act, 1963	1963	58
Elders Trustee and Executor Company Limited Provident Funds Act, 1971	1971	28
Electoral Districts (Redivision) Act, 1954	1954	37
Electoral Districts (Redivision) Act, 1962	1962	34
Electoral Districts (Redivision) Act, 1968-1969	1969	2
Electoral Districts (Redivision) Act Amendment Act, 1969	1969	23
The Encounter Bay, Goolwa, and Waitpinga Boundaries Act	1884	313
Exchange of Land (Hundred of Noarlunga) Act, 1959	1959	11
Executors Company's Act Amendment Act, 1980[1]	1980	103
Executors Company's *see also* Table of Private Acts: Statutes Amendment (Executor Companies) in this Table		
Fair Prices Act Repeal Act, 1973	1973	11
Farmers' Co-operative Executors *see* Table of Private Acts: Statutes Amendment (Executor Companies) in this Table		
Farmers Relief Act, 1931	1931	1996
Farmers Relief Act Extension Act, 1931	1931	2057

[1] As on 1st January, 1981, this Act had not come into operation.

Title of Act	Year	Number
Farmers Relief Act, 1932	1932	2100
Federal Aid Roads Agreement Act, 1926	1926	1771
Federal Aid Roads Agreement Act, 1930	1930	1970
Amending Federal Aid Roads Agreement Act, 1931	1931	2014
Amending Federal Aid Roads Agreement Act, 1936	1936	2321
Federal Aid Roads Agreement Act, 1937	1937	2341
Financial Emergency Act, 1931-1936	—	—
Financial Emergency Act Extension Act, 1931	1931	2039
Financial Emergency Act Extension Act, 1934	1934	2162
Financial Emergency Act Amendment Act. 1937	1937	2342
Financial Emergency Act Extension Act, 1939	1939	39
Fire and Accident Underwriters' Association of South Australia (Change of Name) Act, 1976	1976	43
Frost Relief Act, 1927	1927	1829
Fruit Cases Act, 1949	1949	37
Fruit Fly (Compensation) Act, 1967	1967	24
Fruit Fly (Compensation) Act, 1968	1968	3
Fruit Fly (Compensation) Act, 1971	1971	5
Fruit Fly (Compensation) Act (No. 2), 1971	1971	18
Fruit Fly (Compensation) Act, 1972	1972	31
Fruit Fly (Compensation) Act (No. 2), 1972	1972	60
Fruit Fly (Compensation) Act, 1974	1974	50
Funding Loan Act, 1932	1932	2086
Gladstone Park Lands Act, 1880	1880	178
Glenelg Soldiers' Memorial Site Act, 1921	1921	1468
Gold Buyers Act Repeal Act, 1976	1976	45
Hailstorm Relief (Validation) Act, 1925	1925	1664
Henley and Grange Alignment Act, 1940	1940	8
Hide and Leather Industries Legislation Repeal Act, 1956	1956	6
Hummock Hill to Iron Knob Tramway Extension Act, 1927	1927	1821
see also (in the Table of Public General Acts) The Broken Hill Proprietary Company's Indenture Act, 1937, and the Broken Hill Proprietary Company's Steel Works Indenture Act, 1958, *and* (in the Table of Private Acts under Railway Acts) The Broken Hill Proprietary Company, Limited's Hummock Hill to Iron Knob Tramway and Jetties Act, 1900		
Income Tax Assessment Act, 1936	1936	2296
Income Tax Assessment Act Amendment Act, 1941	1941	37
Income Tax Assessment Act, 1936-1941 (*As reprinted pursuant to the Amendments Incorporation Act,* 1937	—	—
Income Tax Assessment Act Amendment Act, 1946	1946	36
Income Tax Collection Act, 1940	1940	41
Income Tax (Rates) Act, 1936	1936	2307
Income Tax (Rates) Act, 1937	1937	2351
Income Tax (Rates) Act, 1938	1938	2401
Income Tax (Rates) Act, 1939	1939	12
Income Tax (Rates) Act, 1940	1940	19
Income Tax (Rates) Act, 1941	1941	26
Income Tax Suspension Act, 1942	1942	25
The Income Tax Suspension Act, 1942, *has been amended by the Income Tax Assessment Act Amendment Act,* 1946		
Income-Tax (War-Time Concessions) Act, 1940	1940	34
Industries Establishment Act, 1945	1945	17
The Insolvent Act, 1886	1886	385
The Insolvent Act Amendment Act, 1887	1887	404
The Insolvent Act Amendment Act, 1896	1896	655
The Insolvent Act Further Amendment Act, 1914	1914	1162
Insolvent Act Further Amendment Act, 1915	1915	1191
Insolvent Act Further Amendment Act, 1918	1918	1340
Insolvent Act Amendment Act, 1925	1925	1709
Insolvent Act Amendment Act, 1942	1942	18
Institute of Medical and Veterinary Science Grant Act, 1948	1948	48
Institute of Medical and Veterinary Science (Subsidy) Act, 1942	1942	26

Title of Act	Year	Number
John Miller Park Act, 1954	1954	54
Jubilee Exhibition Act, 1885	1885	351
Kensington Gardens Reserve Act, 1980	1980	86
Kingswood Recreation Ground (Vesting) Act, 1970	1970	48
Lady Kintore Cottages Act, 1920	1920	1430
Landlord and Tenant (Control of Rents) Act, 1942	1942	33
Landlord and Tenant (Control of Rents) Act Amendment Act, 1946	1946	38
Landlord and Tenant (Control of Rents) Act Amendment Act, 1947	1947	30
Landlord and Tenant (Control of Rents) Act Amendment Act, 1948	1948	5
Landlord and Tenant (Control of Rents) Act, 1942-1948 (*As reprinted pursuant to the Amendments Incorporation Act,* 1937)	—	—
Landlord and Tenant (Control of Rents) Act Amendment Act, 1949	1949	9
Landlord and Tenant (Control of Rents) Act Amendment Act (No. 2), 1949	1949	63
Landlord and Tenant (Control of Rents) Act, 1942-1949 (*As reprinted pursuant to the Amendments Incorporation Act,* 1937)	—	—
Landlord and Tenant (Control of Rents) Act Amendment Act, 1950	1950	50
Landlord and Tenant (Control of Rents) Act Amendment Act, 1951	1951	51
Landlord and Tenant (Control of Rents) Act, 1942-1951 (*As reprinted pursuant to the Amendments Incorporation Act,* 1937)	—	—
Landlord and Tenant (Control of Rents) Act Amendment Act, 1952	1952	39
Landlord and Tenant (Control of Rents) Act Amendment Act, 1953	1953	25
Landlord and Tenant (Control of Rents) Act Amendment Act, 1954	1954	41
Landlord and Tenant (Control of Rents) Act Amendment Act, 1955	1955	20
Landlord and Tenant (Control of Rents) Act, 1942-1955 (*As reprinted pursuant to the Amendments Incorporation Act,* 1937)	—	—
Landlord and Tenant (Control of Rents) Act Amendment Act, 1956	1956	118
Landlord and Tenant (Control of Rents) Act Amendment Act, 1957	1957	2
Landlord and Tenant (Control of Rents) Act Amendment Act (No. 2), 1957	1957	53
Landlord and Tenant (Control of Rents) Act Amendment Act, 1958	1958	49
Landlord and Tenant (Control of Rents) Act Amendment Act, 1959	1959	42
Landlord and Tenant (Control of Rents) Act Amendment Act, 1960	1960	70
Landlord and Tenant (Control of Rents) Act Amendment Act, 1961	1961	29
Largs Fort Encroachment *see* Table of Acts Repealed		
Legislative Council Vacancy Act, 1943	1943	40
Life Assurance Companies Act, 1936	1936	2283
Life Assurance Companies Act Amendment Act, 1939	1939	42
Life Assurance Companies Act Amendment Act, 1941	1941	40
Liquid Fuel Act, 1949	1949	28
Loan Money Appropriation (Working Accounts) Act, 1956	1956	14
Lottery and Gaming (Charitable Purposes) *see* Table of Acts Repealed		
Lottery and Gaming (Flood Relief) Act, 1956	1956	7
Main Roads Fund Act, 1920	1920	1424
Main Roads Fund Act, 1922	1922	1535
Manningham Recreation Ground Act, 1936	1936	2297
Manningham Recreation Ground Act Amendment Act, 1963	1963	27
Mareeba Babies Hospital Lease Act, 1951	1951	31
The Married Woman's Property Amendment Act, 1898	1898	701
Matrimonial Causes Act, 1929	1929	1946
Matrimonial Causes Act Amendment Act, 1935	1935	2259
Matrimonial Causes Act Amendment Act, 1938	1938	2428
Matrimonial Causes Act Amendment Act, 1941	1941	51
Matrimonial Causes Act, 1929-1941 (*As reprinted pursuant to the Amendments Incorporation Act,* 1937)	—	—
Methodist Church *see* Table of Private Acts: Table of Acts Repealed		
Metropolitan Drainage Works (Investigation) Act, 1957	1957	14
Metropolitan Drainage Works (Investigation) Act, 1962	1962	16
Mile End Overway Bridge Act, 1925	1925	1713
Mile End Overway Bridge Act Amendment Act, 1960	1960	23
Mortgagors Relief Act, 1931-1936	—	—
Mortgagors Relief Act, 1940	1940	20
Mortgagors Relief Act Amendment Act, 1941	1941	14
Mortgagors Relief Act, 1943	1943	25

Title of Act	Year	Number
Mortgagors Relief Act, 1931-1943 (*As reprinted pursuant to the Amendments Incorporation Act,* 1937)	—	—
Morphett Street Bridge *see* Table of Acts Repealed		
Motor Fuel Rationing Act, 1980[1]	1980	1
Motor Fuel Rationing (Temporary Provisions) Act, 1977[2]	1977	30
Motor Fuel (Temporary Restriction) Act, 1980[3]	1980	64
Motor Spirit Vendors' Agreement (Validation) Act, 1927	1927	1791
Mount Bold Water Works Act, 1931	1931	2050
North Terrace and Railway Lands Act, 1926	1926	1742
North Terrace Alignment Act, 1925	1925	1715
North Terrace (Alignment) Act, 1929	1929	1928
Nurses' Memorial Centre of South Australia, Incorporated (Guarantee) Act, 1973	1973	39
Nurses' Memorial Centre of South Australia, Incorporated (Guarantee) Act Amendment Act, 1974	1974	108
Oil Refinery (Hundred of Noarlunga) Indenture *see* Table of Public General Acts		
Old Angaston Cemetery (Vesting) Act, 1978	1978	75
Parliamentary Buildings Act, 1877	1877	87
Parliament House Act, 1934	1934	2170
Police Act Repeal Act, 1973	1973	12
Police Pensions Act, 1930	1930	1952
The Poonindie Exchange Act, 1895	1895	631
The Poppy Day Trust Deed Act, 1962	1962	50
Port Adelaide Canal Supplementary Act, 1889	1889	473
See also (in the Table of Private Acts) The Port Adelaide Canal Act		
Port Adelaide Public Recreation Ground Act, 1878	1878	91
Port Adelaide Reserves Act, 1871	1871	6
Port Augusta Park Lands Act, 1882	1882	258
Port Augusta Sub-Branch R.S.S. and A.I.L.A. (Purchase of Land) Act, 1952	1952	11
The Port Lincoln Catholic Church Property Act	1879	134
Port Pirie Drill Hall Site Act, 1921	1921	1470
Port Pirie Laboratory Site Act, 1922	1922	1537
Port Pirie Park Lands Act Repeal Act, 1951	1951	15
Port Pirie Racecourse Land Revestment Act, 1960	1960	28
Port Pirie Racecourse Land Revestment Act, 1965	1965	11
Port Pirie Racecourse Site Act, 1946	1946	45
Presbyterian Trusts Act, 1971	1971	60
Public Purposes Loan Act, 1933	1933	2109
Public Purposes Loan Act, 1934	1934	2146
Public Purposes Loan Act, 1935	1935	2226
Public Purposes Loan Act, 1936	1936	2262
Public Purposes Loan Act, 1937	1937	2345
Public Purposes Loan Act, 1938	1938	2386
Public Purposes Loan Act, 1939	1939	7
Public Purposes Loan Act, 1940	1940	6
Public Purposes Loan Act, 1941	1941	12
Public Purposes Loan Act, 1942	1942	7
Public Purposes Loan Act, 1943	1943	5
Public Purposes Loan Act, 1944	1944	8
Public Purposes Loan Act, 1945	1945	7
Public Purposes Loan Act, 1946	1946	7
Public Purposes Loan Act, 1947	1947	12
Public Purposes Loan Act, 1948	1948	4
Public Purposes Loan Act, 1949	1949	11
Public Purposes Loan Act, 1950	1950	6
Public Purposes Loan Act, 1951	1951	13
Public Purposes Loan Act, 1952	1952	4
Public Purposes Loan Act, 1953	1953	4
Public Purposes Loan Act, 1954	1954	11
Public Purposes Loan Act, 1955	1955	11
Public Purposes Loan Act, 1956	1956	5

[1]This Act was not proclaimed to come into operation prior to 28th March, 1980, the date of expiry referred to in section 18.
[2]This Act did not come into operation prior to 31st October, 1977, the date of expiry referred to in section 26.
[3]See section 20 of this Act for date of expiry.

Title of Act	Year	Number
Public Purposes Loan Act, 1957	1957	10
Public Purposes Loan Act, 1958	1958	4
Public Purposes Loan Act (No. 1), 1959	1959	2
Public Purposes Loan Act (No. 2), 1959	1959	7
Public Purposes Loan Act, 1960	1960	21
Public Purposes Loan Act, 1961	1961	2
Public Purposes Loan Act, 1962	1962	6
Public Purposes Loan Act, 1963	1963	4
Public Purposes Loan Act, 1964	1964	13
Public Purposes Loan Act, 1965	1965	8
Public Purposes Loan Act, 1966	1966	43
Public Purposes Loan Act, 1967	1967	30
Public Purposes Loan Act, 1968	1968	11
Public Purposes Loan Act, 1969	1969	29
Public Purposes Loan Act, 1970	1970	22
Public Purposes Loan Act, 1971	1971	51
Public Purposes Loan Act, 1972	1972	67
Public Purposes Loan Act, 1973	1973	13
Public Purposes Loan Act, 1974	1974	56
Public Purposes Loan Act, 1975	1975	65
Public Purposes Loan Act, 1976	1976	34
Public Purposes Loan Act, 1977	1977	34
Public Purposes Loan Act, 1978	1978	68
Public Purposes Loan Act, 1979	1979	65
Public Purposes Loan Act, 1980	1980	74
Public Salaries Act Repeal Act, 1946	1946	19
Public Service Superannuation Fund (Arrangement) Act, 1960	1960	63
Pulp and Paper Mill (Hundred of Gambier) Indenture Act, 1961	1961	36
Pulp and Paper Mill (Hundred of Gambier) Indenture Act Amendment Act, 1963	1963	3
Pulp and Paper Mill (Hundreds of Mayurra and Hindmarsh) Act, 1964	1964	23
Pulp and Paper Mill (Hundreds of Mayurra and Hindmarsh) Act Amendment Act, 1976[1]	1976	107
Pulp and Paper Mills Agreement Act, 1958	1958	54
Pyap Irrigation Trust Act Amendment Act, 1926	1926	1772
Pyap Irrigation Trust Act Amendment Act, 1974	1974	83
Pyap Irrigation Trust Act Amendment Act, 1979	1979	73
The Pyap Irrigation Trust Act, 1923-1974, *has been amended by the Statutes Amendment (Irrigation Acts) Act,* 1978		
See also (in the Table of Private Acts) The Pyap Irrigation Trust Act, 1923		
The Railway and Corporation Lands Act, 1904	1904	853
Railway Acts—		
See also Table of Public General Acts: Railway Acts (in the Table of Private Acts)		
Adelaide and Gawler Town Railway Act, 1854	1854	18
The Adelaide and Gawler Town Railway Extension Act	1857-8	10
The Adelaide and Gawler Town Railway Further Extension Act	1858	2
Adelaide to Gawler Railway (Alteration to Dry Creek Terminus) Act, 1968	1968	14
Adelaide City and Port Railway Act, 1851	1851	1
Adelaide and Port Railway Loan Act, 1852	1852	12
Adelaide and Port Railway Loan Act, 1853	1853	18
The Adelaide and Port Adelaide Railway Extended Accommodation Act, 1873	1873	2
The Adelaide Loop-Line Railway Act, 1908	1908	966
The Adelaide Loop-Line Railway Act Amendment Act, 1909	1909	995
Adelaide to Nairne Railway Act, 1878	1878	117
Angle Pole Railway Act, 1887	1887	413
Balhannah and Mount Pleasant Railway (Discontinuance) Act, 1963	1963	34
Barunga Gap Railway, 1877	1877	72
Blyth to Gladstone Railway Act, 1891	1891	522
Brachina to Leigh Creek North Coalfield Railway Agreement Act, 1950	1950	48

[1]As on 1st January, 1981, this Act had not come into operation.

Title of Act	Year	Number
Railway Acts—*continued*		
Branch from Sandergrove to Milang Railway (Discontinuance) Act, 1970	1970	25
Brighton to Christie Downs Railway Duplication and Extension Act, 1974	1974	46
The Brinkworth to Port Broughton Railway Act, 1910	1910	1015
Broadening of Gauge (Brinkworth to Gladstone) Act, 1925	1925	1667
Broadening of Gauge (South-Eastern Railways) Act, 1944	1944	15
Bumbunga to Lochiel Railway Act, 1923	1923	1595
Burra and Hallett Railway Act, 1876	1876	31
Cambrai and Sedan Railway Discontinuance Act, 1966	1966	61
The Darke's Peak Railway Act, 1909	1909	982
The Darke's Peak Railway Act Amendment Act, 1911	1911	1042
The District Railways Act, 1911	1911	1067
Dry Creek and Port Adelaide Railway Act, 1866	1866-7	15
The Dry Creek and Port Adelaide Deviation Act, 1911	1911	1051
Eudunda and Morgan Railway (Discontinuance) Act, 1970	1970	9
Farina Town and Hergott Springs Railway Act, 1881	1881	226
Forrester's to Burra Railway Act, 1867	1867	20
The Gawler to Angaston Railway Act, 1907	1907	942
The Gawler to Angaston Railway Act Amendment Act, 1909	1909	984
The Gawler to Angaston Railway Act Amendment Act, 1910	1910	1016
The Gawler Town Railway Further Extension Act to Section 1403	1859	20
The Gladstone and James Town Railway Act, 1876	1876	28
Gladstone and Laura Railway Act, 1882	1882	253
Glanville to Semaphore Railway (Discontinuance) Act, 1978	1978	106
The Glenelg Railways Purchase Act, 1899	1899	726
The Goodwood to Willunga Railway Act, 1909	1909	993
The Goodwood to Willunga Railway Act, 1910	1910	1017
Goodwood to Willunga Railway (Alteration of Terminus) Act, 1970	1970	18
The Goolwa Loop-Line Railway Act, 1913	1913	1145
The Grange and Henley Beach Railway Act, 1898	1898	698
The Grange and Henley Beach Railway Alteration Act, 1911	1911	1041
The Guaranteed Railways Act Amendment Act, 1913	1913	1113
Hallett to Terowie Railway Act, 1878	1878	97
Hamley Bridge and Balaklava Railway Act, 1877	1877	62
The Harbor and Railway Act, 1901	1901	765
The Harbor and Railway Extension Act, 1910	1910	1011
Hergott Springs and Primrose Springs Railway Act, 1883	1883	281
The Hundred of Solomon and Decres Bay Railways Act, 1912	1912	1080
The Hundred of Solomon and Decres Bay Railway Act Amendment Act, 1913	1913	1142
Kadina and Wallaroo Railway Act, 1877	1877	76
Kadina and Wallaroo Railway Act, 1879	1879	149
Kadina to Barunga Gap Railway Act, 1876	1876	40
Kapinnie and Mount Hope Railway Discontinuance Act, 1966	1966	11
Kapunda and North-West Bend Railway Act, 1876	1876	27
Kielpa to Mangalo Hall Railway Act, 1916	1916	1265
Kimba to Buckleboo Railway Act, 1923	1923	1592
Kingston and Naracoorte Railway Alteration Act, 1958	1958	9
Kowulka Branch Railway Act, 1948	1948	37
The Laura to Booleroo Centre Railway Act, 1907	1907	941
The Laura to Booleroo Centre Railway Act Amendment Act, 1910	1910	1014
Leigh Creek North Coalfield to Marree Railway Agreement Act, 1954	1954	42
Millicent and Beachport Railway Discontinuance Act, 1959	1959	22
Moonta and Gawler Town Railways Acts Repealing Act, 1931	1931	2038
Mount Barker and Strathalbyn Railway Act, 1881	1881	221
Mount Gambier and Naracoorte Railway Act, 1884	1884	327
The Mount Hope Railway Act, 1912	1912	1094
The Mount Pleasant, Sedan, and Truro Railways Act, 1914	1914	1180
The Nairne to the Victorian Border Railway Act, 1882	1882	265
Nairne to Victorian Border Railway Deviation Act, 1924	1924	1622
Naracoorte to Tatiara Railway Act, 1879	1879	131

Title of Act	Year	Number
Railway Acts—*continued*		
Northern Railway (Alteration of Route) Act, 1950	1950	54
North-South Railway Agreement Act, 1926	1926	1725
North-Western Railways System Development Act, 1917	1917	1307
Palmer to Monarto Railway Act, 1916	1916	1266
The Paringa to Renmark Railway Act, 1914	1914	1177
The Peebinga, Paringa, Loxton and Waikerie Railways Act, 1912	1912	1088
The Petersburg and Border Railway Act, 1884	1884	328
The Petersburg and Border Railway Amendment Act, 1886	1886	377
Pinnaroo Railway Act	1903	831
Pinnaroo Railway Act Amendment Act, 1970	1970	34
The Port Adelaide and Semaphore Railway Act, 1874	1874	13
Port Adelaide and Semaphore Railway Act Amendment Act, 1875	1875	14
The Port Adelaide and Semaphore Railway Amendment Act, 1880	1880	174
Port Adelaide and Semaphore Railway Deviation Act, 1917	1917	1297
Port Adelaide and Semaphore Railway Deviation Act Amendment Act, 1922	1922	1526
The Port Adelaide, Glanville, and Largs Additional Railway Act, 1908	1908	965
Port Augusta and Government Gums Railway Act, 1876	1876	26
The Port Augusta and Northern Railway Act, 1862	1862	28
Port Augusta to Whyalla Railway Agreement Act, 1970	1970	3
The Port Broughton Railway Act	1873	7
Port Broughton Railway (Discontinuance) Act, 1953	1953	26
The Port Lincoln Railway Act, 1905	1905	882
The Port Lincoln Railway Extension Act, 1907	1907	932
The Port Lincoln Railway Extension Act, 1909	1909	985
The Port Pirie Railway Act	1873	8
Port Pirie to Cockburn Railway Deviation Act, 1964	1964	48
The Port Wakefield and Kadina Railway Act	1873	9
The Port Wakefield to Hoyles Plains Tramway Act, 1866	1866-7	25
The Port Wakefield and Hoyle's Plains Tramway Extension Act	1873	10
Railway Crossings (Bowden) Act, 1922	1922	1 524
The Railway Deviations Act, 1896	1896	661
Railways Guarantees Abolition Act, 1917	1917	1 288
Railways Guarantees Abolition Act Amendment Act, 1918	1918	1 328
Railways Transfer Act, 1927	1927	1 840
Redhill to Port Augusta Railway Agreement Act, 1935	1935	2 242
Renmark to Barmera Railway Act, 1925	1925	1 675
The Riverton to Spalding Railway Act, 1913	1913	1 129
Rivoli Bay North and Mount Gambier Railway Act, 1876	1876	30
The Robertstown Railway Act, 1911	1911	1 070
The Robertstown Railway Act Amendment Act, 1912	1912	1 081
Roseworthy to Forrester's Railway Act, 1866-7	1866-7	24
Roseworthy to Forrester's Railway Amendment Act, 1867	1867	18
The Salisbury to Long Plains Railway Act, 1913	1913	1 139
The South-Eastern Railway Act, 1871	1871	7
Stirling North to Brachina Railway (Land and Materials) Act, 1952	1952	36
Strathalbyn and Middleton Tramway Act, 1866	1866	1
The Strathalbyn and Victor Harbor Railway Act, 1883	1883	294
The Tailem Bend and Brown's Well Railway Act, 1909	1909	980
Tatiara to Border Town Railway Act, 1881	1881	200
Terowie to Pichirichi Railway Act, 1878	1878	103
Thevenard to Kevin Railway Act, 1963	1963	9
Victor Harbor and Strathalbyn Tramways Amendment Act, 1869-70	1869-70	14
The Wallaroo Railway Station Extension Act, 1886	1886	371
Wallaroo to Moonta Railway Act, 1890	1890	490
Wanbi to Moorook Railway Act, 1923	1923	1 586
Wanbi to Yinkanie Railway (Discontinuance) Act, 1980	1980	92
Wandana to Penong Railway Act, 1917	1917	1 292
The Wandilo and Glencoe Railway Act, 1903	1903	843
The Wandilo and Glencoe Railway Act Amendment Act, 1909	1909	990
Wandilo and Glencoe Railway (Discontinuance) Act, 1959	1959	27
The Wilmington Railway Act, 1913	1913	1 137
Woodlands Park to Tonsley Railway Act, 1955	1955	47

Title of Act	Year	Number
Referendum (Metropolitan Area Shop Trading Hours) Act, 1970	1970	11
Road Charges (Refunds) Act, 1958	1958	6
Road (Hundred of MacDonnell) Acquisition Act, 1923	1923	1 578
Road (Thebarton State School) Acquisition Act, 1918	1918	1 345
Road (Wirrabara Forest) Acquisition Act, 1917	1917	1 315
Roads Loan Act, 1923	1923	1 579
Roads (Magill Home and Yatala Quarry) Acquisition Act, 1915	1915	1 219
Rowland Flat War Memorial Hall Incorporated Act, 1966	1966	68
Royal Society for the Blind of South Australia Act, 1934-1974—		
Royal Institution for the Blind Act, 1934 (in the Table of Private Acts)	1934	—
Royal Institution for the Blind Act Amendment Act, 1974	1974	73
Scientology (Prohibition) Act, 1968, Repeal Act, 1973-1974	1974	159
The Semaphore Community Centre Trust Deed Act, 1964	1964	5
South Australian Gas Company Act, 1861-1980—		
The South Australian Gas Company's Act, 1861 and amending Acts (in the Table of Private Acts)	—	—
South Australian Gas Company's Act Amendment Act, 1952	1952	12
South Australian Gas Company's Act Amendment Act, 1964	1964	34
South Australian Gas Company's Act Amendment Act, 1979	1979	35
South Australian Gas Company's Act Amendment Act, 1980	1980	61
South-Eastern Lands Contract Annulment Act, 1917	1917	1 300
Spicer Cottages Trust Act, 1978	1978	88
State Bank (Riverland Fruit Products Co-operative Assistance) Act, 1980	1980	96
Statute Law Revision Act, 1934[1]	1934	2 168
Statute Law Revision Act, 1935[1]	1935	2 246
Statute Law Revision Act, 1936[1]	1936	2 293
Statute Law Revision Act (No. 2), 1936	1936	2 316
Statute Law Revision Act, 1937[1]	1937	2 346
Statute Law Revision Act, 1952[1]	1952	42
Statute Law Revision Act, 1957[1]	1957	42
Statute Law Revision Act, 1965[1]	1965	39
Statute Law Revision Act, 1973[1]	1973	77
Statute Law Revision Act, 1974[2]	1974	42
Statute Law Revision Act (No. 2), 1974	1974	84
Statute Law Revision Act, 1975	1975	24
Statute Law Revision Act (No. 3), 1975	1975	88
Statute Law Revision Act (No. 2), 1975	1975	118
Statutes Amendment (Administration of Acts and Acts Interpretation) Act, 1971[3]	1971	74
Statutes Amendment (Executor Companies) Act, 1971-1972	1972	9
Statutes Amendment (Executor Companies) Act, 1978	1978	81
Statutes Amendment (Miscellaneous Metric Conversions) Act, 1975	1975	32
The Statutes Amendment (Miscellaneous Metric Conversions) Act, 1975, *has been amended by the Statute Law Revision Act (No.* 2), 1975		
Strathalbyn Soldiers' Memorial Gardens Act, 1940	1940	51
Subdivided Land Debts Act, 1932-1934	—	—
Succession Duties (Peter Waite Benefactions) Act, 1920	1920	1 422
Supply Act (No. 1), 1936	1936	2 260
Supply Act (No. 2), 1936	1936	2 275
Supply Act (No. 1), 1937	1937	2 338
Supply Act (No. 2), 1937	1937	2 339
Supply Act (No. 1), 1938	1938	2 382
Supply Act (No. 2), 1938	1938	2 385
Supply Act (No. 1), 1939	1939	1
Supply Act (No. 2), 1939	1939	2
Supply Act (No. 1), 1940	1940	1
Supply Act (No. 2), 1940	1940	3
Supply Act (No. 1), 1941	1941	1
Supply Act (No. 2), 1941	1941	3
Supply Act (No. 1), 1942	1942	1
Supply Act (No. 2), 1942	1942	2
Supply Act (No. 1), 1943	1943	2

[1]This Act has been amended by various other Acts by the repeal of provisions of this Act which amended Acts that have since been repealed.
[2]This Act has been amended by the Statute Law Revision Act (No. 2), 1975, and by the Subordinate Legislation Act, 1978.
[3]This Act has been amended by the Statute Law Revision Act, 1973.

Title of Act	Year	Number
Supply Act (No. 2), 1943	1943	4
Supply Act (No. 1), 1944	1944	1
Supply Act (No. 2), 1944	1944	3
Supply Act (No. 1), 1945	1945	1
Supply Act (No. 2), 1945	1945	3
Supply Act (No. 1), 1946	1946	2
Supply Act (No. 2), 1946	1946	5
Supply Act (No. 1), 1947	1947	1
Supply Act (No. 2), 1947	1947	4
Supply Act (No. 1), 1948	1948	1
Supply Act (No. 1), 1949	1949	2
Supply Act (No. 2), 1949	1949	4
Supply Act (No. 1), 1950	1950	2
Supply Act (No. 2), 1950	1950	3
Supply Act (No. 1), 1951	1951	2
Supply Act (No. 2), 1951	1951	3
Supply Act (No. 1), 1952	1952	2
Supply Act (No. 2), 1952	1952	3
Supply Act (No. 3), 1952	1952	17
Supply Act (No. 1), 1953	1953	2
Supply Act (No. 2), 1953	1953	3
Supply Act (No. 1), 1954	1954	2
Supply Act (No. 2), 1954	1954	3
Supply Act (No. 3), 1954	1954	16
Supply Act (No. 1), 1955	1955	1
Supply Act (No. 2), 1955	1955	5
Supply Act (No. 3), 1955	1955	16
Supply Act (No. 1), 1956	1956	2
Supply Act (No. 2), 1956	1956	4
Supply Act (No. 1), 1957	1957	5
Supply Act (No. 2), 1957	1957	7
Supply Act (No. 3), 1957	1957	13
Supply Act (No. 1), 1958	1958	2
Supply Act (No. 2), 1958	1958	3
Supply Act (No. 1), 1959	1959	3
Supply Act (No. 2), 1959	1959	4
Supply Act (No. 3), 1959	1959	9
Supply Act (No. 1), 1960	1960	9
Supply Act (No. 1), 1961	1961	1
Supply Act (No. 1), 1962	1962	1
Supply Act (No. 2), 1962	1962	3
Supply Act (No. 3), 1962	1962	4
Supply Act (No. 1), 1963	1963	2
Supply Act (No. 2), 1963	1963	8
Supply Act (No. 1), 1964	1964	9
Supply Act (No. 2), 1964	1964	19
Supply Act (No. 1), 1965	1965	3
Supply Act (No. 2), 1965	1965	4
Supply Act (No. 1), 1966	1966	32
Supply Act (No. 2), 1966	1966	42
Supply Act (No. 1), 1967	1967	23
Supply Act (No. 2), 1967	1967	32
Supply Act (No. 1), 1968	1968	2
Supply Act (No. 2), 1968	1968	4
Supply Act (No. 1), 1969	1969	21
Supply Act (No. 2), 1969	1969	24
Supply Act (No. 1), 1970	1970	2
Supply Act (No. 2), 1970	1970	6
Supply Act (No. 1), 1971	1971	25
Supply Act (No. 2), 1971	1971	48
Supply Act (No. 1), 1972	1972	20
Supply Act (No. 2), 1972	1972	63

Title of Act	Year	Number
Supply Act (No. 1), 1973	1973	2
Supply Act (No. 2), 1973	1973	30
Supply Act (No. 1), 1974	1974	9
Supply Act (No. 2), 1974	1974	49
Supply Act (No. 1), 1975	1975	57
Supply Act (No. 2), 1975	1975	62
Supply Act (No. 1), 1976	1976	27
Supply Act (No. 2), 1976	1976	30
Supply Act (No. 1), 1977	1977	2
Supply Act (No. 2), 1977	1977	29
Supply Act (No. 1), 1978	1978	13
Supply Act (No. 2), 1978	1978	54
Supply Act (No. 1), 1979	1979	2
Supply Act (No. 2), 1979	1979	59
Supply Act (No. 3), 1979	1979	60
Supply Act (No. 1), 1980	1980	39
Supply Act (No. 2), 1980	1980	58
The Trades Hall Act, 1964	1964	6
The Transcontinental Railway Grant Act, 1911	1911	1069
The Transcontinental Railway Land Grant Act Amendment Act, 1912	1912	1079
Transcontinental Railway Land Grant Act Amendment Act, 1924	1924	1608
Trustee Act (No. 2), 1931	1931	2030
Unemployment Relief Council Act Repeal Act, 1973	1973	14
The Uniting Church in Australia Act, 1976-1977	1977	8
The University Land Act, 1929	1929	1944
Victor Harbor Foreshore Act, 1917	1917	1281
Victor Harbor Foreshore Act, 1926	1926	1750
Victoria Square (International Hotel) Act, 1980	1980	13
Voluntary Wheat Pool Agreement Ratification Act, 1924	1924	1620
Voluntary Wheat Pool Agreement Ratification Act, 1925	1925	1690
Waite Agriculture Research Institute Grant Act, 1948	1948	35
Wallaroo Distillery Act, 1948	1948	56
Wallaroo Park Lands Resumption Act, 1924	1924	1626
The Wallaroo Railway Lands Act, 1912	1912	1085
War Funds Regulation Act Repeal Act, 1976	1976	50
War Service Homes Agreement Act, 1934	1934	2184
Water Frontages Repeal Act, 1960	1960	40
The West Terrace Cemetery Extension Act, 1904	1904	852
West Terrace Cemetery (Soldiers' Section) Extension Act, 1944	1944	11
Wheat Price Stabilization Scheme Ballot Act, 1953	1953	50
Wheat Price Stabilization Scheme Ballot Act Amendment Act, 1954	1954	7
Wheat Stabilization Scheme Ballot Act, 1948	1948	13
The Wolseley Educational Lands Resumption Act, 1883	1883-4	301
Young Men's Christian Association of Port Pirie Act, 1918	1918	1349
Young Men's Christian Association of Port Pirie Act Amendment Act, 1951	1951	28
Young Men's Christian Association of Port Pirie Act Amendment Act, 1973	1973	4
The Young Women's Christian Association of Port Pirie Incorporated (Port Pirie Parklands) Act, 1955	1955	19

TABLE OF PRIVATE ACTS

The following table contains a list of the private Acts of the Parliament of South Australia passed up to the end of 1980 and which were unrepealed as on 1st January, 1981. These Acts are not included in Volumes 1 to 11 of the South Australian Statutes 1837-1975.

Title of Act	Year	Number
The Adelaide Electric Supply Company's Act, 1922	1922	—
The Adelaide Electric Supply Company's Act, 1922, *has been amended by the Electricity Trust of South Australia Act Amendment Act (No.* 2), 1973		
See also The South Australian Electric Light and Motive Power Company's Act, 1897 *and* (in the Table of Public General Acts) Electricity Trust of South Australia Act, 1946, *and* (in the Table of Public Acts of Restricted Application) The Adelaide Electric Supply Company's Act, 1931: The Adelaide Electric Supply Company Act, 1944		
The Adelaide Fruit and Produce Exchange Act, 1903	1903	—
Adelaide Marine and Fire Assurance Company Act, 1864	1864	—
The Adelaide Marine and Fire Assurance Company Act Amendment Act, 1881	1881	—
The Adelaide Marine and Fire Assurance Company Further Amendment Act, 1885	1885	—
Adelaide Synagogue Act, 1881	1881	—
The Adelaide Synagogue Act, 1881, Amendment Act	1895	—
Adelaide Workmen's Homes Incorporated Act, 1933	1933	—
Adelaide Workmen's Homes Incorporated Act Amendment Act, 1966	1966	69
Angas College Trusts Act, 1921	1921	—
Annesley College Act, 1920-1976—		
Methodist Ladies College Incorporation Act, 1920	—	—
The Methodist Ladies College Incorporation Act, 1920, *has been amended by The Uniting Church in Australia Act,* 1976-1977		
Australian Mutual Provident Society Act, 1874	1874	—
Australian Trust Company Act, 1861	1861	—
Bagot's Executor Company Act	1910	—
The Bagot's Executor Company Act has been amended by the Statutes Amendment (Executor Companies) Act, 1971-1972 *and by the Statutes Amendment (Executor Companies) Act,* 1978 *(see Table of Public Acts of Restricted Application)*		
Bank of Adelaide Act, 1865	1865	—
The Bank of Adelaide Act Amendment Act, 1904	1904	—
The Bank of Adelaide Act Amendment Act, 1920	1920	—
The Bank of Adelaide's Registration under the Companies Act, 1892 Act	1928	—
The Bank of Adelaide's Registration Under the Companies Act, 1892 Act Amendment Act, 1966	1966	—
The Catholic Church Endowment Society, Incorporated Sale of Lands Act	1896	—
Charles Birks & Co. Limited Employees' Welfare Trust Act, 1946	1946	—
The Church of England Clergy Superannuation Act, 1935	—	—
Church of England Endowment Society Act	1891	—
Church of England Succession Act	1893	—
Church of Saint Mary Magdalene, Adelaide, Alteration of Trusts Act, 1919	1919	—
The Church of the Holy Trinity, Adelaide, Revocation and Alteration of Trusts and Sale of Land Act, 1919	1919	—
Commercial Bank Act, 1878	1878	—
The Corporation of St. John's Church Act, 1886	1886	—
The Corporation of St. John's Church Act, 1886, Amendment Act, 1920	1920	—
The Corporation of St. John's Church Act, 1886, Amendment Act, 1948	1948	—
The David Bower Estate Act, 1920	1920	—

Title of Act	Year	Number
The East-End Market Act, 1872	1872	—
Elders Executor Company's Act, 1910	1910	—
Elders Executor Company's Amendment Act, 1915	1915	—
The Elders Executor Company's Act, 1910, *as amended, has also been amended by the Statutes Amendment (Executor Companies) Act,* 1971-1972 *and by the Statutes Amendment (Executor Companies) Act,* 1978 *(see Table of Public Acts of Restricted Application)*		
Executors Company's Act, 1885	1885	—
Executors Company's Amendment Act, 1900	1900	—
Executors Company's Amendment Act, 1915	1915	—
The Executors Company's Act, 1885, *as amended, and the Executors Company's Amendment Act,* 1900, *as amended, have been amended by the Statutes Amendment (Executor Companies) Act,* 1971-1972, *by the Statutes Amendment (Executor Companies) Act,* 1978, *and by the Executors Company's Act Amendment Act,* 1980 *(see Table of Public Acts of Restricted Application)*		
Farmers' Co-operative Executors Act, 1919	1919	—
The Farmers' Co-operative Executors Act, 1919, has been amended by the Statutes Amendment (Executor Companies) Act, 1971-1972 *and by the Statutes Amendment (Executor Companies) Act,* 1978 *(see Table of Public Acts of Restricted Application)*		
Hagen Lands Act, 1852	1852	—
James Brown Memorial Trust Incorporation Act, 1894	1894	—
The James Umpherston Trusts Act, 1926	1926	—
Kensington and Norwood Boundaries Act, 1878	1878	—
Kingsland Irrigation Company Act, 1922	1922	—
Leigh Trust Incorporation Act, 1929	1929	—
The Liverpool and London and Globe Insurance Company's Act of 1879	1879	—
The Loxton District Hospital Purposes Act, 1927	1927	—
Mercantile Marine Insurance Company Act, 1869-70	1869-70	—
The Mercantile Marine and Fire Insurance Company's Amending Act	1878	—
The Methodist Church *see* Table of Acts Repealed		
Methodist Ladies College Incorporation *see* Annesley College		
The Methodist Union *see* Table of Acts Repealed		
Moonta Gas Company's Act	1873	—
Moonta Gas Company's Sale Act, 1882	1882	—
Murray River Company Act, 1853	1853	—
The Naracoorte Town Square Act, 1952	1952	—
National Marine and Fire Insurance Company Act, 1867	1867	—
National Marine Insurance Company's Act Amendment Act, 1873	1873	—
The Parkin Mission of South Australia Incorporated Act, 1968-1976—		
The Parkin Congregational Mission of South Australia Incorporated Act, 1968	1968	59
The Parkin Congregational Mission of South Australia Incorporated Act, 1968, *has been amended by The Uniting Church in Australia Act,* 1976-1977		
The Parkin Trust Incorporated Act, 1926	1926	—
The Parkin Trust Incorporated Act Amendment Act, 1961	1961	—
The Parkin Trust Incorporated Act Amendment Act, 1967	1967	60
The Parkin Trust Incorporated Act, 1926-1967, *has been amended by The Uniting Church in Australia Act,* 1976-1977		
Paxton Title Act, 1885	1885	—
Port Adelaide Canal Act	1887	—
See also (in the Table of Public Acts of Restricted Application) The Port Adelaide Canal Supplementary Act, 1889		
The Presbyterian Church of South Australia Act	1899	—
Prince Alfred College Incorporation Act, 1878	1878	—
The Prince Alfred College Incorporation Act, 1878-1900, *has been amended by The Uniting Church in Australia Act,* 1976-1977. *See also The Methodist Union Act,* 1900		
The Provincial Gas Company's Act	1868-9	—

Title of Act	Year	Number
Pyap Irrigation Trust Act, 1923	1923	—
The Pyap Irrigation Trust Act, 1923-1974 *has been amended by the Statutes Amendment (Irrigation Acts) Act,* 1978		
See also (in the Table of Public Acts of Restricted Application) The Pyap Irrigation Trust Act Amendment Act, 1926, the Pyap Irrigation Trust Act Amendment Act, 1974, and the Pyap Irrigation Trust Act Amendment Act, 1979		
Railway Acts—		
see also Railway Acts (in the Table of Public Acts of Restricted Application)		
Adelaide City and Port Railway Act, 1850	1850	—
Adelaide City and Port Railway Guarantee Act, 1850	1850	4
The Broken Hill Propietary Company, Limited's Hummock Hill to Iron Knob Tramway and Jetties Act, 1900	1900	—
see also (in the Table of Public General Acts) The Broken Hill Proprietary Company's Indenture Act, 1937, and the Broken Hill Proprietary Company's Steel Works Indenture Act, 1958, *and* (in the Table of Public Acts of Restricted Application) The Hummock Hill to Iron Knob Tramway Extension Act, 1927		
Glenelg Railway Act Further Amendment Act, 1889	1889	—
Grange and Military Road Railway Act	1878	—
Largs Bay Railway Act	1882	—
The Wallaroo Railway Act	1861	—
The Wallaroo Railway Amendment Act, 1862	1862	—
The Wallaroo Railway Further Amendment Act	1875	—
Returned Sailors and Soldiers' Imperial League Club (Licensing) Act, 1934	1934	—
River Murray Navigation Company Act, 1853	1853	—
Royal Institution for the Blind Act, 1934	1934	—
see also (in the Table of Public Acts of Restriced Application) the Royal Society for the Blind of South Australia Act, 1934-1974		
Saint Andrew's Church, Walkerville, Alteration of Trusts Act	1919	—
Saint Paul's Church, Port Adelaide, Sale of Lands Act	1914	—
Saint Peter's Collegiate School Ordinance, 1849	1849	1
Saint Peter's Collegiate School Ordinance Amendment Act	1889	—
The Salvation Army (South Australia) Property Trust Act, 1931	1931	—
Scotch College, Adelaide, Incorporation Act, 1922	1922	—
South Australian Banking Company Act, 1843	1843	—
South Australian Company Act, 1840	1840	8
South Australian Company's Land Act, 1852	1852	—
The South Australian Electric Light and Motive Power Company's Act, 1897	1897	—
The South Australian Electric Light and Motive Power Company's Act, 1897, *has been amended by the Electricity Trust of South Australian Act Amendment Act* (*No.* 2), 1973		
See also The Adelaide Electric Supply Company's Act, 1922, *and* (in the Table of Public Acts of Restricted Application) the Adelaide Electric Supply Company's Act, 1931: The Adelaide Electric Supply Company Act, 1944		
The South Australian Gas Company's Act, 1861	1861	—
South Australian Gas Company Amendment Act, 1874	1874	—
The South Australian Gas Company's Further Amendment Act, 1882	1882	—
South Australian Gas Company's Act, 1912	1912	—
South Australian Gas Company's Act, 1919	1919	—
The South Australian Gas Company's Act, 1861, *has also been amended by the Statutes Amendment (Miscellaneous Metric Conversions) Act,* 1975 *and by the South Australian Gas Company's Act Amendment Act,* 1979		
See also (in the Table of Public General Acts) the Gas Act, 1924 *and* (in the Table of Public Acts of Restricted Application) the South Australian Gas Company Act, 1861-1980		
South Australian Marine and Fire and Life Assurance Company Act, 1842	1842	—
South Australian Mining Association Act, 1851	1851	10
South Australian Mutual Insurance Association Act, 1853	1853	—
South Australian Mutual Life Assurance Society Act, 1880	1880	—
The South Australian Wesleyan Methodist *see* Table of Acts Repealed		

Title of Act	Year	Number
South Australian Widows' Fund and General Annuity Endowment Society Act, 1850	1850	13
Spicer Cottages Trust *see* Table of Public Acts of Restricted Application		
St. George's Church, Woodforde, Revocation of Trusts and Sale of Lands Act, 1920	1920	—
St. Martin's Lutheran Church, Mount Gambier, Incorporated Act, 1967	1967	59
Stirling Trust Estate Act, 1857-8	1857-8	—
The Thorngate Estate Act	1911	—
The Town and Country Bank Act, 1881	1881	—
Union Bank of Australia Act, 1850	1850	11
Way College Incorporation *see* Table of Acts Repealed		
The Wyatt Benevolent Institution Incorporated Act	1935	—

TABLE OF ACTS REPEALED

The following table contains a list of all Acts which have been repealed between 3rd February, 1976, and 1st January, 1981.

Title of Act Repealed	Repealed by
Adelaide to Crystal Brook Standard Gauge Railway Agreement Act, 1974	Railway Agreement (Adelaide to Crystal Brook Railway) Act, 1980
Advances for Homes Act, 1928-1970	State Bank Act Amendment Act, 1978
Book Purchasers Protection Act, 1963-1972	Book Purchasers Protection Act Repeal Act, 1979
Botanic Garden Act, 1935	Botanic Gardens Act, 1978
Botanic Garden Act Amendment Act, 1940	Botanic Gardens Act, 1978
Botanic Garden Act Amendment Act, 1960	Botanic Gardens Act, 1978
Botanic Garden Act Amendment Act, 1961	Botanic Gardens Act, 1978
Bush Fires Act, 1960	Country Fires Act, 1976
Bush Fires Act Amendment Act, 1968	Country Fires Act, 1976
Bush Fires Act Amendment Act, 1972	Country Fires Act, 1976
Consolidation of Regulations Act, 1937	Subordinate Legislation Act, 1978
Control of Waters Act, 1919	Water Resources Act, 1976
Control of Waters Act Amendment Act, 1925	Water Resources Act, 1976
Control of Waters Act Amendment Act, 1975	Water Resources Act, 1976
Criminal Injuries Compensation Act, 1969	Criminal Injuries Compensation Act, 1977-1978
Criminal Injuries Compensation Act Amendment Act, 1972	Criminal Injuries Compensation Act, 1977-1978
Criminal Injuries Compensation Act Amendment Act, 1974	Criminal Injuries Compensation Act, 1977-1978
Excessive Rents Act, 1962	Residential Tenancies Act, 1978
Excessive Rents Act (Amendment) Act, 1965-1966	Residential Tenancies Act, 1978
Firearms Act, 1958-1975	Firearms Act, 1977
Garden Suburb Act, 1919-1973	Local Government Act Amendment Act (No. 2), 1975
Garden Suburb Act, 1919	Local Government Act Amendment Act (No. 2), 1975
Garden Suburb Act Amendment Act, 1921	Local Government Act Amendment Act (No. 2), 1975
Garden Suburb Act, 1925	Local Government Act Amendment Act (No. 2), 1975
Garden Suburb Act Amendment Act, 1960	Local Government Act Amendment Act (No. 2), 1975
Gold Buyers Act, 1916	Gold Buyers Act Repeal Act, 1976
Gold Buyers Act Amendment Act, 1935	Gold Buyers Act Repeal Act, 1976
Gold Buyers Act Amendment Act, 1967	Gold Buyers Act Repeal Act, 1976
Health and Medical Services Act, 1949-1974	South Australian Health Commission Act, 1975-1976
Health and Medical Services Act, 1949	South Australian Health Commission Act, 1975-1976
Health and Medical Services Act, 1974	South Australian Health Commission Act, 1975-1976
Juvenile Courts Act, 1971	Children's Protection and Young Offenders Act, 1979
Juvenile Courts Act Amendment Act, 1972	Children's Protection and Young Offenders Act, 1979
Juvenile Courts Act Amendment Act, 1974	Children's Protection and Young Offenders Act, 1979
Kingston College of Advanced Education Act, 1974	Hartley College of Advanced Education Act, 1978
Methodist Church (S.A.) Property Trust Act, 1972	The Uniting Church in Australia Act, 1976-1977
The Methodist Church Act, 1911	The Uniting Church in Australia Act, 1976-1977
Mining Act Amendment Act, 1978	Mining Act Amendment Act (No. 2), 1978
Ministers' Titles Act, 1944	Administration of Acts Act Amendment Act, 1979

Title of Act Repealed	Repealed by
Monarto Development Commission Act, 1973-1974	Monarto Legislation Repeal Act, 1980
Monarto (Land Acquisition) Act, 1972-1973	Monarto Legislation Repeal Act, 1980
Museum Act, 1939	South Australian Museum Act, 1976
Oats Marketing Act, 1972	Barley Marketing Act Amendment Act, 1977
Pistol Licence Act, 1929	Firearms Act, 1977
Pistol Licence Act Amendment Act, 1965	Firearms Act, 1977
Pistol Licence Act Amendment Act, 1971	Firearms Act, 1977
Pistol Licence Act Amendment Act (No. 2), 1971	Firearms Act, 1977
Poor Persons Legal Assistance Act, 1925	Legal Services Commission Act, 1977
Poor Persons Legal Assistance Act Amendment Act, 1968	Legal Services Commission Act, 1977
Poor Persons Legal Assistance Act Amendment Act, 1969	Legal Services Commission Act, 1977
Port Lincoln Abbattoirs Act, 1937	South Australian Meat Corporation Act Amendment Act, 1976
Prohibition of Discrimination Act, 1966	Racial Discrimination Act, 1976
Prohibition of Discrimination Act Amendment Act, 1970	Racial Discrimination Act, 1976
Registration of Dogs Act, 1924-1975	Dog Control Act, 1979
Road and Railway Transport Act, 1930	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act, 1931	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act Amendment Act, 1939	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act Amendment Act, 1956	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act Amendment Act, 1957	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act Amendment Act, 1964	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act Amendment Act, 1971	State Transport Authority Act, 1974-1975, s. 15a
Salaries Adjustment (Public Service and Teachers) Act, 1960	Salaries Adjustment (Public Offices) Act, 1976
Salaries Adjustment (Public Service and Teachers) Act Amendment Act, 1975	Salaries Adjustment (Public Offices) Act, 1976
Sharebrokers Act, 1945-1975	Securities Industry Act, 1979
Shearers Accommodation Act, 1922	Shearers Accommodation Act, 1975
Shearers Accommodation Act Amendment Act, 1925	Shearers Accommodation Act, 1975
Shearers Accommodation Act Amendment Act, 1942	Shearers Accommodation Act, 1975
Shearers Accommodation Act Amendment Act, 1947	Shearers Accommodation Act, 1975
Shearers Accommodation Act Amendment Act, 1958	Shearers Accommodation Act, 1975
Shearers Accommodation Act Amendment Act, 1967	Shearers Accommodation Act, 1975
South Australian Board of Advanced Education Act, 1972	Tertiary Education Authority Act, 1979
The Spicer Cottages Trust Act, 1934-1938	Spicer Cottages Trust Act, 1978
Statutes Amendment (Remuneration of Parliamentary Committees) Act, 1978	Statutes Amendment (Remuneration of Parliamentary Committees) Act (No. 2), 1978
Stock Exchange Plaza (Special Provisions) Act, 1970	Stock Exchange Plaza (Repeal of Special Provisions) Act, 1980
Surveyors Act, 1935-1975	Surveyors Act, 1975
Surveyors Act, 1935	Surveyors Act, 1975
Surveyors Act Amendment Act, 1948	Surveyors Act, 1975
Surveyors Act Amendment Act, 1949	Surveyors Act, 1975
Surveyors Act Amendment Act, 1956	Surveyors Act, 1975
Surveyors Act Amendment Act, 1961	Surveyors Act, 1975

Title of Act Repealed	Repealed by
Torrens College of Advanced Education Act, 1972	Adelaide College of The Arts and Education Act, 1978
Underground Waters Preservation Act, 1969	Water Resources Act, 1976
Underground Waters Preservation Act Amendment Act, 1970	Water Resources Act, 1976
Underground Waters Preservation Act Amendment Act, 1973	Water Resources Act, 1976
Underground Waters Preservation Act Amendment Act, 1975	Water Resources Act, 1976
War Funds Regulation Act, 1916-1935	War Funds Regulation Act Repeal Act, 1976
War Funds Regulation Act, 1916	War Funds Regulation Act Repeal Act, 1976
War Funds Regulation Act, 1917	War Funds Regulation Act Repeal Act, 1976
Way College Incorporation Act, 1899	The Uniting Church in Australia Act, 1976-1977
Weeds Act, 1956	Pest Plants Act, 1975
Weeds Act Amendment Act, 1963	Pest Plants Act, 1975
Weeds Act Amendment Act, 1969	Pest Plants Act, 1975
Wheat Industry Stabilization Act, 1974-1979	Wheat Marketing Act, 1980

TABLE OF ACTS AFFECTED BY AMENDMENT OR JUDICIAL DECISION

TABLE OF PUBLIC GENERAL ACTS AFFECTED BY AMENDMENT OR JUDICIAL DECISION

The Acts contained in this Table are those published in the new edition of the South Australian Statutes, 1837-1975, and Acts which have come into force since the publication of the new edition, which have been amended by Acts passed since the 3rd February, 1976, but before the 1st January, 1981.

Acts which have been repealed since April, 1937, are shown in the Table of Acts Repealed. Acts repealed by Acts that had not come into operation before the 1st January, 1981, have not been deleted from this Table of Amendments and Cases. The amendment or repeal of individual provisions is shown, whether or not the amending or repealing Act had come into operation at that date. Acts listed in the Table of Public General Acts had come into operation at 1st January, 1981, unless that Table indicates otherwise.

This Table also contains notes, placed against references to the appropriate sections of the Acts affected, of the reported decisions of the Privy Council, the High Court of Australia, the Supreme Court of South Australia, and the Industrial Court of South Australia, relating to the interpretation of those sections. The cases so noted are those comprised in reports published since 1st April, 1937, and include the cases reported up to the end of 1977 Appeal Cases, up to the end of 136 Commonwealth Law Reports, up to the end of 22 South Australian State Reports, and up to the end of 44 South Australian Industrial Reports. Cases comprised in reports published before 1st April, 1937, are noted in footnotes to the relevant sections of the Acts printed in Volumes 1 to 8 of the South Australian Statutes, 1837-1936. Where a reprinted Act was published in one of the Annual Volumes from 1937 to 1961, a reference to the 1937 relevant reports that were available at that time appeared in footnotes to that reprint, and those references are not included in this Table.

Act Affected	How Affected
Abattoirs Act, 1911-1973 (New ed., Vol. 1, p. 1)	*See* Local Public Abattoirs Act, 1911-1980
Acts Interpretation Act, 1915-1975 (New ed., Vol. 1, p. 55)	s. 12. *Samuels v. Songaila* 16 S.A.S.R.397 s. 15. *Spiller v. Webb and another* (1940) S.A.S.R. 102 s. 16. *Dowler v. Princes Securities Pty. Ltd.* 1 S.A.S.R. 578 *Wilkins Servis Pty. Ltd. v. Zrinsky* 41 S.A.I.R. 1369 *Collett v. Minister of Health* 43 S.A.I.R. 1163 s. 22. *International Hotel Limited v. McNally* (1940) 64 C.L.R. 24; 14 A.L.J. 276 s. 22a. *Nilson v. The State of South Australia and others* (1955) 93 C.L.R. 292 *Pioneer Tourist Coaches Proprietary Limited v. The State of South Australia and others* (1955) 93 C.L.R. 307 *Australian Builders Labourers Federation—Application for Registration* 39 S.A.I.R. 1247 *Buck v. Bavone* 135 C.L.R. 110 *Perre v. Pollitt* 135 C.L.R. 139 *H. C. Sleigh Ltd. v. South Australia* 136 C.L.R. 475 s. 30. *Cobiac v. Liddy* 119 C.L.R. 257 s. 32. *Heffernan v. Richardson* (1946) S.A.S.R. 201 *The Queen v. Kruger* 17 S.A.S.R. 214 s. 36. *Palais Parking Station Pty. Ltd. v. Shea* 16 S.A.S.R. 350 s. 37. *Day v. Hunkin* (1938) 61 C.L.R. 65; 12 A.L.J. 269, affirming *Day v. Hunkin* (1938) S.A.S.R. 121, which reversed *Day v. Hunkin* (1937) S.A.S.R. 453 *Palais Parking Station Pty. Ltd. v. Shea* 16 S.A.S.R. 350 s. 38. Repealed by No. 3, 1978, s. 7 *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. Corporation of the City of Port Adelaide and the Attorney-General* 11 S.A.S.R. 504 s. 42. *Willing v. Watson* 8 S.A.S.R. 487 *The Queen v. Stewart-Crompton* 15 S.A.S.R. 370 s. 43. *The Queen v. Stewart-Crompton* 15 S.A.S.R. 370 s. 50. *O'Sullivan v. Friebe* (1956) S.A.S.R. 89

Act Affected	How Affected
Adelaide Festival Centre Trust Act, 1971-1974 (New ed., Vol. 1, p. 79)	s. 4. Amended by No. 95, 1976, s. 3 s. 20. Amended by No. 95, 1976, s. 4 s. 29c. Enacted by No. 95, 1976, s. 5 s. 35. Amended by No. 95, 1976, s. 6 ss. 36-37. Enacted by No. 95, 1976, s. 7 Third schedule. Enacted by No. 95, 1976, s. 8
Administration and Probate Act, 1919-1975 (New ed., Vol. 1, p. 121)	s. 4. Amended by No. 80, 1978, s. 3 and by No. 15, 1980, s. 3 s. 18. Amended by No. 80, 1978, s. 4 s. 21. *In re Knabenschuh* (1938) S.A.S.R. 136 *In re Swale* (1940) S.A.S.R. 391 *In re Bathern* (1941) S.A.S.R. 266 s. 31. Substituted by No. 80, 1978, s. 5 s. 52. *In re Hawker* (1939) S.A.S.R. 426 s. 56a. Enacted by No. 80, 1978, s. 6 s. 58. Amended by No. 80, 1978, s. 7 s. 69. *In re Jackson,* (1944) S.A.S.R. 82 *In re Scott, deceased* (1948) S.A.S.R. 193 *In re Grose, deceased* (1949) S.A.S.R. 55 *In re Symons, deceased* (1949) S.A.S.R. 289 *In the estate of Hunter, deceased* (1957) S.A.S.R. 194 *In the estate of Martin, deceased* (1958) S.A.S.R. 365 *In the estate of Kenny, deceased* (1965) S.A.S.R. 300 s. 70. *In re Babbage. Cave v. Babbage* (1936) S.A.S.R. 356 *In the estate of Hughes, deceased* (1947) S.A.S.R. 325; 22 A.L.J. 89 *In the estate of Taylor, deceased* (1965) S.A.S.R. 136 s. 71. Amended by No. 80, 1978, s. 8 ss. 73 and 74. Substituted by No. 80, 1978, s. 9 and by No. 15, 1980, s. 4 ss. 75 and 76. Substituted by No. 80, 1978, s. 9 s. 77. Substituted by No. 80, 1978, s. 10 s. 77a. Enacted by No. 80, 1978, s. 10 s. 79. Amended by No. 80, 1978, s. 11 s. 81. *In the Trusts of the Will of James McEwin, deceased* (1968) S.A.S.R. 55 s. 82. *In the Trusts of the Will of James McEwin, deceased* (1968) S.A.S.R. 55 s. 87. *In the Trusts of the Will of James McEwin, deceased* (1968) S.A.S.R. 55 s. 88. *In the Trusts of the Will of James McEwin, deceased* (1968) S.A.S.R. 55 s. 88a. *Slape v. Tigman* 1 S.A.S.R. 589 s. 106. Repealed by No. 80, 1978, s. 12 s. 111a. Enacted by No. 80, 1978, s. 13 s. 112. Amended by No. 80, 1978, s. 14 s. 118a. Amended by No. 80, 1978, s. 15 Div. IV of Part IV and heading. Enacted by No. 80, 1978, s. 16 ss. 118b-118k. Enacted by No. 80, 1978, s. 16 Part IVA and heading. Enacted by No. 80, 1978, s. 17 ss. 1181-118r. Enacted by No. 80, 1978, s. 17 s. 119a. Substituted by No. 80, 1978, s. 18 s. 127. Enacted by No. 80, 1978, s. 19 s. 128. Enacted by No. 80, 1978, s. 19
Administration of Acts Act, 1910-1973 (New ed., Vol. 1, p. 171)	s. 3. Substituted by No. 62, 1978, s. 2 *G. H. Michell and Sons (Australia) Pty Ltd. v. Minister of Works* 8 S.A.S.R. 7 s. 5. Amended by No. 56, 1979, s. 3 s. 6. Amended by No. 62, 1978, s. 3 s. 7. Enacted by No. 62, 1978, s. 4 s. 8. Enacted by No. 62, 1978, s. 4
Adoption of Children Act, 1966-1975 (New ed., Vol. 1, p. 173)	s. 2. Amended by No. 65, 1976, s. 2 s. 4. Amended by No. 65, 1976, s. 3 s. 5. Substituted by No. 29, 1978, s. 3 s. 10. Amended by No. 65, 1976, s. 4 s. 11. Amended by No. 65, 1976, s. 5 s. 13. Amended by No. 65, 1976, s. 6 s. 14. Amended by No. 65, 1976, s. 7 s. 15. Amended by No. 65, 1976, s. 8 s. 16. Amended by No. 65, 1976, s. 9 s. 19. Amended by No. 65, 1976, s. 10 s. 20. Amended by No. 65, 1976, s. 11 and by No. 79, 1980, s. 3 *In re Moffa* (1969) S.A.S.R. 457 s. 24. Amended by No. 65, 1976, s. 12 s. 25. Amended by No. 65, 1976, s. 13 s. 27. Amended by No. 65, 1976, s. 14 s. 28. Amended by No. 65, 1976, s. 15 s. 29. Amended by No. 65, 1976, s. 16 *Colmer v. O'Brien* 9 S.A.S.R. 378 s. 30. Amended by No. 65, 1976, s. 17 and by No. 29, 1978, s. 4 s. 32. Amended by No. 65, 1976, s. 18 and by No. 69, 1980, s. 42 s. 33. Repealed by No. 79, 1980, s. 4 ss. 35-37 and heading. Repealed by No. 65, 1976, s. 19

Act Affected	How Affected
Adoption of Children Act, 1966-1975 (New ed., Vol. 1, p. 173)—*continued*	s. 39. *Rowden v. Kaine* (1973) S.A.S.R. 434 s. 40. Amended by No. 65, 1976, s. 20 s. 44. Amended by No. 65, 1976, s. 21 s. 45. Amended by No. 65, 1976, s. 22 s. 47. Amended by No. 65, 1976, s. 23 s. 58. Amended by No. 65, 1976, s. 24 s. 59. Amended by No. 65, 1976, s. 25 s. 60. Amended by No. 65, 1976, s. 26 s. 61. Amended by No. 65, 1976, s. 27 s. 62. Amended by No. 65, 1976, s. 28 s. 63. Amended by No. 65, 1976, s. 29 s. 64. Amended by No. 65, 1976, s. 30 s. 68a. Enacted by No. 65, 1976, s. 31 s. 70. Amended by No. 65, 1976, s. 32 s. 71a. Enacted by No. 29, 1978, s. 5 s. 71b. Enacted by No. 29, 1978, s. 5 s. 72. Amended by No. 65, 1976, s. 33 and by No. 29, 1978, s. 6
Advances to Settlers Act, 1930-1972 (New ed., Vol. 1, p. 230)	s. 18. *Goodridge v. Jenkins* (1973) 5 S.A.S.R. 288
Age of Majority (Reduction) Act, 1970-1974 (New ed., Vol. 1, p. 261)	s. 3. *Lodge v. Lodge* 1 S.A.S.R. 407 *King v. Jones* 128 C. L. R. 221 s. 4. *Lodge v. Lodge* 1 S.A.S.R. 407 Schedule, Part XVII. Repealed by No. 76, 1976, first schedule
Agriculture Chemicals Act, 1955-1975 (New ed., Vol. 1, p. 276)	s. 4. Amended by No. 96, 1978, s. 4 s. 27. Amended by No. 96, 1978, s. 5
Agriculture Graduates Land Settlement Act, 1922-1971 (New ed., Vol. 1, p. 288)	s. 17. Amended by No. 28, 1978, s. 31
Alcohol and Drug Addicts (Treatment) Act, 1961-1971 (New ed., Vol. 1, p. 327)	s. 2. Amended by No. 96, 1976, s. 3 s. 4. Amended by No. 96, 1976, s. 4 and by No. 97, 1978, s. 3 s. 5. Amended by No. 96, 1976, s. 5 and by No. 97, 1978, s. 4 s. 6. Amended by No. 97, 1978, s. 5 s. 7. Amended by No. 97, 1978, s. 6 s. 8. Amended by No. 96, 1976, s. 6 and by No. 97, 1978, s. 7 ss. 17-22. Repealed by No. 96, 1976, s. 7 Part IIIA and heading. Enacted by No. 96, 1976, s. 8 s. 29a. Enacted by No. 96, 1976, s. 8 and amended by No. 97, 1978, s. 8 s. 29b. Enacted by No. 96, 1976, s. 8 and amended by No. 97, 1978, s. 9 s. 29c. Enacted by No. 96, 1976, s. 8 s. 29d. Enacted by No. 96, 1976, s. 8 s. 32a. Enacted by No. 96, 1976, s. 9 and amended by No. 97, 1978, s. 10 s. 32b. Enacted by No. 96, 1976, s. 9 s. 32c. Enacted by No. 96, 1976, s. 9 and amended by No. 97, 1978, s. 11 s. 32d. Enacted by No. 96, 1976, s. 9 s. 32e. Enacted by No. 96, 1976, s. 9 s. 40. Amended by No. 97, 1978, s. 12
Alsatian Dogs Act, 1934-1965 (New ed., Vol. 1, p. 347)	s. 2. Amended by No. 35, 1980, s. 2 s. 3. Amended by No. 27, 1979, s. 2 and by No. 35, 1980, s. 3 s. 5. Repealed by No. 48, 1979, s. 4 s. 6. Amended by No. 27, 1979, s. 3
Anglican Church of Australia Constitution Act, 1961-1980 (Formerly Church of England in Australia Constitution Act, 1961) (1961, p. 145).	Long title. Amended by No. 6, 1980, s. 3 Preamble. Amended by No. 6, 1980, s. 4 s. 1. Substituted by No. 6, 1980, s. 5 s. 3. Amended by No. 6, 1980, s. 6 s. 5. Substituted by No. 6, 1980, s. 7 s. 6. Amended by No. 6, 1980, s. 8 s. 8. Amended by No. 6, 1980, s. 9 s. 9. Enacted by No. 6, 1980, s. 10 Schedule. Amended by No. 6, 1980, s. 11
Apprentices Act, 1950-1974 (New ed., Vol. 1, p. 368)	s. 5. Amended by No. 9, 1978, s. 3 s. 6. Amended by No. 9, 1978, s. 4 s. 13. Amended by No. 9, 1978, s. 5 *Hatton v. Busch* 39 S.A.I.R. 1214 s. 14. Amended by No. 9, 1978, s. 6 s. 17. Repealed by No. 9, 1978, s. 7 s. 18. Amended by No. 9, 1978, s. 8 s. 19. *Ryszawa v. Samuels* (1969) S.A.S.R. 158 s. 19a. Amended by No. 9, 1978, s. 9 s. 19b. Repealed by No. 9, 1978, s. 10 s. 20. Repealed by No. 9, 1978, s. 11 s. 22. Repealed by No. 9, 1978, s. 12

Act Affected	How Affected
Apprentices Act, 1950-1974 (New ed., Vol. 1, p., 368)—*continued*	s. 23. Amended by No. 9, 1978, s. 13 s. 24. Amended by No. 9, 1978, s. 14 s. 25. Amended by No. 9, 1978, s. 15 s. 25a. Amended by No. 9, 1978, s. 16 s. 26. Amended by No. 9, 1978, s. 17 *Hatton v. Busch* 39 S.A.I.R. 1214 s. 26aa. Enacted by No. 9, 1978, s. 18 s. 26a. Amended by No. 9, 1978, s. 19 s. 26b. Amended by No. 9, 1978, s. 20 s. 26c. Enacted by No. 9, 1978, s. 21 s. 27. Amended by No. 9, 1978, s. 22 *Lehmann Ceilings Pty. Ltd. v. Bryars* (1966) 33 S.A.I.R. 146 *Hatton v. Busch* 39 S.A.I.R. 1214 s. 28. Repealed by No. 9, 1978, s. 23 s. 29. Amended by No. 9, 1978, s. 24 s. 33. Amended by No. 9, 1978, s. 25 *Lehmann Ceilings Pty. Ltd. v. Bryars* (1966) 33 S.A.I.R. 146 *Hatton v. Busch* 39 S.A.I.R. 1214 s. 35. Amended by No. 9, 1978, s. 26 s. 36. Substituted by No. 9, 1978, s. 27 s. 37. Amended by No. 9, 1978, s. 28 s. 38. Amended by No. 9, 1978, s. 29
Arbitration Act, 1891-1974 (New ed., Vol. 1, p. 384)	s. 3. *Anderson v. G. H. Michell & Sons Ltd.* (1941) 65 C.L.R. 543; 15 A.L.J. 255, reversing *Anderson v. G. H. Michell & Sons Ltd.* (1940) S.A.S.R. 285 *Adelaide Steamship Industries Pty. Ltd. v. Commonwealth of Australia,* 8 S.A.S.R. 425 and 10 S.A.S.R. 203 *O'Neill & Clayton Pty. Ltd. v. Ellis & Clark Pty. Ltd.* 20 S.A.S.R. 132 s. 7. *Ridge v. Taylor and Larner Construction Pty. Ltd.* 9 S.A.S.R. 428 s. 8. *Dinter v. Cunningham Bros. Pty. Ltd.* 13 S.A.S.R. 342 s. 9. *Morro v. Crowle* (1967) S.A.S.R. 165 s. 20. *Main Electrical Pty. Ltd. v. Civil & Civic Pty. Ltd.* 19 S.A.S.R. 34
Architects Act, 1939-1973 (New ed., Vol. 1, p. 394)	s. 3. Amended by No. 121, 1975, s. 3 s. 5. Repealed by No. 121, 1975, s. 4 s. 6. Substituted by No. 121, 1975, s. 5 s. 7. Amended by No. 121, 1975, s. 6 s. 9. Amended by No. 121, 1975, s. 7 s. 20. Substituted by No. 121, 1975, s. 8 s. 23. Amended by No. 121, 1975, s. 9 s. 28. Substituted by No. 121, 1975, s. 10 and amended by No. 94, 1976, s. 3 *Thompson v. Ewens* (1958) S.A.S.R. 193 *John S. Chappel Pty. Ltd. v. D. K. Pett Pty. Ltd.* 1 S.A.S.R. 188 s. 29. Amended by No. 121, 1975, s. 11 s. 32. Substituted by No. 121, 1975, s. 12 s. 32a. Enacted by No. 121, 1975, s. 12 and amended by No. 94, 1976, s. 4 s. 35. Amended by No. 121, 1975, s. 13 s. 38. Amended by No. 94, 1975, s. 5 s. 40. Amended by No. 121, 1975, s. 14 s. 42. Amended by No. 121, 1975, s. 15 s. 43. Amended by No. 121, 1975, s. 16 s. 44. Amended by No. 121, 1975, s. 17 ss. 45a-45e. Enacted by No. 121, 1975, s. 18
Art Gallery Act, 1939-1975 (New ed., Vol. 1, p. 414)	s. 5. Substituted by No. 51, 1980, s. 3 s. 10. Amended by No. 51, 1980, s. 4 s. 11. Amended by No. 70, 1979, s. 2 s. 12. Amended by No. 70, 1979, s. 3 s. 15. Repealed by No. 101, 1980, s. 2 s. 16. Amended by No. 30, 1978, s. 3 s. 16a. Enacted by No. 35, 1976, s. 2 s. 18. Amended by No. 111, 1978, s. 2 s. 23. Amended by No. 30, 1978, s. 4
Artificial Breeding Act, 1961-1974 (New ed., Vol. 1, p. 422)	s. 3. Amended by No. 96, 1978, s. 7 s. 24. Amended by No. 96, 1978, s. 8
Australian Mineral Development Laboratories Act, 1959-1973 (New ed., Vol. 1, p. 460)	s. 2. Amended by No. 113, 1978, s. 3 s. 3. Amended by No. 113, 1978, s. 4 s. 4. Amended by No. 113, 1978, s. 5 s. 5. Amended by No. 113, 1978, s. 6 s. 6. Substituted by No. 113, 1978, s. 7 s. 7. Repealed by No. 113, 1978, s. 8 s. 8. Amended by No. 113, 1978, s. 9 s. 10. Substituted by No. 113, 1978, s. 10 s. 11. Amended by No. 113, 1978, s. 11 s. 13. Substituted by No. 113, 1978, s. 12 s. 13a. Enacted by No. 113, 1978, s. 12 s. 15. Substituted by No. 113, 1978, s. 13

Act Affected	How Affected
Australian Mineral Development Laboratories Act, 1969-1973 (New ed., Vol. 1, p. 460)—*continued*	Part IIIA and heading. Enacted by No. 113, 1978, s. 14 s. 15a. Enacted by No. 113, 1978, s. 14 s. 15b. Enacted by No. 113, 1978, s. 14 s. 15c. Enacted by No. 113, 1978, s. 14 s. 15d. Enacted by No. 113, 1978, s. 14 s. 15e. Enacted by No. 113, 1978, s. 14 Heading preceding s. 16. Amended by No. 113, 1978, s. 15 s. 16. Substituted by No. 113, 1978, s. 16 s. 17. Amended by No. 113, 1978, s. 17 s. 17a. Repealed by No. 113, 1978, s. 18 s. 18. Substituted by No. 113, 1978, s. 19 s. 19. Repealed by No. 113, 1978, s. 20 s. 20. Substituted by No. 113, 1978, s. 21 Part VA (s. 21a). Repealed by No. 113, 1978, s. 22 s. 22. Substituted by No. 113, 1978, s. 23 s. 23. Repealed by No. 113, 1978, s. 24
Barley Marketing Act, 1947-1973 (New ed., Vol. 1, p. 483)	Long title. Substituted by No. 39, 1977, s. 3 s. 2a. Enacted by No. 39, 1977, s. 4 s. 3. Amended by No. 39, 1977, s. 5 s. 8a. Enacted by No. 39, 1977, s. 6 s. 9. Amended by No. 39, 1977, s. 7 s. 10. Amended by No. 39, 1977, s. 8 s. 12. Amended by No. 39, 1977, s. 9 Heading to s. 14. Amended by No. 39, 1977, s. 10 s. 14. Amended by No. 2, 1980, s. 2 s. 14aa. Enacted by No. 39, 1977, s. 11 and amended by No. 2, 1980, s. 3 s. 14a. Amended by No. 39, 1977, s. 12 s. 15. Amended by No. 39, 1977, s. 13 s. 16. Amended by No. 39, 1977, s. 14 s. 17a. Enacted by No. 39, 1977, s. 15 s. 18a. Enacted by No. 39, 1977, s. 16 s. 19. Amended by No. 57, 1978, s. 2 s. 19a. Enacted by No. 39, 1977, s. 17 and amended by No. 57, 1978, s. 3 s. 20. Amended by No. 39, 1977, s. 18 s. 20a. Amended by No. 39, 1977, s. 19 s. 21. Amended by No. 39, 1977, s. 20 and substituted by No. 57, 1978, s. 4 s. 22. Amended by No. 39, 1977, s. 21
Beverage Container Act, 1975 (New ed., Vol. 1, p. 502)	s. 2. Amended by No. 98, 1976, s. 2 s. 13. Amended by No. 8, 1976, s. 3 s. 13a. Enacted by No. 8, 1976, s. 4
The Bills of Sale Act, 1886-1972 (New ed., Vol. 1, p. 509)	s. 9. *Burns v. McFarlane* (1940) 64 C.L.R. 108; 14 A.L.J. 264 s. 11 (2). *Riedel v. Freeman Motors* (1938) S.A.S.R. 261, affirmed by *Riedel v. Freeman Motors Limited* (1938) S.A.S.R. 364 s. 37. *Miller v. O'Sullivan* (1947) S.A.S.R. 148
Births, Deaths and Marriages Registration Act, 1966-1975 (New ed., Vol. 1, p. 525)	Long title. Amended by No. 69, 1980, s. 5 s. 4. Substituted by No. 69, 1980, s. 6 s. 5. Amended by No. 69, 1980, s. 7 s. 7. Substituted by No. 69, 1980, s. 8 s. 11. Repealed by No. 69, 1980, s. 9 s. 13. Repealed by No. 69, 1980, s. 10 s. 14. Amended by No. 69, 1980, s. 11 s. 15. Amended by No. 69, 1980, s. 12 s. 16. Amended by No. 69, 1980, s. 13 s. 17. Amended by No. 69, 1980, s. 14 s. 20. Amended by No. 69, 1980, s. 15 s. 21. Amended by No. 69, 1980, s. 16 ss. 22-24. Repealed by No. 69, 1980, s. 17 s. 25. Amended by No. 69, 1980, s. 18 s. 27. Repealed by No. 69, 1980, s. 19 s. 29. Amended by No. 69, 1980, s. 20 s. 31. Amended by No. 69, 1980, s. 21 s. 39. Amended by No. 69, 1980, s. 22 s. 40. Amended by No. 69, 1980, s. 23 s. 44. Amended by No. 69, 1980, s. 24 s. 47. Amended by No. 69, 1980, s. 25 s. 51. Amended by No. 69, 1980, s. 26 Part IX (ss. 53-55). Enacted by No. 69, 1980, s. 27 s. 66. Amended by No. 69, 1980, s. 28 s. 67. Amended by No. 69, 1980, s. 29 s. 68. Amended by No. 69, 1980, s. 30 s. 68a. Enacted by No. 69, 1980, s. 31 s. 71. Amended by No. 69, 1980, s. 32 s. 74. Amended by No. 69, 1980, s. 33 s. 75. Amended by No. 69, 1980, s. 34 s. 76. Amended by No. 69, 1980, s. 35 All schedules (except first). Repealed by No. 69, 1980, s. 36

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Boating Act, 1974 (New ed., Vol. 1, p. 560)	s. 5 Amended by No. 108, 1978, s. 3 s. 9. Amended by No. 22, 1980, s. 3 s. 11. Amended by No. 78, 1975, s. 3 s. 12. Amended by No. 108, 1978, s. 4 s. 14. Amended by No. 108, 1978, s. 5 s. 15. Amended by No. 108, 1978, s. 6 s. 23. Amended by No. 108, 1978, s. 7 s. 25. Amended by No. 108, 1978, s. 8 s. 31. Substituted by No. 108, 1978, s. 9 s. 32. Amended by No. 108, 1978, s. 10 s. 35a. Enacted by No. 108, 1978, s. 11 s. 36. Amended by No. 22, 1980, s. 4 s. 38. Amended by No. 22, 1980, s. 5
Boilers and Pressure Vessels Act, 1968-1971 (New ed., Vol. 1, p. 577)	s. 3. Amended by No. 85, 1978, s. 3 s. 4. Amended by No. 85, 1978, s. 4 s. 7. Amended by No. 85, 1978, s. 5 s. 8. Substituted by No. 85, 1978, s. 6 Div. 3 of Part II. Enacted by No. 85, 1978, s. 7 s. 15a. Enacted by No. 85, 1978, s. 7 s. 16. Amended by No. 85, 1978, s. 18 s. 17. Amended by No. 85, 1978, s. 18 s. 18. Substituted by No. 85, 1978, s. 8 s. 19. Substituted by No. 85, 1978, s. 8 ss. 20-23. Repealed by No. 85, 1978, s. 8 s. 25. Amended by No. 85, 1978, s. 18 s. 26. Amended by No. 85, 1978, s. 18 s. 27. Amended by No. 85, 1978, s. 9 s. 28. Amended by No. 85, 1978, ss. 10, 18 s. 29. Amended by No. 85, 1978, ss. 11, 18 ss. 30-31. Repealed by No. 85, 1978, s. 12 s. 32. Amended by No. 85, 1978, s. 13 s. 33. Amended by No. 85, 1978, s. 14 s. 34. Amended by No. 85, 1978, ss. 15, 18 s. 40. Amended by No. 85, 1978, s. 18 s. 41. Amended by No. 85, 1978, s. 18 s. 44. Amended by No. 85, 1978, s. 16 s. 45. Amended by No. 85, 1978, s. 18 s. 46. Amended by No. 85, 1978, s. 18 s. 48. Amended by No. 85, 1978, s. 17 s. 49. Amended by No. 85, 1978, s. 18 s. 51. Amended by No. 85, 1978, s. 18
Brands Act, 1933-1975 (New ed., Vol. 1, p. 611)	s. 4. Amended by No. 60, 1976, s. 3 s. 17. Substituted by No. 60, 1976, s. 4 s. 18. Repealed by No. 60, 1976, s. 4 s. 53. Amended by No. 60, 1976, s. 5 s. 54. Amended by No. 60, 1976, s. 6 s. 62. Substituted by No. 60, 1976, s. 7 s. 63. Amended by No. 60, 1976, s. 8 s. 70 *Samuels v. Centofanti* (1967) S.A.S.R. 251 Third schedule. Amended by No. 60, 1976, s. 9 Seventh schedule. Repealed by No. 60, 1976, s. 10 Twenty-third schedule. Amended by No. 60, 1976, s. 11 Twenty-fourth schedule. Varied by regulation *Gazette,* 24th March, 1977, p. 894
Builders Licensing Act, 1967-1974 (New ed., Vol. 1, p. 689)	s. 3. Amended by No. 99, 1976, s. 3 s. 4. Amended by No. 99, 1976, s. 4 and by No. 44, 1980, s. 3 s. 5. Amended by No. 99, 1976, s. 5 and by No. 44, 1980, s. 4 s. 7. Amended by No. 44, 1980, s. 5 s. 14. Amended by No. 99, 1976, s. 6 and by No. 44, 1980, s. 6 s. 15. Amended by No. 99, 1976, s. 7 and by No. 44, 1980, s. 7 s. 15a. Amended by No. 44, 1980, s. 8 s. 16. Amended by No. 99, 1976, s. 8 and by No. 44, 1980, s. 9 s. 18. Amended by No. 44, 1980, s. 10 s. 18a. Amended by No. 44, 1980, s. 11 s. 18b. Amended by No. 44, 1980, s. 12 s. 19i. Amended by No. 44, 1980, s. 13 s. 19j. Amended by No. 99, 1976, s. 9 and by No. 44, 1980, s. 14 s. 19m and heading. Enacted by No. 99, 1976, s. 10 s. 21. Amended by No. 99, 1976, s. 11 and by No. 44, 1980, s. 15 *Andrew v. Cox* (1974) S.A.S.R. 596 *Hall v. Baronian* 1 S.A.S.R. 280 *Dimella Constructions Pty. Ltd. v. Stocker and Stocker* 14 S.A.S.R. 215 *Jackson v. Crosby* 16 S.A.S.R. 1 *Jackson v. Crosby* (No. 2) 21 S.A.S.R. 280 *Baronian v. Potter Constructions Pty. Ltd.* 22 S.A.S.R. 215

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Builders Licensing Act, 1967-1974 (New ed., Vol. 1, p. 689)—*continued*	s. 24. Substituted by No. 99, 1976, s. 12 s. 26a. Enacted by No. 44, 1980, s. 16 s. 27a. Enacted by No. 99, 1976, s. 13
Building Act, 1970-1971 (New ed., Vol. 1, p. 721)	s. 3. Substituted by No. 2, 1976, s. 3 s. 6. Amended by No. 2, 1976, s. 4 s. 7. Amended by No. 2, 1976, s. 5 s. 8. *Skaventos v. Vander-Lee,* 8 S.A.S.R. 33 *Honan v. Hammer* 9 S.A.S.R. 154 s. 9. Amended by No. 2, 1976, s. 6 s. 10. Amended by No. 2, 1976, s. 7 *Bob's Place Sales Pty. Ltd. v. Barrington* 12 S.A.S.R. 566 s. 11. Amended by No. 2, 1976, s. 8 s. 13. Amended by No. 2, 1976, s. 9 s. 24. Amended by No. 2, 1976, s. 10 s. 35. Amended by No. 2, 1976, s. 11 s. 38. Amended by No. 2, 1976, s. 12 Part VA (ss. 39a-39j). Enacted by No. 2, 1976, s. 13 s. 54. Amended by No. 2, 1976, s. 14 s. 56. Amended by No. 2, 1976, s. 15 s. 59. Amended by No. 2, 1976, s. 16 s. 59a. Enacted by No. 2, 1976, s. 17 s. 59b. Enacted by No. 2, 1976, s. 17 s. 60. Amended by No. 2, 1976, s. 18 s. 61. Amended by No. 2, 1976, s. 19
Building Societies Act, 1975 (New ed., Vol. 1, p. 750)	s. 86a. Enacted by No. 3, 1976, s. 3
Bulk Handling of Grain Act, 1955-1969 (New ed., Vol. 1, p 787)	s. 2. Amended by No. 40, 1977, s. 3 s. 12. Amended by No. 40, 1977, s. 4 s. 14. Amended by No. 40, 1977, s. 5 s. 19. Amended by No. 40, 1977, s. 6 s. 30. Amended by No. 40, 1977, s. 7 Heading to s. 33. Amended by No. 40, 1977, s. 8 s. 33. Amended by No. 40, 1977, s. 9 s. 34. Amended by No. 40, 1977, s. 10
Bus and Tramways Act, 1935-1975 (New ed., Vol. 2, p. 1)	s. 43. Repealed by No. 15, 1978, s. 2 s. 49. Amended by No. 15, 1978, s. 3 s. 54. Amended by No. 15, 1978, s. 3 s. 55. Amended by No. 15, 1978, s. 3 s. 66. *Transway Services Pty. Ltd. (In Liquidation) v. The Corporation of the City of Elizabeth* 13 S.A.S.R. 537 s. 68. *Henwood and another v. The Municipal Tramways Trust* (1938) 60 C.L.R. 438; 12 A.L.J. 101, reversing *Henwood and another v. The Municipal Tramways Trust* (1937) S.A.S.R. 390 s. 79. Amended by No. 15, 1978, s. 3
Bush Fires Act, 1960-1972 (New ed., Vol. 2, p. 26)	s. 14. Amended by No. 43, 1976, schedule s. 21. Amended by No. 43, 1976, schedule
Business Franchise (Tobacco) Act, 1974-1975 (New ed., Vol. 2, p. 62)	s. 4. Amended by No. 52, 1978, s. 2 s. 4a. Enacted by No. 52, 1978, s. 3 s. 4b. Enacted by No. 52, 1978, s. 3 s. 4c. Enacted by No. 52, 1978, s. 3 s. 4d. Enacted by No. 52, 1978, s. 3 s. 4e. Enacted by No. 52, 1978, s. 3 s. 4f. Enacted by No. 52, 1978, s. 3 s. 5a. Enacted by No. 52, 1978, s. 4 s. 8. Amended by No. 52, 1978, s. 5 s. 9. Amended by No. 52, 1978, s. 6 s. 11. Amended by No. 52, 1978, s. 7 s. 13. Substituted by No. 52, 1978, s. 8 s. 15. Amended by No. 52, 1978, s. 9 s. 16. Amended by No. 52, 1978, s. 10 s. 17. Amended by No. 52, 1978, s. 11 s. 18. Amended by No. 52, 1978, s. 12 s. 19. Amended by No. 52, 1978, s. 13 s. 20. Repealed by No. 52, 1978, s. 14 s. 22. Amended by No. 52, 1978, s. 15 s. 23. Amended by No. 52, 1978, s. 16 s. 24. Amended by No. 52, 1978, s. 17 s. 27a. Enacted by No. 52, 1978, s. 18 s. 27b. Enacted by No. 52, 1978, s. 18 s. 27c. Enacted by No. 52, 1978, s. 18 s. 29. Amended by No. 52, 1978, s. 19 First schedule. Enacted by No. 52, 1978, s. 20

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Business Names Act, 1963 (New ed., Vol. 2, p. 80)	s. 26. *Lee v. Evans* (1964) 112 C.L.R. 277; 38 A.L.J.R. 273 reversing *Evans v. Lee* (1964) S.A.S.R. 210
Cattle Compensation Act, 1939-1974 (New ed., Vol. 2, p. 108)	s. 4. Amended by No. 61, 1976, s. 3 and by No. 71, 1979, s. 3 s. 4a. Amended by No. 61, 1976, s. 4 s. 4b. Enacted by No. 61, 1976, s. 5 s. 5. Amended by No. 61, 1976, s. 6 and by No. 71, 1979, s. 4 s. 6. Amended by No. 61, 1976, s. 7 and by No. 71, 1979, s. 5 s. 7. Amended by No. 71, 1979, s. 6 s. 8. Amended by No. 71, 1979, s. 7 s. 8a. Enacted by No. 71, 1979, s. 8 s. 10. Amended by No. 71, 1979, s. 9 s. 11. Amended by No. 61, 1976, s. 8 s. 12a. Amended by No. 61, 1976, s. 9 s. 13. Amended by No. 61, 1976, s. 10 s. 15a. Amended by No. 71, 1979, s. 10 s. 16. Amended by No. 61, 1976, s. 11 and by No. 71, 1979, s. 11 s. 17. Amended by No. 71, 1979, s. 12
Children's Protection and Young Offenders Act, 1979 (1979, p. 253)	s. 4. Amended by No. 50, 1980, s. 3 *The Queen v. Sander* 22 S.A.S.R. 361 s. 5. *Hallam v. O'Dea* 22 S.A.S.R. 133 s. 7. *Hallam v. O'Dea* 22 S.A.S.R. 133 s. 9. Amended by No. 50, 1980, s. 4 s. 42. Amended by No. 50, 1980, s. 5 s. 44. Amended by No. 50, 1980, s. 6 s. 50. Amended by No. 50, 1980, s. 7 s. 51. Amended by No. 50, 1980, s. 8 *The Queen v. Sander* 22 S.A.S.R. 361 s. 54. Amended by No. 50, 1980, s. 9 s. 57. *The Queen v. Sander* 22 S.A.S.R. 361 s. 65. Amended by No. 50, 1980, s. 10 s. 89. Amended by No. 50, 1980, s. 11 s. 98. Substituted by No. 50, 1980, s. 12 s. 99. Amended by No. 50, 1980, s. 13 s. 99a. Enacted by No. 50, 1980, s. 14 s. 100. Amended by No. 50, 1980, s. 15 Schedule. Amended by No. 50, 1980, s. 16
Church of England in Australia Constitution Act, 1961 (1961, p. 145)	*See* Anglican Church of Australia Constitution Act, 1961-1980
Cigarettes (Labelling) Act, 1971-1972 (New ed., Vol. 2, p. 145)	Long title. Amended by No. 81, 1975, s. 3 s. 3. Amended by No. 81, 1975, s. 4 s. 4a. Enacted by No. 81, 1975, s. 5 s. 5. Amended by No. 81, 1975, s. 3
Citrus Industry Organisation Act, 1965-1972 (New ed., Vol. 2, p. 150)	s. 20. *Kalliontzis and another v. The Citrus Industry Organization Committee of S.A.* (1966) S.A.S.R. 294 *Perre Brothers v. Citrus Industry Organization Committee* 10 S.A.S.R. 555 *Perre v. Pollitt* 135 C.L.R. 139 s. 21. *Kalliontzis and another v. The Citrus Industry Organization Committee of S.A.* (1966) S.A.S.R. 294 s. 30. *Perre v. Pollitt* 135 C.L.R. 139
City of Adelaide Development Control Act, 1976 (1976, p. 594)	s. 6. Amended by No. 42, 1978, s. 25
Classification of Publications Act, 1973-1974 (New ed., Vol. 2, p. 179)	s. 4. Amended by No. 91, 1978, s. 2 s. 14. Amended by No. 41, 1977, s. 2 s. 15. Amended by No. 41, 1977, s. 3 s. 17. Amended by No. 41, 1977, s. 4 s. 18. Amended by No. 91, 1978, s. 3 s. 18a. Enacted by No. 91, 1978, s. 4 s. 18b. Enacted by No. 91, 1978, s. 4 s. 20. *Dunsmore v. Tiley* 18 S.A.S.R. 259 s. 20a. Enacted by No. 41, 1977, s. 5 s. 21. Substituted by No. 91, 1978, s. 5
Coast Protection Act, 1972-1975 (New ed., Vol. 2, p. 188)	s. 14. Amended by No. 109, 1978, s. 39
Colleges of Advanced Education Act, 1972 (New ed., Vol. 2, p. 210)	s. 4. Amended by No. 117, 1978, s. 28 (2) and by No. 188, 1978, s. 28 (2)

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Commercial and Private Agents Act, 1972 (New ed., Vol. 2, p. 223)	s. 5. Amended by No. 1, 1978, s. 3 s. 6. Amended by No. 1, 1978, s. 4 s. 7. Amended by No. 43, 1976, schedule s. 14. Amended by No. 1, 1978, s. 5 *The Queen v. Stewart-Crompton* 15. S.A.S.R. 370 s. 16. *Sobey v. Commercial & Private Agents Board* 22 S.A.S.R. 70 s. 16a. Enacted by No. 1, 1978, s. 6 s. 27. Amended by No. 1, 1978, s. 7 s. 28. Repealed by No. 1, 1978, s. 8 s. 40. *Sobey v. Commercial & Private Agents Board* 22 S.A.S.R. 70 s. 43. Amended by No. 1, 1978, s. 9 s. 47a. Enacted by No. 1, 1978, s. 10 s. 47b. Enacted by No. 1, 1978, s. 10 s. 50a. Enacted by No. 1, 1978, s. 11
Commercial Motor Vehicles (Hours of Driving) Act, 1973 (New ed., Vol. 2, p. 242)	s. 3. Amended by No. 3, 1979, s. 2 s. 5. Amended by No. 3, 1979, s. 3 s. 7. Amended by No. 3, 1979, s. 4
Community Welfare Act, 1972-1975 (New ed., Vol. 2, p. 275)	s. 4. Amended by No. 111, 1976, s. 3 and by No. 43, 1979, s. 3 s. 5. Amended by No. 43, 1979, s. 4 s. 6. Amended by No. 111, 1976, s. 4 and by No. 43, 1979, s. 5 s. 13. Amended by No. 111, 1976, s. 5 s. 38. Amended by No. 43, 1979, s. 6 Heading to s. 39. Amended by No. 43, 1979, s. 7 s. 39. Amended by No. 43, 1979, s. 8 s. 40. Substituted by No. 43, 1979, s. 9 s. 41. Amended by No. 43, 1979, s. 10 Heading to s. 42. Repealed by No. 43, 1979, s. 11 s. 42. Amended by No. 43, 1979, s. 12 s. 43. Amended by No. 43, 1979, s. 13 s. 44. Amended by No. 43. 1979, s. 14 s. 45. Amended by No. 43, 1979, s. 15 s. 46. Amended by No. 43, 1979, s. 16 s. 47. Amended by No. 43, 1979, s. 17 s. 48. Repealed by No. 43, 1979, s. 18 s. 49. Substituted by No. 43, 1979, s. 19 Heading to s. 58. Amended by No. 43, 1979, s. 20 s. 58. Amended by No. 43, 1979, s. 21 s. 59. Amended by No. 43, 1979, s. 22 s. 61. Amended by No. 111, 1976, s. 8 s. 65. *Robinson v. Cox* 21 S.A.S.R. 536 Heading to s. 66. Substituted by No. 111, 1976, s. 9 s. 69. Amended by No. 111, 1976, s. 10 s. 70. Amended by No. 111, 1976, s. 11 s. 71. Amended by No. 111, 1976, s. 12 ss. 71a-71c and heading. Enacted by No. 111, 1976, s. 13 ss. 72-73 and heading. Repealed by No. 111, 1976, s. 14 s. 73a. Enacted by No. 43, 1979, s. 23 s. 74. Amended by No. 43, 1979, s. 24 s. 75a. Enacted by No. 111, 1976, s. 15 s. 76. Substituted by No. 43, 1979, s. 25 s. 77. Amended by No. 43, 1979, s. 26 s. 78. Amended by No. 43, 1979, s. 27 s. 79. Amended by No. 43, 1979, s. 28 s. 81. Amended by No. 43, 1979, s. 29 s. 82. Repealed by No. 43, 1979, s. 30 ss. 82a-82f and heading. Enacted by No. 111, 1976, s. 16 s. 90. Enacted by No. 111, 1976, s. 17 s. 98. Amended by No. 43, 1979, s. 31 s. 99. Amended by No. 43, 1979, s. 32 s. 102. *Mackie v. Bassing* 18 S.A.S.R. 292 s. 123. Amended by No. 43, 1979, s. 33 s. 140. *Mackie v. Bassing* 18 S.A.S.R. 292 s. 142. Amended by No. 43, 1979, s. 34 s. 169. *R. v. Humby Ex p. Rooney* 8 S.A.S.R. 66 s. 236. Amended by No. 43, 1979, s. 35 s. 239. Amended by No. 43, 1979, s. 36 s. 240. Amended by No. 43, 1979, s. 37 s. 241. Repealed by No. 43, 1979, s. 38 s. 251. Amended by No. 43, 1979, s. 39
Companies Act, 1962-1974 (New ed., Vol. 2, p. 374)	s. 3. Amended by No. 54, 1979, s. 3 and by No. 26, 1980, s. 3 s. 4. Amended by No. 54, 1979, s. 4 s. 5. Amended by No. 54, 1979, s. 5, by No. 26, 1980, s. 4. and by No. 60, 1980, s. 4 s. 6a. Substituted by No. 54, 1979, s. 6 s. 7. Substituted by No. 54, 1979, s. 7

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Companies Act, 1962-1974 (New ed., Vol. 2, p. 374)—*continued*	s. 8. Amended by No. 54, 1979, s. 8 s. 9. Substituted by No. 54, 1979, s. 9 and amended by No. 26, 1980, s. 5 *Laycock v. Companies Auditors Board* 21 S.A.S.R. 262 s. 10. Repealed by No. 54, 1979, s. 10 s. 11. Repealed by No. 54, 1979, s. 11 s. 12. Substituted by No. 54, 1979, s. 12 and amended by No. 26, 1980, s. 6 s. 13. Substituted by No. 54, 1979, s. 12 s. 14. Amended by No. 54, 1979, s. 13 s. 15. Amended by No. 54, 1979, s. 14 s. 16. Amended by No. 54, 1979, s. 15 s. 20. Amended by No. 54, 1979, s. 16 s. 21. Amended by No. 54, 1979, s. 17 and by No. 26, 1980, s. 7 s. 22. Amended by No. 54, 1979, s. 18 s. 23. Amended by No. 54, 1979, s. 19 s. 24. Amended by No. 54, 1979, s. 20 s. 25. Amended by No. 54, 1979, s. 21 s. 26. Amended by No. 54, 1979, s. 22 and by No. 26, 1980, s. 8 s. 27. Amended by No. 54, 1979, s. 23 s. 28. Amended by No. 54, 1979, s. 24 s. 28a. Amended by No. 54, 1979, s. 25 s. 29. Amended by No. 54, 1979, s. 26 s. 34. Amended by No. 54, 1979, s. 27 s. 36. Amended by No. 54, 1979, s. 28 s. 37. Amended by No. 54, 1979, s. 29 s. 38. Amended by No. 54, 1979, s. 30 s. 39. Amended by No. 54, 1979, s. 31 s. 40 Substituted by No. 54, 1979, s. 32 ss. 40a-40b. Enacted by No. 54, 1979, s. 32 s. 42. Amended by No. 54, 1979, s. 33 s. 46. Amended by No. 54, 1979, s. 34 s. 50. Substituted by No. 54, 1979, s. 35 s. 51. Amended by No. 54, 1979, s. 36 s. 52. Amended by No. 54, 1979, s. 37 s. 54. Amended by No. 54, 1979, s. 38 and by No. 26, 1980, s. 9 s. 57. Substituted by No. 54, 1979, s. 39 s. 58. Amended by No. 54, 1979, s. 40 s. 60. Amended by No. 54, 1979, s. 41 *South Australian Barytes Limited v. Wood* 12 S.A.S.R. 527 s. 61. Amended by No. 54, 1979, s. 42 s. 62. Amended by No. 54, 1979, s. 43 s. 63. Amended by No. 54, 1979, s. 44 s. 64. Amended by No. 54, 1979, s. 45 *In re Birkenshaw Holdings Pty. Ltd.* 10 S.A.S.R. 577 s. 64a. Enacted by No. 54, 1979, s. 46 s. 65. Amended by No. 54, 1979, s. 47 s. 67. Amended by No. 54, 1979, s. 48 s. 69a. Amended by No. 54, 1979, s. 49 s. 69b. Amended by No. 54, 1979, s. 50 s. 69c. Amended by No. 54, 1979, s. 51 s. 69d. Amended by No. 54, 1979, s. 52 and by No. 60, 1980, s. 4 s. 69e. Substituted by No. 54, 1979, s. 53 and amended by No. 60, 1980, s. 4 s. 69f. Amended by No. 54, 1979, s. 54 and by No. 60, 1980, s. 4 s. 69g. Amended by No. 54, 1979, s. 55 s. 69h. Repealed by No. 54, 1979, s. 56 s. 69j. Amended by No. 54, 1979, s. 57 s. 69k. Amended by No. 54, 1979, s. 58 s. 69m. Substituted by No. 54, 1979, s. 59 s. 69n. Amended by No. 54, 1979, s. 60 s. 70. Amended by No. 54, 1979, s. 61 s. 74. Amended by No. 54, 1979, s. 62 s. 74a. Amended by No. 54, 1979, s. 63 s. 74b. Amended by No. 54, 1979, s. 64 s. 74d. Amended by No. 54, 1979, s. 65 s. 74f. Amended by No. 54, 1979, s. 66 s. 74h. Amended by No. 54, 1979, s. 67 s. 76. Amended by No. 54, 1979, s. 68 s. 77. Amended by No. 54, 1979, s. 69 and by No. 26, 1980, s. 10 s. 78. Amended by No. 54, 1979, s. 70 s. 79. Amended by No. 26, 1980, s. 11 s. 80. Amended by No. 54, 1979, s. 71 s. 82. Amended by No. 54, 1979, s. 72 s. 84. Amended by No. 54, 1979, s. 73 s. 85. Substituted by No. 54, 1979, s. 74 s. 95. Substituted by No. 54, 1979, s. 75 s. 96. Substituted by No. 54, 1979, s. 76 s. 97. Amended by No. 54, 1979, s. 77 s. 98. Amended by No. 54, 1979, s. 78 s. 99. Substituted by No. 54, 1979, s. 79

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Companies Act, 1962-1974 (New ed., Vol. 2, p. 374)—*continued*	s. 100. Amended by No. 54, 1979, s. 80 s. 102. Amended by No. 54, 1979, s. 81 s. 103. Amended by No. 54, 1979, s. 82 s. 105. Amended by No. 54, 1979, s. 83 s. 106. *In re Flinders Trading Co. Pty. Ltd.* 20 S.A.S.R. 14 s. 108. Amended by No. 54, 1979, s. 84 s. 109. Repealed by No. 54, 1979, s. 85 s. 111. Amended by No. 54, 1979, s. 86 s. 112. Amended by No. 54, 1979, s. 87 s. 114. Substituted by No. 54, 1979, s. 88 s. 115. Amended by No. 54, 1979, s. 89 s. 117. Amended by No. 54, 1979, s. 90 s. 120. Amended by No. 54, 1979, s. 91 s. 121. Substituted by No. 54, 1979, s. 92 s. 122. Amended by No. 54, 1979, s. 93 and by No. 60, 1980, s. 4 *In re Van Reesema* 11 S.A.S.R. 322 s. 123. Amended by No. 54, 1979, s. 94 s. 124. Amended by No. 54, 1979, s. 95 s. 124a. Repealed by No. 54, 1979, s. 96 s. 126. Amended by No. 54, 1979, s. 97 s. 127. Amended by No. 54, 1979, s. 98, by No. 26, 1980, s. 12 and by No. 60, 1980, s. 4 s. 129. Amended by No. 54, 1979, s. 99 and by No. 60, 1980, s. 4 s. 132. Amended by No. 54, 1979, s. 100 s. 134. Amended by No. 54, 1979, s. 101 s. 135. Amended by No. 54, 1979, s. 102 s. 136. Amended by No. 54, 1979, s. 103 s. 137. Amended by No. 54, 1979, s. 104 s. 138. Amended by No. 54, 1979, s. 105 s. 140. Amended by No. 54, 1979, s. 106 s. 141. Amended by No. 54, 1979, s. 107 s. 142. Amended by No. 54, 1979, s. 108 s. 144. Amended by No. 54, 1979, s. 109 s. 146. Amended by No. 54, 1979, s. 110 s. 149. Amended by No. 54, 1979, s. 111 s. 151. Amended by No. 54, 1979, s. 112 s. 152. Amended by No. 54, 1979, s. 113 s. 153. Amended by No. 54, 1979, s. 114 s. 155. Amended by No. 54, 1979, s. 115 s. 156. Amended by No. 54, 1979, s. 116 s. 157. Amended by No. 54, 1979, s. 117 and by No. 26, 1980, s. 13 s. 158. Amended by No. 54, 1979, s. 118 *Leydon v. Palm Green Pty. Ltd. and Others* 20 S.A.S.R. 304 s. 159. Amended by No. 54, 1979, s. 119 s. 159a. Amended by No. 54, 1979, s. 120 s. 160. Amended by No. 54, 1979, s. 121 s. 161. Amended by No. 54, 1979, s. 122 s. 161aa. Repealed by No. 54, 1979, s. 123 s. 161a. Amended by No. 54, 1979, s. 124 s. 161b. Amended by No. 54, 1979, s. 125 s. 162. Amended by No. 54, 1979, s. 126 s. 162a. Amended by No. 54, 1979, s. 127 s. 162c. Amended by No. 54, 1979, s. 128 s. 165. Amended by No. 54, 1979, s. 129 s. 165a. Substituted by No. 54, 1979, s. 130 s. 165ab. Repealed by No. 54, 1979, s. 131 s. 165b. Substituted by No. 54, 1979, s. 131 s. 166. Substituted by No. 54, 1979, s. 132 s. 166b. Amended by No. 54, 1979, s. 133 s. 167. Amended by No. 54, 1979, s. 134 s. 167b. Substituted by No. 54, 1979, s. 135 s. 167c. Amended by No. 54, 1979, s. 136 s. 168. Amended by No. 54, 1979, s. 137 s. 169. Amended by No. 54, 1979, s. 138 s. 170. Substituted by No. 54, 1979, s. 139 s. 171. Substituted by No. 54, 1979, s. 140 s. 171a. Enacted by No. 54, 1979, s. 141 s. 172. Amended by No. 54, 1979, s. 142 s. 175. Amended by No. 54, 1979, s. 143 s. 176. Amended by No. 54, 1979, s. 144 s. 178. Substituted by No. 54, 1979, s. 145 s. 179. Amended by No. 54, 1979, s. 146 s. 179b. Amended by No. 54, 1979, s. 147 s. 180. Substituted by No. 54, 1979, s. 148 s. 180aa. Repealed by No. 54, 1979, s. 149 s. 180a. Amended by No. 54, 1979, s. 150 s. 180b. Amended by No. 54, 1979, s. 151 s. 180c. Amended by No. 54, 1979, s. 152

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Companies Act, 1962-1974 (New ed., Vol. 2, p. 374)—*continued*	s. 180d. Amended by No. 54, 1979, s. 153 s.180e. *In the Matter of the Northern Territory Land Company Limited* (1974) 6 S.A.S.R. 611 s. 180g. Amended by No. 54, 1979, s. 154 s. 180h. Amended by No. 54, 1979, s. 155 s. 180j. Amended by No. 54, 1979, s. 156 s. 180l. Amended by No. 54, 1979, s. 157 s. 180n. *In the Matter of the Northern Territory Land Company Limited* (1974) 6 S.A.S.R. 611 s. 180r. Amended by No. 54, 1979, s. 158 s. 180s. *In the Matter of the Northern Territory Land Company Limited* (1974) 6 S.A.S.R. 611 s. 180u. Amended by No. 54, 1979, s. 159 s. 180w. Amended by No. 54, 1979, s. 160 s. 180x. Amended by No. 54, 1979, s. 161 ss. 180z.-180za. Repealed by No. 54, 1979, s. 162 s. 181. Amended by No. 54, 1979, s. 163 *In re H. Stanke & Sons Pty. Ltd.* (1968) S.A.S.R. 156 *In re Slade Constructions Pty. Ltd.* (1970) S.A.S.R. 561 *In re A. and C. Constructions Pty. Limited* (1970) S.A.S.R. 565 *In re Forklift Sales (S.A.) Pty. Ltd.* 3 S.A.S.R. 21 *Trocko v. Renlita Products Pty. Ltd.; The Commonwealth Trading Bank and Shepherd (Claimants)* (1973) 5 S.A.S.R. 207 *In re Adelaide Air-conditioning and Domestic Engineers Ltd. (In Liquidation)* 6 S.A.S.R. 603 *In re South Pacific Transport Pty. Ltd.* (1974) 6 S.A.S.R. 603 *In re Waymouth Guarantee and Discount Co. Ltd.* 10 S.A.S.R. 407 *In re Kailis Groote Eylandt Fisheries Pty. Ltd. (Receivers and Managers Appointed)* 17 S.A.S.R. 35 *In re The Bank of Adelaide* 22 S.A.S.R. 481 s. 183. Amended by No. 54, 1979, s. 164 s. 185. Amended by No. 60, 1980, s. 4 s. 186. Amended by No. 54, 1979, s. 165 s. 189. Amended by No. 54, 1979, s. 166 s. 191. Amended by No. 54, 1979, s. 167 s. 193. Amended by No. 54, 1979, s. 168 s. 194. Amended by No. 54, 1979, s. 169 s. 195. Substituted by No. 54, 1979, s. 170 s. 196. Amended by No. 54, 1979, s. 171 *(In the Matter of John Wiper Limited (Receiver Appointed) (In Liquidation)* (1973) 5 S.A.S.R. 360 s. 198a. Repealed by No. 54, 1979, s. 172 s. 199. Amended by No. 54, 1979, s. 173 s. 202. Amended by No. 54, 1979, s. 174 s. 202b. Amended by No. 54, 1979, s. 175 s. 203a. Amended by No. 54, 1979, s. 176 s. 203b. Amended by No. 54, 1979, s. 177 s. 203c. Amended by No. 54, 1979, s. 178 s. 204. Amended by No. 54, 1979, s. 179 s. 206. Amended by No. 54, 1979, s. 180 s. 208. Amended by No. 54, 1979, s. 181 s. 211a. Amended by No. 54, 1979, s. 182 s. 212. Amended by No. 54, 1979, s. 183 s. 213. Amended by No. 54, 1979, s. 184 s. 214. Amended by No. 54, 1979, s. 185 s. 218. Amended by No. 54, 1979, s. 186 and by No. 26, 1980, s. 14 *Australian Distributors v. Winter and others* 38 A.L.J. 330 *In the matter of the Adelaide Co-operative Society Limited (In Liquidation)* (1964) S.A.S.R. 266 s. 221. Amended by No. 54, 1979, s. 187 *In re Murray Citrus Marketing Co. Pty. Ltd.* 1 S.A.S.R. 490 *In re Exclusive Master Book-Binding and Manufacturing Co. Pty. Ltd.* 17 S.A.S.R. 522 s. 222. Amended by No. 54, 1979, s. 188 *In re W. Swan and Sons Limited* (1962) S.A.S.R. 310 *In re Mannum Haulage Pty. Ltd.* 8 S.A.S.R. 451 *In re Exclusive Master Book-Binding and Manufacturing Co. Pty. Ltd.* 17 S.A.S.R. 522 *In re Alpina Pty. Ltd.* 17 S.A.S.R. 528 s. 223. Substituted by No. 54, 1979, s. 189 and amended by No. 26, 1980, s. 15 s. 224. Substituted by No. 54, 1979, s. 190 s. 225. Substituted by No. 54, 1979, s. 191 *In re Golden Breed Pty. Ltd.* 22 S.A.S.R. 392 s. 226. Substituted by No. 54, 1979, s. 192 s. 227. Substituted by No. 54, 1979, s. 192 *Albion Reed (S.A.) Pty. Ltd. v. Baron Holdings Pty. Ltd.* 7 S.A.S.R. 564 s. 229. Amended by No. 54, 1979, s. 193 s. 230. Amended by No. 54, 1979, s. 194

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Criminal Law Consolidation Act, 1935-1975 (New ed., Vol. 3, p. 125)—*continued*	s. 353. Amended by No. 67, 1980, s. 10 *R. v. Semaschko* (1936) S.A.S.R. 337 *Rex v. Butler* (1939) S.A.S.R. 265 *The Queen v. Tamblyn* (1967) S.A.S.R. 140 *Harris v. The Queen* (1967) S.A.S.R. 316 *The Queen v. Leak* (1969) S.A.S.R. 172 *The Queen v. Hayes* (1973) 5 S.A.S.R. 278 *R. v. Emery* 11 S.A.S.R. 169 *The Queen v. Johnson* 22 S.A.S.R. 161 s. 354. *R. v. Lindner* (1938) S.A.S.R. 412 s. 357. Amended by No. 115, 1976, s. 12 *Rex v. Pullman* (1942) S.A.S.R. 262 s. 359. *The Queen v. Liosatos* (1964) S.A.S.R. 40 *R. v. Van Beelen* (No. 2) 7 S.A.S.R. 117 *In the matter of a petition by Frits Van Beelen* 9 S.A.S.R. 163 s. 364. *The Queen v. Fabry* 18 S.A.S.R. 479 *The Queen v. Lavery* (No. 3) 20 S.A.S.R. 472 *The Queen v. Thompson* 22 S.A.S.R. 12 s. 367. Amended by No. 67, 1980, s. 11 *Rex v. Tregaskis* (1937) S.A.S.R. 358 *The Queen v. White* (1966) S.A.S.R. 69 s. 369. Amended by No. 115, 1976, s. 13 *R. v. McPherson* (1939) S.A.S.R. 181 *In the matter of a petition by Frits Van Beelen* 9 S.A.S.R. 163 Schedules 8 and 9. Repealed by No. 115, 1976, s. 14
Crown Lands Act, 1929-1975 (New ed., Vol. 3, p. 246)	s. 5. Amended by No. 109, 1978, s. 38 s. 9. Amended by No. 46, 1978, s. 3 s. 52. Amended by No. 32, 1980, s. 15 s. 53. Amended by No. 46, 1978, s. 4 s. 66a. Amended by No. 32, 1980, s. 16 s. 82. Amended by No. 6, 1977, s. 3 s. 85. Amended by No. 46, 1978, s. 5 s. 87. Amended by No. 46, 1978, s. 6 s. 88a. Amended by No. 6, 1977, s. 4 and by No. 46, 1978, s. 7 Div. III of Part VIII (ss. 90-93) and heading. Repealed by No. 46, 1978, s. 8 s. 94. Amended by No. 6, 1977, s. 5 and by No. 46, 1978, s. 9 s. 95. Repealed by No. 46, 1978, s. 10 s. 96. Amended by No. 46, 1978, s. 11 ss. 97-98. Repealed by No. 46, 1978, s. 12 s. 99. Amended by No. 46, 1978, s. 13 s. 100. Repealed by No. 46, 1978, s. 14 s. 101. Amended by No. 6, 1977, s. 6 and by No. 46, 1978, s. 15 s. 102. Amended by No. 6, 1977, s. 7 s. 104. Substituted by No. 6, 1977, s. 8 and amended by No. 46, 1978, s. 16 s. 105. Substituted by No. 6, 1977, s. 9 s. 106. Repealed by No. 6, 1977, s. 9 and re-enacted by No. 46, 1978, s. 17 s. 107a. Amended by No. 46, 1978, s. 18 and by No. 77, 1980, s. 2 s. 108. Repealed by No. 6, 1977, s. 10 s. 109. Repealed by No. 6, 1977, s. 10 s. 110. Amended by No. 6, 1977, s. 11 s. 111. Substituted by No. 6, 1977, s. 12 s. 112. Substituted by No. 6, 1977, s. 12 s. 115. Substituted by No. 6, 1977, s. 13 s. 116. Substituted by No. 6, 1977, s. 13 s. 210. Amended by No. 43, 1980, s. 2 s. 212. Amended by No. 443, 1980, s. 3 s. 225. *In re Symon: Public Trustee v. Symon and others* (1944) S.A.S.R. 102 s. 226. *Badenoch v. Nuske* (1940) S.A.S.R. 160 *In re Symon: Public Trustee v. Symon and others* (1944) S.A.S.R. 102 *Harrington v. Keene* 11 S.A.S.R. 361 s. 227. *Badenoch v. Nuske* (1940) S.A.S.R. 160 *In re Symon: Public Trustee v. Symon and others* (1944) S.A.S.R. 102 *Harrington v. Keene* 11 S.A.S.R. 361 s. 228aa. Enacted by No. 46, 1978, s. 19 s. 260. Substituted by No. 46, 1978, s. 20 s. 271d. Amended by No. 46, 1978, s. 21 s. 271e. Enacted by No. 46, 1978, s. 22 s. 288. Amended by No. 46, 1978, s. 23
Crown Proceedings Act, 1972-1975 (New ed., Vol. 3, p. 378)	s. 4. *Commercial Oil Refinery Pty. Ltd. v. State of South Australia* 9 S.A.S.R. 88 s. 7. Amended by No. 4, 1977, s. 2 and by No. 47, 1980, s. 3 s. 8. Amended by No. 4, 1977, s. 3 s. 11. *Commercial Oil Refinery Pty. Ltd. v. State of South Australia* 9 S.A.S.R. 88 s. 12a. Amended by No. 4, 1977, s. 4 and by No. 47, 1980, s. 4

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Crown Rates and Taxes Recovery Act, 1945 (New ed., Vol. 3, p. 384)	s. 2. Amended by No. 42, 1977, s. 10
Dairy Industry Act, 1928-1973 (New ed., Vol. 3, p. 402)	s. 28. *Kinross Transport v. Hannaford* (1966) S.A.S.R. 100
Dangerous Substances Act, 1979 (1979, p. 305)	s. 30. Amended by No. 7, 1980, s. 3
Debtors Act, 1936 (New ed., Vol. 3, p. 431)	s. 3. Amended by No. 84, 1978, s. 39 (2) *R. v. Keen* 7 S.A.S.R. 13 *In re Weetra* 18 S.A.S.R. 321
Dentists Act, 1931-1974 (New ed., Vol. 3, p. 443)	s. 21. *Taylor v. The Dental Board of South Australia* (1940) S.A.S.R. 306 *Willoughby v. The Dental Board of South Australia* (1963) S.A.S.R. 205 s. 40. *McGrath v. Syme. Schonfeldt v. Syme* (1950) S.A.S.R. 14 s. 45. *In re the Dentists Act*, 1931-1939. *Ex parte Schonfeldt* (1939) S.A.S.R. 380 s. 48. *McGrath v. Syme. Schonfeldt v. Syme* (1950) S.A.S.R. 14 s. 56. *Syme v. McFarling* (1953) S.A.S.R. 207 s. 60. *The Queen v. The Statutory Committee Constituted under the Dentists Act; Ex parte Fisken* 22 S.A.S.R. 117
Discharged Soldiers Settlement Act, 1934-1940 (New ed., Vol. 3, p. 463)	s. 37. Amended by No. 28, 1978, s. 33
Dog Control Act, 1979 (1979, p. 316)	s. 58. Amended by No. 57, 1980, s. 2 s. 65a. Enacted by No. 57, 1980, s. 3
Dog Fence Act, 1946-1975 (New ed., Vol. 3, p. 487)	s. 4. Amended by No. 105, 1978, s. 3 s. 27. Re-enacted by No. 105, 1978, s. 4 ss. 29-30. Repealed by No. 105, 1978, s. 5 s. 34. Amended by No. 105, 1978, s. 6
Door to Door Sales Act, 1971 (New ed., Vol. 3, p. 510)	s. 4. Repealed by No. 41, 1979, s. 3 s. 5. Amended by No. 41, 1979, s. 4 s. 6. Amended by No. 41, 1979, s. 5 ss. 7-8. Substituted by No. 41, 1979, s. 6 ss. 8a-8c. Enacted by No. 41, 1979, s. 6 s. 9. Amended by No. 41, 1979, s. 7 s. 9a. Enacted by No. 41, 1979, s. 8 s. 11. Amended by No. 41, 1979, s. 9 ss. 11a-11b. Enacted by No. 41, 1979, s. 10 ss. 14a-14b. Enacted by No. 41, 1979, s. 11 s. 15. Amended by No. 41, 1979, s. 12 Schedule substituted by No. 41, 1979, s. 13 Second schedule. Enacted by No. 41, 1979, s. 13
Dried Fruits Act, 1934-1972 (New ed., Vol. 3, p. 520)	s. 33. *Warnecke v. Pope* (1950) S.A.S.R. 113
Education Act, 1972-1974 (New ed., Vol. 3, p. 535)	s. 3. Amended by No. 4, 1976, s. 3 and by No. 108, 1980, s. 3 s. 5. Amended by No. 113, 1976, s. 3, by No. 25, 1979, ss. 4 and 9 and by No. 108, 1980, s. 4 s. 9. Amended by No. 113, 1976, s. 4 and by No. 25, 1979, s. 10 s. 10. Amended by No. 25, 1979, s. 11 s. 15. Amended by No. 25, 1979, s. 12 and by No. 31, 1980, s. 2 s. 18. Repealed by No. 25, 1979, s. 5 s. 19. Amended by No. 25, 1979, s. 6 s. 20. Substituted by No. 25, 1979, s. 7 s. 21. Amended by No. 25, 1979, s. 8 s. 22. Amended by No. 113, 1976, s. 5 s. 24. Amended by No. 113, 1976, s. 6 s. 25. Amended by No. 113, 1976, s. 7 and by No. 31, 1980, s. 3 s. 26. Amended by No. 25, 1979, s. 13 s. 37. Amended by No. 4, 1976, s. 4 s. 39. Amended by No. 25, 1979, s. 14 s. 44. *Teachers (Non-Metropolitan) Award Reference Case* 41 S.A.I.R. 110 *Teachers (Recreation Leave Loading Award) (Referral of Question of Law) Case* 43 S.A.I.R. 741 s. 45. Amended by No. 4, 1976, s. 5 s. 49. Amended by No. 4, 1976, s. 6 s. 55. Amended by No. 113, 1976, s. 8, by No. 25, 1979, s. 15 and by No. 108, 1980, s. 5 s. 57. Amended by No. 113, 1976, s. 9 s. 58. Amended by No. 108, 1980, s. 6 s. 60. Amended by No. 113, 1976, s. 10 s. 61. Amended by No. 113, 1976, s. 11 s. 63. Amended by No. 113, 1976, s. 12, by No. 25, 1979, s. 16 and by No. 108, 1980, s. 7

Act Affected	How Affected
Education Act, 1972-1974 (New ed., Vol. 3, p. 535)—*continued*	s. 67. Amended by No. 113, 1976, s. 13 s. 72. Amended by No. 25, 1979, s. 17 and repealed by No. 108, 1980, s. 8 s. 73. Amended by No. 25, 1979, s. 18 and repealed by No. 108, 1980, s. 8 Part V (ss. 72 and 73). Repealed by No. 108, 1980, s. 8 Part V (ss. 72-72p.). Substituted by No. 108, 1980, s. 8 s. 74. Amended by No. 25, 1979, s. 19 and by No. 108, 1980. s. 9 s. 75. Amended by No. 113, 1976, s. 14 s. 79. Substituted by No. 44, 1979, schedule s. 80. Amended by No. 113, 1976, s. 15 s. 81. Amended by No. 25, 1979, s. 20 s. 82. Amended by No. 25, 1979, s. 21 and by No. 108, 1980, s. 10 s. 85. Amended by No. 113, 1976, s. 16 and by No. 25, 1979, s. 22 Part IX (ss. 91-101). Repealed by No. 4, 1976, s. 7 s. 107. Amended by No. 25, 1979, s. 23 and by No. 108, 1980, s. 11 *Teachers (Recreation Leave Loading Award) (Referral to Question of Law) Case* 43 S.A.I.R. 741
Egg Industry Stabilization Act, 1973-1974 (New ed., Vol. 3, p. 579)	s. 4. Amended by No. 8, 1980, s. 3 s. 15. Amended by No. 8, 1980, s. 4 s. 17. Amended by No. 8, 1980, s. 5 s. 23. Substituted by No. 8, 1980, s. 6 s. 24. Amended by No. 8, 1980, s. 7 s. 42. Amended by No. 8, 1980, s. 8
Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959 (New ed., Vol. 3, p. 604)	s. 2. Amended by No. 31, 1976, s. 2 and by No. 42, 1977, s. 3 s. 3. Amended by No. 31, 1976, s. 3 and by No. 42, 1977, s. 4 ss. 4-12. Repealed and s. 4 substituted by No. 42, 1977, s. 5 s. 13. Amended by No. 66, 1970, s. 9 and by No. 42, 1977, s. 6 s. 14. Substituted by No. 42, 1977, s. 7 ss. 15-16. Repealed by No. 42, 1977, s. 8 s. 17. Amended by No. 42, 1977, s. 9 and by No. 8, 1979, s. 2
The Election of Senators Act, 1903 (New ed., Vol. 3, p. 613)	s. 2. Amended by No. 4, 1978, s. 2
Electoral Act, 1929-1975 (New ed., Vol. 3, p. 615)	s. 4. Amended by No. 114, 1976, s. 3 s. 5 Amended by No. 114, 1976, s. 4 s. 6. Amended by No. 114, 1976, s. 5 s. 6a. Amended by No. 114, 1976, s. 6 s. 6b. Amended by No. 114, 1976, s. 7 s. 6d. Amended by No. 114, 1976, s. 8 s. 6e. Amended by No. 114, 1976, s. 9 s. 6g. Substituted by No. 114, 1976, s. 10 s. 40. Amended by No. 69, 1980, s. 40 s. 41. Repealed by No. 114, 1976, s. 11 s. 42. Amended by No. 114, 1976, s. 12 s. 65. Amended by No. 52, 1973, s. 25 s. 68. Amended by No. 49, 1973, s. 6 s. 71. Amended by No. 2379, 1937, s. 3, by No. 49, 1973, s. 5 and by No. 52, 1973, s. 24 s. 73. Amended by No. 114, 1976, s. 13 s. 73a. Enacted by No. 114, 1976, s. 14 s. 74. Amended by No. 114, 1976, s. 15 s. 75. Amended by No. 114, 1976, s. 16 s. 76a. Enacted by No. 114, 1976, s. 17 s. 79. Amended by No. 114, 1976, s. 18 s. 80. Amended by No. 114, 1976, s. 19 s. 81. Amended by No. 114, 1976, s. 20 s. 84. Amended by No. 114, 1976, s. 21 s. 86. Amended by No. 114, 1976, s. 22 Part XA (ss. 87a-87k). Enacted by No. 114, 1976, s. 23 s. 109. *Crafter v. Webster and Guscott (No. 2)* 23 S.A.S.R. 321 s. 110a. Amended by No. 33, 1976, s. 2 s. 113. Amended by No. 114, 1976, s. 24 s. 118a. Amended by No. 114, 1976, s. 25 *Douglass v. Ninnes* 14 S.A.S.R. 377 s. 123. Amended by No. 114, 1976, s. 26 s. 125. Amended by No. 32, 1976, s. 2 and by No. 114, 1976, s. 27 s. 132. Amended by No. 114, 1976, s. 28 s. 148. *Crafter v. Webster and Guscott (No. 2)* 23 S.A.S.R. 321
Electrical Workers and Contractors Licensing Act, 1965-1966 (New ed., Vol. 3, p. 684)	s. 2. Amended by No. 59, 1978, s. 2 s. 11. Amended by No. 59, 1978, s. 3

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Electricity Trust of South Australia Act, 1946-1975 (New ed., Vol. 3, p. 709)	s. 6. Amended by No. 85, 1980, s. 3 s. 8. Amended by No. 85, 1980, s. 4 s. 9. Amended by No. 85, 1980, s. 5 s. 12. Amended by No. 85, 1980, s. 6 s. 15. *The Electricity Trust of South Australia v. Linterns Limited* (1950) S.A.S.R. 133 s. 40. *Bennett & Fisher Ltd. v. Electricity Trust of South Australia* 35 A.L.J. 481
Encroachments Act, 1944-1969 (New ed., Vol. 3, p. 756)	s. 2. *Bolton and another v. Clutterbuck and others* (1955) S.A.S.R. 253 *Clarke v. Wilkie* 17 S.A.S.R. 134
Environmental Protection Council Act, 1972 (New ed., Vol. 3, p. 780)	s. 4. Amended by No. 9, 1980, s. 3
Evidence Act, 1929-1974 (New ed., Vol. 3, p. 709)	s. 2. Amended by No. 53, 1972, s. 3 and by No. 71, 1974, s. 3 s. 4. Amended by No. 84, 1976, s. 2 and by No. 9, 1979, s. 2 s. 18. *Stuart v. The Queen* (1959) 101 C.L.R. 1; 33 A.L.J. 113, affirming *R. v. Stuart* (1959) S.A.S.R. 144 *The Queen v. Barnowski* (1969) S.A.S.R. 386 *The Queen v. Yates* (1970) S.A.S.R. 302 *The Queen v. Warren* (1971) S.A.S.R. 316 *R. v. Congressi* 9 S.A.S.R. 257 *The Queen v. Pfitzner* 15 S.A.S.R. 171 *The Queen v. Bradshaw* 18 S.A.S.R. 83 *The Queen v. Beech* 20 S.A.S.R. 410 s. 27. *Price v. Beven* 8 S.A.S.R. 81 s. 30. *Adami v. The Queen* (1959) 108 C.L.R. 605; 33 A.L.J. 391 affirming *R. v. Adami* (1959) S.A.S.R. 81 s. 32. Repealed by No. 9, 1979, s. 3 s. 34. *The Queen v. O'Sullivan and Mackie* 13 S.A.S.R. 68 s. 34c. *In the estate of Constantine, deceased; Constantine v. Constantinides* (1960) S.A.S.R. 19 *Murphy v. Haskell* (1961) S.A.S.R. 1 *Alste v. Paramount Motors (Souter, Third Party)* (1965) S.A.S.R. 228 *White v. Venus* (1968) S.A.S.R. 83 *Smith v. L. A. Johnson Pty. Ltd.* (1968) S.A.S.R. 353 *Monfries v. Municipal Tramways Trust* (1970) S.A.S.R. 521 *Dunning v. Commissioner of Taxation* 3 S.A.S.R. 210 *O'Leary and Short v. Lamb and Lensworth Finance Ltd.* 7. S.A.S.R. 159 *Monaghan v. Glynde Auto Wreckers* 39 S.A.I.R. 1145 s. 34i. Enacted by No. 84, 1976, s. 3 *The Queen v. Byczko* 16 S.A.S.R. 506 *The Queen v. Gun; Ex parte Stephenson* 17 S.A.S.R. 165 *The Queen v. Robertson and Mihailov* 17 S.A.S.R. 479 *The Queen v. Gray, Adams, Brannon and Knox* 17 S.A.S.R. 534 *The Queen v. De Angelis* 20 S.A.S.R. 288 *The Queen v. Kooyman and Brydson* 22 S.A.S.R. 376 s. 37. Amended by No. 9, 1979, s. 4 s. 37c. Enacted by No. 9, 1979, s. 5 s. 40. *Verran (falsely called Wilton) v. Spearman (falsely called Wilton)* (1959) S.A.S.R. 259 s. 45. *N.T.I. Limited v. Queensland Insurance Company Limited* (1962) S.A.S.R. 51 s. 45a. Amended by No. 9, 1979, s. 6 *Bates v. Nelson* (1973) S.A.S.R. 149 *O'Leary and Short v. Lamb and Lensworth Finance Ltd.* 7 S.A.S.R. 159 s. 45b Amended by No. 9, 1979, s. 7 *Bates v. Nelson* (1973) 6 S.A.S.R. 149 *Pelagallo v. Central Mission Homes For the Aged Inc.* 40 S.A.I.R. 784 s. 59b. Amended by No. 9, 1979, s. 8 *Mehesz v. Redman* 21 S.A.S.R. 569 s. 61. Repealed by No. 9, 1979, s. 9 s. 64. *Cavanett v. Chambers* (1968) S.A.S.R. 97 *Fairbank v. Jones* 10 S.A.S.R. 367 *Slatter v. Kyalde Pty. Ltd.* 22 S.A.S.R. 196 s. 65. Amended by No. 9, 1979, s. 10 s. 67ab. Enacted by No. 9, 1979, s. 11 s. 67b. Enacted by No. 65, 1978, s. 2 s. 69. Substituted by No. 9, 1979, s. 12 *Miller v. Samuels* 22 S.A.S.R. 271 s. 71a. Enacted by No. 84, 1976, s. 4 s. 79. Amended by No. 9, 1979, s. 13

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Fair Credit Reports Act, 1974-1975 (New ed., Vol. 4, p. 39)	s. 4. *South Australian Commissioner for Prices and Consumer Affairs v. Charles Moore (Aust.) Ltd. and others* 139 C.L.R. 449 s. 8. *Ats v. Dun and Bradstreet (Australia) Pty. Ltd.* 15 S.A.S.R. 352 *Dun and Bradstreet (Australia) Pty. Ltd. v. Lyle* 15 S.A.S.R. 297 s. 9. *Ats v. Dun and Bradstreet (Australia) Pty. Ltd.* 15 S.A.S.R. 352 *Mobitel (International) Pty. Ltd. v. Dun and Bradstreet (Australia) Pty. Ltd.* 17 S.A.S.R. 140 s. 12. *Ats v. Dun and Bradstreet (Australia) Pty. Ltd.* 15 S.A.S.R. 352 s. 13. *Ats. v. Dun and Bradstreet (Australia) Pty. Ltd.* 15 S.A.S.R. 352
Family Relationships Act, 1975 (New ed., Vol. 4, p. 46)	s. 9. *P. v. T.* 23 S.A.S.R. 289 s. 11. *Lesiw v. Commissioner of Succession Duties* 20 S.A.S.R. 481 *In re Fagan, deceased* 23 S.A.S.R. 454
Fences Act, 1975 (New ed., Vol. 4, p. 80)	s. 3. Amended by No. 23, 1977, s. 3 s. 20. Amended by No. 23, 1977, s. 4
Film Classification Act, 1971 (New ed., Vol 4, p. 98)	s. 3. Amended by No. 93, 1978, s. 2 s. 4. Amended by No. 43, 1977, s. 2 *Dunsmore v. Tiley* 18 S.A.S.R. 259 s. 6. Amended by No. 93, 1978, s. 3 s. 11a. *Dickson and Others v. Greater Union Organisation Pty. Ltd.* 8 S.A.S.R. 448 s. 11b. Substituted by No. 43, 1977, s. 3 s. 14. Amended by No. 43, 1977, s. 4
Fire Brigades Act, 1936-1974 (New ed., Vol. 4, p. 185)	s. 26. Substituted by No. 5, 1976, s. 2 s. 27. Repealed by No. 5, 1976, s. 2 s. 27a. Repealed by No. 5, 1976, s. 2 s. 48. Amended by No. 5, 1976, s. 3 s. 77. Amended by No. 5, 1976, s. 4 s. 79. *Commercial Oil Refinery Pty. Ltd. v. State of South Australia* 9 S.A.S.R. 88
Fisheries Act, 1971 (New ed., Vol. 4, p. 213)	s. 5. Amended by No. 27, 1977, s. 3 *A. Raptis & Son v. The State of South Australia* 138 C.L.R. 346 s. 11. Amended by No. 27, 1977, s. 4 s. 24. Amended by No. 27, 1977, s. 5 s. 28. Amended by No. 41, 1980, s. 3 s. 32. Amended by No. 41, 1980, s. 4 s. 34. Amended by No. 27, 1977, s. 6 and by No. 41, 1980, s. 5 s. 36. *R. v. Olsen; ex parte Vahlberg and V.* 11 S.A.S.R. 156 s. 37. Substituted by No. 27, 1977, s. 7 s. 47. *Fairbank v. McGovern* 8 S.A.S.R. 420 *Fairbank v. Jones* 10 S.A.S.R. 367 s. 52. *R. v. Olsen ex parte Vahlberg and V.* 11 S.A.S.R. 156 s. 55. Amended by No. 27, 1977, s. 8 s. 56. Amended by No. 27, 1977, s. 9 s. 57. Amended by No. 27, 1977, s. 10 s. 61. Repealed by No. 27, 1977, s. 11
The Flinders University of South Australia Act, 1966-1973 (New ed., Vol. 4, p. 248)	s. 5. *Flinders University Officers Award (Appeal) Case* 42 S.A.I.R. 167 s. 6. *Flinders University Officers Award (Appeal) Case* 42 S.A.I.R. 167 s. 30. *Flinders University (Professional Non-Academic Staff) Award (Referral of Question of Law) Case* 43 S.A.I.R. 464
Food and Drugs Act, 1908-1972 (New ed., Vol. 4, p. 261)	s. 5. Amended by No. 69, 1976, s. 3 s. 7. Amended by No. 69, 1976, s. 4. s. 10. Amended by No. 69, 1976, s. 5 s. 12. Amended by No. 69, 1976, s. 6 s. 13. Amended by No. 69, 1976, s. 7 s. 15. Amended by No. 1, 1976, s. 3 s. 22. *Fullerton v. Rutter* 10 S.A.S.R. 382 s. 22a. *Gepp v. Anderson* (1949) S.A.S.R. 135 s. 30a. Amended by No. 69, 1976, s. 8 s. 33. Amended by No. 69, 1976, s. 9 s. 34. Amended by No. 69, 1976, s. 10 s. 35. Amended by No. 69, 1976, s. 11 s. 36. Amended by No. 69, 1976, s. 12 s. 38. Amended by No. 69, 1976, s. 13 s. 40. Amended by No. 69, 1976, s. 14 s. 41. Amended by No. 69, 1976, s. 15 s. 45. Amended by No. 69, 1976, s. 16 s. 46. Amended by No. 69, 1976, s. 17 s. 61a. Amended by No. 69, 1976, s. 18 s. 65. Amended by No. 69, 1976, s. 19
Foreign Judgments Act, 1971 (New ed., Vol. 4, p. 306)	s. 4. Amended by No. 66, 1980, s. 3 s. 5. Amended by No. 66, 1980, s. 4 s. 6. Amended by No. 66, 1980, s. 5

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Fruit and Plant Protection Act, 1968 (New ed., Vol. 4, p. 356)	s. 7. Amended by No. 44, 1976, s. 2 s. 9. Amended by No. 44, 1976, s. 3 s. 20. Amended by No. 44, 1976, s. 4
Fruit Fly Act, 1947-1975 (New ed., Vol. 4, p. 372)	s. 2. Amended by No. 96, 1978, s. 10 s. 3. Amended by No. 96, 1978, s. 11
Further Education Act, 1975 (1976, p. 104)	s. 4. Amended by No. 13, 1979, s. 3 s. 5. Amended by No. 12, 1979, s. 8 s. 6. Amended by No. 13, 1979, s. 9 s. 15. Amended by No. 36, 1980, s. 2 s. 18. Repealed by No. 13, 1979, s. 4 s. 19. Amended by No. 13, 1979, s. 5 s. 15. Amended by No. 13, 1979, s. 10 s. 20. Substituted by No. 13, 1979, s. 6 s. 21. Amended by No. 13, 1979, s. 7 s. 25. Amended by No. 36, 1980, s. 3 s. 26. Amended by No. 13, 1979, s. 11 s. 37. Amended by No. 13, 1979, s. 12 s. 39. Substituted by No. 13, 1979, s. 13 s. 43. Amended by No. 13, 1979, s. 14 and by No. 36, 1980, s. 4
Gas Act, 1924-1974 (New ed., Vol. 4, p. 392)	s. 3. Repealed by No. 63, 1980, s. 3 s. 25. Amended by No. 63, 1980, s. 4 ss. 25a, 27-29, 38 and 40a. Repealed by No. 63, 1980, s. 5 s. 42. Amended by No. 63, 1980, s. 6 ss. 43, 45, 45a, 45b, 46-50 and 56. Repealed by No. 63, 1980, s. 7
Gift Duty Act, 1968-1975 (New ed., Vol. 4, p. 441)	s. 5. Enacted by No. 63, 1979, s. 2 s. 11a. Amended by No. 54, 1976, s. 5
Guardianship of Infants Act, 1940-1975 (New ed., Vol. 4, p. 498)	s. 3. Amended by No. 44, 1979, Schedule s. 6. *Walker v. Walker* 14 S.A.S.R. 158 s. 7. *Vitch v. Vitch* 1 S.A.S.R. 312 s. 10. *In re H., an Infant* (1960) S.A.S.R. 55 s. 11 *Hedges v. Hedges* (1944) S.A.S.R. 266 *Besanko v. Besanko* (1949) S.A.S.R. 275 *Giles v. Giles* 1 S.A.S.R. 505 s. 21. *McCormick and Another v. Prowse* 21 S.A.S.R. 416 s. 22. Repealed by No. 44, 1979, schedule
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Inheritance (Family Provision) Act, 1972-1975 (New ed., Vol. 5, p. 178)	s. 5. *In the estate of Barry* 9 S.A.S.R. 439 s. 6. *In the estate of Bridges, deceased* 8 S.A.S.R. 268 *In re Saxon, deceased* 12 S.A.S.R. 110 *In the estate of Brooks, deceased* 22 S.A.S.R. 398 s. 7. *In the estate of Gough, deceased; Gough v. Fletcher* (1973) 5 S.A.S.R. 559 *In the estate of Bridges, deceased* 8 S.A.S.R. 268, 12 S.A.S.R. 1 *In the estate of Wardle, deceased* 22 S.A.S.R. 139 *In the estate of Puckridge, deceased* 20 S.A.S.R. 72 *In the estate of Brooks, deceased* 22 S.A.S.R. 398 s. 8. *In the estate of Barry* 9 S.A.S.R. 439 *In re Pope deceased; Pope v. Public Trustee* 11 S.A.S.R. 571
Institute of Medical and Veterinary Science Act, 1937-1974 (New ed., Vol. 5, p. 186)	s. 3. Amended by No. 45, 1978, s. 3 s. 5. Amended by No. 76, 1976, first schedule, Part III and by No. 45, 1978, s. 4 s. 17. Amended by No. 76, 1976, first schedule, Part III and by No. 45, 1978, s. 5 s. 19. Amended by No. 45, 1978, s. 6
Irrigation Act, 1930-1975 (New ed., Vol. 5, p. 196)	s. 4. Amended by No. 28, 1978, s. 5 s. 6. Amended by No. 28, 1978, s. 6 s. 8. Amended by No. 28, 1978, s. 7 s. 12. Amended by No. 28, 1978, s. 8 s. 35b. Amended by No. 28, 1978, s. 9 s. 39. Amended by No. 28, 1978, s. 10 s. 77a. Amended by No. 55, 1977, s. 14 s. 80a. Repealed by No. 28, 1978, s. 11 s. 80c. Amended by No. 28, 1978, s. 12 s. 80d. Amended by No. 28, 1978, s. 13 s. 80f. Amended by No. 28, 1978, s. 14

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Irrigation on Private Property Act, 1939-1958 (New ed., Vol. 5, p. 253)	s. 4. Amended by No. 28, 1978, s. 35 First schedule. Amended by No. 28, 1978, s. 36
Juries Act, 1927-1974 (New ed., Vol. 5, p. 293)	s. 14a. Repealed by No. 11, 1976, s. 3 s. 30. Amended by No. 11, 1976, s. 4 s. 32. Amended by No. 11, 1976, s. 5 s. 55a. Amended by No. 115, 1976, s. 16 *The Queen v. Gray, Adams, Brannon and Knox* 17 S.A.S.R. 534 *The Queen v. McDonald* 21 S.A.S.R. 198 s. 56. Amended by No. 115, 1976, s. 16 *Douglass v. Ninnes* 14 S.A.S.R. 377 *The Queen v. Gray, Adams, Brannon and Knox* 17 S.A.S.R. 534 *The Queen v. McDonald* 21 S.A.S.R. 198 s. 57. Amended by No. 115, 1976, s. 16 *The Queen v. Anderson* (1973) 5 S.A.S.R. 256 *The Queen v. Hamitov* 21 S.A.S.R. 596 s. 60b. Repealed by No. 11, 1976, s. 6 s. 75. *Corporations and District Councils (Jury Service) Case* 40 S.A.I.R. 351 s. 77. *Felstead v. Giersch* S.A.S.R. 27 s. 87 Repealed by No. 115, 1976, s. 17 Third schedule. Amended by No. 11, 1976, s. 7
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Legal Practitioners Act, 1936-1972 (New ed., Vol. 5, p. 662)	s. 14. *Lightburn Products v. Forzisi* 43 S.A.I.R. 1392 s. 24. *In re . . . a practitioner of the Supreme Court* (1937) S.A.S.R. 316 *In re . . . a practitioner of the Supreme Court* (1940) S.A.S.R. 154 *In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 124 *In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 181 *In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 188 s. 24i. *Law Society of S.A. v. Tom* 8 S.A.S.R. 517 s. 42. *In the matter of a practitioner of the Supreme Court* (1962) S.A.S.R. 165 s. 51. *In the matter of a practitioner of the Supreme Court* (1960) S.A.S.R. 178 s. 53. *In the matter of a practitioner of the Supreme Court* (1960) S.A.S.R. 178 *In the matter of a practitioner of the Supreme Court* (1970) S.A.S.R. 199 *In the matter of a practitioner of the Supreme Court* 12 S.A.S.R. 166 s. 69. Enacted by No. 46, 1977, s. 2, amended by No. 5, 1979, s. 3
Legal Services Commission Act, 1977 (1977, p. 131)	s. 5. Amended by No. 37, 1979, s. 3 s. 6. Amended by No. 37, 1979, s. 4 s. 7. Amended by No. 37, 1979, s. 5 s. 10. Amended by No. 37, 1979, s. 6 s. 11. Amended by No. 37, 1979, s. 7 s. 15. Amended by No. 37, 1979, s. 8 s. 17. Amended by No. 37, 1979, s. 9 s. 19. Amended by No. 37, 1979, s. 10 s. 23. Amended by No. 37, 1979, s. 11 s. 24. Amended by No. 37, 1979, s. 12 s. 26. Substituted by No. 37, 1979, s. 13 s. 27. Amended by No. 37, 1979, s. 14 s. 28. Amended by No. 37, 1979, s. 15 s. 29. Substituted by No. 37, 1979, s. 16 s. 31. Enacted by No. 37, 1979, s. 17 s. 34. Amended by No. 37, 1979, s. 18
Levi Park Act, 1948 (New ed., Vol. 5, p. 694)	s. 2. Amended by No. 53, 1976, s. 2 s. 12. Amended by No. 53, 1976, s. 3
Libraries and Institutes Act, 1939-1975 (New ed., Vol. 5, p. 701)	s. 7. Substituted by No. 20, 1979, s. 3 s. 18. Amended by No. 20, 1979, s. 4 s. 19. Repealed by No. 20, 1979, s. 5 s. 19a. Repealed by No. 20, 1979, s. 5 s. 20. Amended by No. 10, 1977, s. 2 and by No. 74, 1978, s. 2 s. 20a. Enacted by No. 74, 1978, s. 3 s. 21. Amended by No. 74, 1978, s. 4 s. 24. Amended by No. 20, 1979, s. 6 s. 27. Amended by No. 20, 1979, s. 7 s. 59. Substituted by No. 47, 1976, s. 3 s. 70. *Williams v. Coulthard and others* (1948) S.A.S.R. 183; 22 A.L.J. 431 s. 149. Amended by No. 74, 1978, s. 5 First schedule. Varied by proclamation. For proclamations varying first schedule *see* Table of Regulations, Rules, Proclamations, Etc.
Libraries (Subsidies) Act, 1955-1958 (New ed., Vol. 5, p. 753)	s. 2. Amended by No. 48, 1976, s. 2, and by No. 21, 1977, s. 2 s. 3. Amended by No. 21, 1977, s. 3
Licensing Act, 1967-1975 (New ed., Vol. 5, p. 756)	For reported decisions on the Licensing Act, 1932-1966, *see* 1966 Annual Volume s. 3. *Pisanelli v. Samuels* (1968) S.A.S.R. 168 *The Queen v. The Licensing Court; ex parte Kiley (No. 1)* (1968) S.A.S.R. 194 s. 4. Amended by No. 75, 1976, s. 3 *Skinner v. Pope and another* (1969) S.A.S.R. 392 *Federated Liquor and Allied Industries Employees Union of Australia v. Barmera Hotel Inc.* 39 S.A.I.R. 1204 s. 5. Amended by No. 75, 1976, s. 4

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Lifts and Cranes Act, 1960-1972 (New ed., Vol. 6, p. 8)	s. 3. Amended by No. 86, 1978, s. 3 s. 4. Amended by No. 86, 1978, s. 4 s. 6. Amended by No. 86, 1978, s. 5 s. 7. Substituted by No. 86, 1978, s. 6 s. 8. Substituted by No. 86, 1978, s. 7 s. 15. Amended by No. 86, 1978, s. 8 s. 17. Amended by No. 86, 1978, s. 9
Limitation of Actions Act, 1936-1975 (New ed., Vol. 6, p. 19)	s. 3. *Dezsery Cleaning Service v. Milos* 44 S.A.I.R. 1408 s. 27. *In re Kay, deceased* (1969) S.A.S.R. 1 s. 28. *In re Kay, deceased* (1969) S.A.S.R. 1 s. 35. *Hillier v. Leitch* (1936) S.A.S.R. 490 *Smith v. Commonwealth Homes Limited* (1937) S.A.S.R. 337, affirmed by *Commonwealth Homes and Investment Co. Limited v. Smith* (1937) 59 C.L.R. 443; 11 A.L.J. 348 *Wallis v. Crowe and others* (1942) S.A.S.R. 23 *Streicher and another v. E. S. & A. Bank Limited* (1945) S.A.S.R. 207 *Williams v. Milotin* 31 A.L.J. 820 *Williams v. Milotin* (1957) C.L.R. 465, affirming *Milotin v. Williams* (1957) S.A.S.R. 228 s. 36. *Hiller v. Leitch* (1936) S.A.S.R. 490 *Monagham v. Wardrope and Carroll Pty. Ltd. and others* (1970) S.A.S.R. 575 *Carslake v. Guardian Assurance Company* 15 S.A.S.R. 378 s. 37. *John Robertson & Co. Ltd. (In Liquidation) v. Ferguson Transformers Pty. Ltd.* 129 C.L.R. 65 s. 39. *Monagham v. Wardrope and Carroll Pty. Ltd. and others* (1970) S.A.S.R. 575 s. 47. *Hill v. The Corporation of the City of Port Adelaide* 8 S.A.S.R. 196 *Johannessen v. Miller* 16 S.A.S.R. 546 *Coleman v. Redapple Restaurants Pty. Ltd.* 42 S.A.I.R. 990 *General Motors-Holden's Limited v. Di Fazio* 141 C.L.R. 659

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Loans to Producers Act, 1927-1962 (New ed., Vol. 6, p. 64)	s. 9. Amended by No. 76, 1980, s. 3 s. 11a. Enacted by No. 76, 1980, s. 4
Local and District Criminal Courts Act, 1926-1975 (New ed., Vol. 6, p. 70)	s. 4. Amended by No. 115, 1976, s. 22 and by No. 87, 1978, s. 3 s. 16. Amended by No. 87, 1978, s. 4 s. 17. Amended by No. 87, 1978, s. 5 s. 18. Repealed by No. 87, 1978, s. 6 s. 25. Amended by No. 87, 1978, s. 7 s. 26. Amended by No. 87, 1978, s. 8 s. 27. Repealed by No. 87, 1978, s. 9 s. 31. Amended by No. 87, 1978, s. 10 *Homburg v. Fromm* (1951) S.A.S.R. 97 *Turley v. Saffin* 10 S.A.S.R. 463 s. 32. Amended by No. 87, 1978, s. 11 s. 32a. *Turley v. Saffin* 10 S.A.S.R. 463 s. 32b. Amended by No. 87, 1978, s. 12 s. 35g. *Honey v. Keyhoe* (1973) 6 S.A.S.R. 466 *Turley v. Saffin* 10 S.A.S.R. 463 s. 40 Amended by No. 87, 1978, s. 13 *Dowler v. Princes Securities Pty. Ltd.* 1 S.A.S.R. 578 *R. Moore and Sons Reg. v. De Biasi* 10 S.A.S.R. 128 s. 42. *Elder's Trustee and Executor Company Limited v. Jones* (1937) S.A.S.R. 184 *Jennings v. Zilahi-Kiss and others* 2 S.A.S.R. 493 *Cretazzo v. Lombardi* 13 S.A.S.R. 4 *Burton v. Litton Business Systems Pty. Ltd.* 16 S.A.S.R. 142 *Potts v. Moran* 16 S.A.S.R. 284 *Tuohy v. Blackmore* 20 S.A.S.R. 161 s. 44. Amended by No. 87, 1978, s. 14 s. 46. Amended by No. 87, 1978, s. 15 s. 49. *R. v. Local Court of Port Adelaide ex parte Wood* (1943) S.A.S.R. 285 s. 58. Amended by No. 87, 1978, s. 16 *Thoneman v. Holmes* (1945) S.A.S.R. 227 *Millbank v. Price* (1954) S.A.S.R. 166 *Svingos v. Deacon Avenue Cartage and Storage Pty. Limited* 2 S.A.S.R. 126 *The State of South Australia and Hofmeyer v. Muirhead* 23 S.A.S.R. 316 s. 63. *Riedel v. Freeman Motors Limited* (1938) S.A.S.R. 364 *Greenwood v. Jones* 16 S.A.S.R. 447 *Cross v. Reilly* 21 S.A.S.R. 553 s. 87. Substituted by No. 54, 1980, s. 2 s. 88. Amended by No. 54, 1980, s. 3 s. 98. Amended by No. 87, 1978, s. 17 s. 107. Amended by No. 87, 1978, s. 18 s. 111 *Mihailoff v. Godlevsky* 3 S.A.S.R. 197 s. 112. *Ellis v. Marshall* 2 S.A.S.R. 105 s. 114. Substituted by No. 87, 1978, s. 19 s. 115. Substituted by No. 87, 1978, s. 20 ss. 116-118. Repealed by No. 87, 1978, s. 20 s. 120. *Clothier v. Piercy* (1945) S.A.S.R. 45 s. 122. *Fridd v. Smith* (1948) S.A.S.R. 161; 22 A.L.J. 377 s. 126. Amended by No. 87, 1978, s. 21 s. 131. Amended by No. 87, 1978, s. 22 s. 134. Repealed by No. 87, 1978, s. 23 s. 135. Amended by No. 54, 1980, s. 4 s. 136. *Svingos v. Deacon Avenue Cartage and Storage Pty. Ltd.* 2 S.A.S.R. 126 *Baroutas v. Limberis and Sons Pty. Ltd. and Ryan and Phillis* 8 S.A.S.R. 136 s. 152a. Amended by No. 87, 1978, s. 24 s. 152g. Enacted by No. 87, 1978, s. 25 s. 153. Amended by No. 87, 1978, s. 26 s. 154. Substituted by No. 87, 1978, s. 27 ss. 155-174h. Repealed by No. 87, 1978, s. 27 ss. 175-177. Repealed by No. 87, 1978, s. 28 s. 178. Repealed by No. 87, 1978, s. 28 *Ex parte Day* (1944) S.A.S.R. 93 ss. 179-195. Repealed by No. 87, 1978, s. 28 s. 197. Substituted by No. 87, 1978, s. 29

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Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)	s. 3. Amended by No. 12, 1976, s. 3, by No. 77, 1976, s. 3, by No. 32, 1978, s. 3, by No. 33, 1978, s. 3 and by No. 17, 1980, s. 3. s. 5. Amended by No. 12, 1976, s. 4, by No. 77, 1976, s. 4, by No. 1, 1977, s. 3, by No. 32, 1978, s. 4 and by No. 88, 1980, s. 3. *The University of Adelaide v. The District Council of Mitcham* (1937) S.A.S.R. 288 *Queen Victoria Maternity Hospital Incorporated v. City of Burnside* (1959) S.A.S.R. 91 *District Council of Noarlunga v. Coventry* (1967) S.A.S.R. 71 *Helping Hand Centre Incorporated v. The Corporation of the City of Adelaide* 1 S.A.S.R. 470. *Council of the S.A. Institute of Technology v. Corporation of the City of Salisbury* 10 S.A.S.R. 225 *Christies Sands Pty Ltd v. City of Tea Tree Gully* 11 S.A.S.R. 255 *Transway Services Pty Ltd (In Liquidation) v. The Corporation of the City of Elizabeth* 13 S.A.S.R. 537 s. 6a. Enacted by No. 12, 1976, s. 5. Division IA of Part II. Enacted by No. 47, 1977, s. 3 and repealed by No. 32, 1978, s. 5 s. 8. Amended by No. 88, 1980, s. 4 s. 12. Amended by No. 32, 1978, s. 6 s. 15. Amended by No. 77, 1976, s. 5 Heading preceding s. 22a. Enacted by No. 12, 1976, s. 6 s. 22a. Enacted by No. 12, 1976, s. 6 and amended by No. 32, 1978, s. 7 s. 23. Amended by No. 32, 1978, s. 8 s. 25. Substituted by No. 77, 1976, s. 6 s. 26. Amended by No. 77, 1976, s. 7 s. 27. Substituted by No. 77, 1976, s. 8 s. 27a. Amended by No. 77, 1976, s. 9, by No. 1, 1977, s. 4 and by No. 32, 1978, s. 9 *District Council of Lincoln v. Corporation of the City of Port Lincoln and Virgo* 17 S.A.S.R. 483 *Corporation of the City of Henley and Grange v. State of South Australia* 17 S.A.S.R. 491 s. 27b. Amended by No. 77, 1976, s. 10, by No. 1, 1977, s. 5 and by No. 32, 1978, s. 10 s. 29. Amended by No. 77, 1976, s. 11 s. 30. Substituted by No. 77, 1976, s. 12 s. 32 Substituted by No. 77, 1976, s. 13 s. 33 Substituted by No. 77, 1976, s. 14 s. 35. Amended by No. 32, 1978, s. 11 s. 36. Substituted by No. 32, 1978, s. 12 s. 39. *District Council of Lincoln v. Corporation of the City of Port Lincoln and Virgo* 17 S.A.S.R. 483 *Corporation of the City of Henley and Grange v. State of South Australia* 17 S.A.S.R. 491

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Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	s. 41. Amended by No. 32, 1978, s. 13 *District Council of Lincoln v. Corporation of the City of Port Lincoln and Virgo* 17 S.A.S.R. 483 *Corporation of the City of Henely and Grange v. State of South Australia* 17 S.A.S.R. 491 s. 42. Substituted by No. 12, 1976, s. 7 and amended by No. 32, 1978, s. 14 s. 42a. Enacted by No. 32, 1978, s. 15 s. 45. Amended by No. 32, 1978, s. 16 s. 45a. Amended by No. 12, 1976, s. 8, by No. 77, 1976, s. 15, by No. 1, 1977, s. 6 and by No. 32, 1978, s. 17 Part IIA and heading. Enacted by No. 32, 1978, s. 18 s. 45b. Enacted by No. 32, 1978, s. 18 s. 50a. Enacted by No. 32, 1978, s. 19 s. 51. Substituted by No. 77, 1976, s. 16 and amended by No. 1, 1977, s. 7 s. 52. Amended by No. 77, 1976, s. 17 and by No. 32, 1978, s. 20 s. 54. Amended by No. 77, 1976, s. 18 s. 57. Amended by No. 88, 1980, s. 5 s. 65. Amended by No. 88, 1980, s. 6 s. 65a. Amended by No. 32, 1978, s. 21 s. 77. Substituted by No. 77, 1976, s. 19 and amended by No. 88, 1980, s. 7 s. 78. Amended by No. 77, 1976, s. 20 s. 79. Amended by No. 88, 1980, s. 8 s. 83. Amended by No. 32, 1978, ss. 22, 91 s. 84. Amended by No. 88, 1980, s. 9 s. 86a. Amended by No. 88, 1980, s. 10 s. 87. Enacted by No. 88, 1980, s. 11 Part VI and heading (ss. 88-101). Amended by No. 77, 1976, ss. 21, 22, by No. 1, 1977, ss. 8, 9, 10 and repealed by No. 32, 1978, s. 23 New Part VI and heading (ss. 88-95). Enacted by No. 32, 1978, s. 23 s. 102. Amended by No. 32, 1978, s. 24 and by No. 88, 1980, s. 12 s. 103. Substituted by No. 88, 1980, s. 13 s. 104. Amended by No. 32, 1978, s. 25 and by No. 88, 1980, s. 14 s. 105. Amended by No. 77, 1976, s. 23, by No. 32, 1978, s. 26, and by No. 88, 1980, s. 15 s. 106. Amended by No. 88, 1980, s. 16 s. 107. Amended by No. 88, 1980, s. 17 s. 108. Amended by No. 88, 1980, s. 18 s. 111. Amended by No. 88, 1980, s. 19 s. 112. Amended by No. 88, 1980, s. 20 s. 113. Substituted by No. 88, 1980, s. 21 s. 114. Amended by No. 88, 1980, s. 22 s. 115. Substituted by No. 77, 1976, s. 24 and amended by No. 1, 1977, s. 11 s. 116. Repealed by No. 77, 1976, s. 24 s. 117. Repealed by No. 77, 1976, s. 24 s. 118. Repealed by No. 77, 1976, s. 24 s. 119. Amended by No. 88, 1980, s. 23 s. 120. Amended by No. 77, 1976, s. 25 and by No. 88, 1980, s. 24 s. 122. Amended by No. 77, 1976, s. 26, by No. 1, 1977, s. 12 and by No. 88, 1980, s. 25 s. 123. Amended by No. 88, 1980, s. 26 s. 124. Substituted by No. 77, 1976, s. 27 s. 126. Amended by No. 32, 1978, s. 91, by No. 70, 1978, s. 2 and by No. 88, 1980, s. 27 s. 127. Amended by No. 1, 1977, s. 13, by No. 70, 1978, s. 3 and by No. 88, 1980, s. 28 s. 127a. enacted by No. 70, 1978, s. 4 s. 129. Amended by No. 88, 1980, s. 29 s. 131. Amended by No. 77, 1976, s. 28 *Jefferys v. Thornton* 8 S.A.S.R. 380 s. 133. Amended by No. 12, 1976, s. 9 *Jefferys v. Thornton* 8 S.A.S.R. 380 s. 134. Amended by No. 88, 1980, s. 30 s. 136. *Jefferys v. Thornton* 8 S.A.S.R. 380 s. 137. Amended by No. 77, 1976, s. 29, by No. 32, 1978, s. 27 and by No. 88, 1980, s. 31 s. 138. Amended by No. 32, 1978, s. 28 s. 141. Amended by No. 77, 1976, s. 30 Part VIIA and heading. Enacted by No. 32, 1978, s. 29 s. 142aa. Enacted by No. 32, 1978, s. 29 ss. 142b-142r. Enacted by No. 32, 1978, s. 29 s. 142j. *The Queen v. Ward; ex parte Bowering* 20 S.A.S.R. 424 s. 142k. *The Queen v. Ward; ex parte Bowering* 20 S.A.S.R. 424 s. 146. *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. City of Port Adelaide and The Attorney-General* 11 S.A.S.R. 504 s. 147. *Willing v. Young* 11 S.A.S.R. 86 *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. Corporation of the City of Port Adelaide and the Attorney-General* 11 S.A.S.R. 504 s. 155. Amended by No. 12, 1976, s. 10 and by No. 77, 1976, s. 31 s. 156. Amended by No. 88, 1980, s. 32

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Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	s. 157. Amended by No. 12, 1976, s. 11, by No. 32, 1978, s. 30 and by No. 88, 1980, s. 33 *Rex v. The Clerks Appeal Board: ex parte District Council of West Torrens* (1941) S.A.S.R. 54 s. 158a. Enacted by No. 12, 1976, s. 12 s. 163. Amended by No. 32, 1978, s. 91 s. 163g. *Rex v. The Clerks Appeal Board: ex parte District Council of West Torrens* (1941) S.A.S.R. 54 s. 163ja. Amended by No. 12, 1976, s. 14 Part IXB (ss. 163k-163nn). Repealed by No. 12, 1976, s. 13 s. 166. Amended by No. 32, 1978, s. 91 s. 167. Amended by No. 88, 1980, s. 34 s. 170. Amended by No. 32, 1978, s. 31 s. 171. Amended by No. 77, 1976, s. 32 s. 172. Amended by No. 32, 1978, s. 32 *Litchfield v. District Council of Angaston* 3 S.A.S.R. 502 s. 172a. Repealed by No. 77, 1976, s. 33 s. 173. Amended by No. 88, 1980, s. 35 *Litchfield v. District Council of Angaston* 3 S.A.S.R. 502 s. 178. *Litchfield v. District Council of Angaston* 3 S.A.S.R. 502 s. 178a. *Litchfield v. District Council of Angaston* 3 S.A.S.R. 502 s. 178b. Amended by No. 12, 1976, s. 15 s. 180. Amended by No. 12, 1976, s. 16 s. 184a. Repealed by No. 12, 1976, s. 17 s. 184b. Repealed by No. 12, 1976, s. 17 s. 190. Amended by No. 77, 1976, s. 34 and by No. 32, 1978, s. 33 s. 193. Amended by No. 77, 1976, s. 35 s. 197. Amended by No. 77, 1976, s. 36 and by No. 32, 1978, s. 34 s. 198. Amended by No. 77, 1976, s. 37 s. 200. Repealed by No. 77, 1976, s. 38 s. 203. *Transway Services Pty. Ltd. (In Liquidation) v. The Corporation of the City of Elizabeth* 13 S.A.S.R. 537 s. 205. *Christies Sands Pty. Ltd. v. City of Tea Tree Gully* 11 S.A.S.R. 255 s. 212. Amended by No. 12, 1976, s. 18 *Christies Sands Pty. Ltd. v. City of Tea Tree Gully* 11 S.A.S.R. 255 s. 212a. Repealed by No. 12, 1976, s. 19 s. 214. Amended by No. 12, 1976, s. 20 and by No. 88, 1980, s. 36 *Baker v. The Corporation of the Town of Hindmarsh* (1958) S.A.S.R. 92 *Baker v. The Corporation of the Town of Hindmarsh* (1960) S.A.S.R. 299 *Corporation of the City of Tea Tree Gully v. Wilkey* (1970) S.A.S.R. 129 *Hill v. the Corporation of the City of Port Adelaide* 8 S.A.S.R. 196 *Symington v. Corporation of the City of Port Adelaide* 8 S.A.S.R. 209 s. 214b. Enacted by No. 12, 1976, s. 21 s. 215. Amended by No. 77, 1976, s. 39 s. 216. Amended by No. 77, 1976, s. 40 s. 218. Substituted by No. 77, 1976, s. 41 and by No. 88, 1980, s. 37 s. 220. Amended by No. 88, 1980, s. 38 s. 221. Amended by No. 12, 1976, s. 22 s. 222. Repealed by No. 12, 1976, s. 23 s. 226. Amended by No. 77, 1976, s. 42 s. 227. Amended by No. 77, 1976, s. 43 and by No. 32, 1978, s. 35 s. 228. Amended by No. 70, 1978, s. 5 s. 229. Amended by No. 77, 1976, s. 44 s. 233. Amended by No. 12, 1976, s. 24 s. 233a. Amended by No. 70, 1978, s. 6 s. 234. Repealed by No. 12, 1976, s. 25 s. 236. Repealed by No. 77, 1976, s. 45 s. 237. Amended by No. 12, 1976, s. 26 s. 238. Repealed by No. 12, 1976, s. 27 s. 239. Amended by No. 12, 1976, s. 28 s. 240. Repealed by No. 12, 1976, s. 29 s. 242. Repealed by No. 77, 1976, s. 46 s. 243. Amended by No. 12, 1976, s. 30 s. 244. Repealed by No. 12, 1976, s. 31 s. 244a. Repealed by No. 12, 1976, s. 32 s. 246. Amended by No. 12, 1976, s. 33 s. 247. Repealed by No. 12, 1976, s. 34 s. 248a. Amended by No. 55, 1977, s. 11 s. 248b. Amended by No. 55, 1977, s. 12 s. 250. Amended by No. 12, 1976, s. 35 s. 251. Amended by No. 32, 1978, s. 36 s. 254. Amended by No. 12, 1976, s. 36 s. 257. Amended by No. 12, 1976, s. 37 s. 257a. Enacted by No. 12, 1976, s. 38 s. 259. Substituted by No. 12, 1976, s. 39 and amended by No. 32, 1978, s. 37 ss. 261-263. Repealed by No. 32, 1978, s. 38 s. 264. Amended by No. 32, 1978, s. 91 s. 265. Amended by No. 32, 1978, s. 29

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Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	s. 396. Amended by No. 70, 1978, s. 11 s. 399. Amended by No. 32, 1978, s. 91 s. 406a. Enacted by No. 70, 1978, s. 12 s. 408. *Corporation of the Town of St. Peters v. Dangerfield and Others* (1969) S.A.S.R. 523 s. 422. Amended by No. 32, 1978, s. 56 s. 424. Amended by No. 77, 1976, s. 50 and by No. 32, 1978, s. 57 s. 425. Amended by No. 77, 1976, s. 51 s. 426. Amended by No. 12, 1976, s. 56 and by No. 32, 1978, s. 58 s. 427. Amended by No. 77, 1976, s. 52 and by No. 32, 1978, s. 59 s. 428. Repealed by No. 77, 1976, s. 53 s. 429. Amended by No. 77, 1976, s. 54 s. 430. Amended by No. 12, 1976, s. 57, by No. 77, 1976, s. 55 and by No. 32, 1978, s. 60 s. 434. Amended by No. 77, 1976, s. 56 s. 435. Amended by No. 12, 1976, s. 58, by No. 86, 1976, s. 2, by No. 32, 1978, s. 61 and by No. 88, 1980, s. 42 s. 436. Amended by No. 77, 1976, s. 57 s. 437. Amended by No. 32, 1978, s. 62 s. 449. Amended by No. 12, 1976, s. 59 s. 449c. Amended by No. 32, 1978, s. 63 s. 454. Amended by No. 32, 1978, s. 64 s. 456. Amended by No. 32, 1978, s. 91 s. 457. Amended by No. 77, 1976, s. 58, by No. 1, 1977, s. 14 and by No. 32, 1978, s. 65 *Attorney-General v. The Corporation of the City of Mitcham* (1957) S.A.S.R. 174 s. 458. Amended by No. 32, 1978, s. 91 s. 459. Amended by No. 77, 1976, s. 59 s. 468. Amended by No. 88, 1980, s. 43 s. 469. Amended by No. 88, 1980, s. 44 s. 470. Amended by No. 32, 1978, s. 91 s. 475. *Willing v. Young* 11 S.A.S.R. 86 Part XXIIA and heading. Substituted by No. 33, 1978, s. 5 s. 475a. Amended by No. 32, 1978, s. 91, substituted by No. 33, 1978, s. 5 and amended by No. 50, 1979, s. 3 and by No. 89, 1980, s. 3 *Hinton Demolition Pty. Ltd. v. Young* (1973) 6 S.A.S.R. 129 s. 475b. Substituted by No. 33, 1978, s. 5 and amended by No. 89, 1980, s. 4 s. 475c. Substituted by No. 33, 1978, s. 5 and amended by No. 50, 1979, s. 4 and by No. 89, 1980, s. 5 s. 475d. Substituted by No. 33, 1978, s. 5 *Hinton Demolitions Pty. Ltd. v. Young* (1973) 6 S.A.S.R. 129 *Willing v. Ewens* 7 S.A.S.R. 231 *Willing v. Young* (*No.* 2) 7 S.A.S.R. 368 s. 475e. Substituted by No. 33, 1978, s. 5 and amended by No. 50, 1979, s. 5 and by No. 89, 1980, s. 6 s. 475f. Substituted by No. 33, 1978, s. 5 s. 475g. Amended by No. 32, 1978, s. 91 and substituted by No. 33, 1978, s. 5 s. 475h. Substituted by No. 33, 1978, s. 5 s. 475i. Enacted by No. 50, 1979, s. 6 and amended by No. 89, 1980, s. 7 s. 476. Amended by No. 109, 1978, s. 37 (1) *(a)* s. 477. Amended by No. 32, 1978, s. 91 s. 480. Repealed by No. 109, 1978, s. 37 (1) *(b)* s. 485. Amended by No. 77 1976, s. 60 s. 487. Amended by No. 77, 1976, s. 61 s. 497. Amended by No. 16, 1946, s. 65 s. 500. Amended by No. 88, 1980, s. 45 s. 503. Amended by No. 32, 1978, s. 91 s. 512. Amended by No. 32, 1978, s. 91 s. 517. Amended by No. 32, 1978, s. 91 s. 523. Amended by No. 32, 1978, s. 91 s. 524. Amended by No. 32, 1978, s. 91 s. 530c. Amended by No. 12, 1976, s. 61, by No. 32, 1978, s. 66 and by No. 70, 1978, s. 13 s. 536. Amended by No. 32, 1978, s. 91 s. 536a. Amended by No. 32, 1978, s. 67 s. 536b. Enacted by No. 88, 1980, s. 46 s. 540a. Amended by No. 32, 1978, s. 91 s. 541. Amended by No. 12, 1976, s. 62 and by No. 32, 1978, s. 91 s. 542. Substituted by No. 88, 1980, s. 47 s. 543. Amended by No. 32, 1978, s. 91 and repealed by No. 88, 1980, s. 47 s. 546. Amended by No. 32, 1978, s. 91 s. 548. Amended by No. 32, 1978, s. 91 s. 550. Amended by No. 12, 1976, s. 63 and by No. 32, 1978, s. 91 s. 550a. Amended by No. 12, 1976, s. 64 and by No. 32, 1978, s. 91 s. 550b. Amended by No. 32, 1978. s. 91 s. 550c. Enacted by No. 12, 1976, s. 65 Part XXVII (ss. 551-555a) and heading. Repealed by No. 17, 1980, s. 4

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Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	s. 552. Amended by No. 32, 1978, s. 91 and repealed by No. 17, 1980, s. 4 s. 580. Amended by No. 32, 1978, s. 91 s. 581. Amended by No. 32, 1978, s. 91 s. 586. Amended by No. 32, 1978, s. 91 s. 593. Amended by No. 32, 1978, s. 91 s. 595. Amended by No. 32, 1978, s. 91 s. 598. Amended by No. 32, 1978, s. 91 s. 600. Amended by No. 32, 1978, s. 91 s. 602. Amended by No. 32, 1978, ss. 68, 91 s. 603. Amended by No. 32, 1978, ss. 69, 91 s. 604. Amended by No. 32, 1978, s. 91 s. 607. Amended by No. 32, 1978, s. 91 s. 608. Amended by No. 32, 1978, s. 91 s. 609. Amended by No. 32, 1978, s. 91 s. 610. Amended by No. 32, 1978, s. 91 s. 611. Amended by No. 32, 1978, s. 91 s. 615. Amended by No. 32, 1978, s. 91 s. 621. Amended by No. 32, 1978, s. 91 s. 622. Amended by No. 32, 1978, s. 91 s. 624. Amended by No. 32, 1978, s. 91 s. 627. Amended by No. 32, 1978, s. 91 s. 629. Amended by No. 32, 1978, s. 91 s. 632. Amended by No. 32, 1978, s. 91 s. 637. Amended by No. 32, 1978, s. 91 s. 638. Amended by No. 32, 1978, s. 91 s. 640. Amended by No. 12, 1976, s. 66 s. 641. Amended by No. 12, 1976, s. 67 s. 659. Amended by No. 32, 1978, s. 91 s. 665. Amended by No. 88, 1980, s. 48 s. 666. Repealed by No. 12, 1976, s. 68 s. 666b. Amended by No. 32, 1978, s. 70 Division I of Part XXXIX (ss. 667-686b) and heading. Repealed by No. 32, 1978, s. 71 New Division I of Part XXXIX and heading. Enacted by No. 32, 1978, s. 71 s. 667. Substituted by No. 32, 1978, s. 71, amended by No. 33, 1978, s. 6, by No. 109, 1978, s. 37, by No. 50, 1979, s. 7 and by No. 17, 1980, s. 5 *Cooper v. Bormann* 22 S.A.S.R. 589 ss. 668-670 Substituted by No. 32, 1978, s. 71 s. 671. Substituted by No. 32, 1978, s. 71 and amended by No. 109, 1978, s. 37 (1) (*e*) s. 672. Substituted by No. 32, 1978, s. 71 s. 672a. Enacted by No. 50, 1979, s. 8 ss. 673-678. Substituted by No. 32, 1978, s. 71 s. 679. Substituted by No. 32, 1978, s. 71, amended by No. 33, 1978, s. 7 and by No. 50, 1979, s. 9 s. 680. Substituted by No. 32, 1978, s. 71 s. 681. Substituted by No. 32, 1978, s. 71 Division II of Part XXXIX (ss. 687-690) and heading. Repealed by No. 32, 1978, s. 71 New Division II of Part XXXIX and heading. Enacted by No. 32, 1978, s. 71 ss. 682-684. Substituted by No. 32, 1978, s. 71 s. 693. Amended by No. 12, 1976, s. 69 s. 709. Amended by No. 32, 1978, s. 72 *Wache v. Parham* (1937) S.A.S.R. 116 *Baker v. The Corporation of the Town of Hindmarsh* (1958) S.A.S.R. 92 *Fereday v. The Corporation of the City of Campbelltown* (1967) S.A.S.R. 205 *Hill v. The Corporation of the City of Port Adelaide* 8 S.A.S.R. 196 s. 710. Amended by No. 77, 1976, s. 62 and by No. 32, 1978, s. 73 *Wache v. Parham* (1937) S.A.S.R. 116 *Hill v. The Corporation of the City of Port Adelaide* 8 S.A.S.R. 196 s. 713. Amended by No. 32, 1978, s. 74 s. 714. *Hill v. The Corporation of the City of Port Adelaide* 8 S.A.S.R. 196 s. 719. *McKernan v. Afford* 9 S.A.S.R. 11 s. 721. Amended by No. 88, 1980, s. 49 s. 725. Amended by No. 77, 1976, s. 62a *Fereday v. The Corporation of the City of Campbelltown* (1967) S.A.S.R. 205 *Howie v. Hollobone* 8 S.A.S.R. 148 *Willing v. Young* 11 S.A.S.R. 86 s. 730. *The University of Adelaide v. The District Council of Mitcham* (1937) S.A.S.R. 288 s. 743. Amended by No. 32, 1978, s. 75 Part XLIA and heading. Enacted by No. 12, 1976, s. 70 ss. 748a-748b. Enacted by No. 12, 1976, s. 70 s. 748ba. Enacted by No. 32, 1978, s. 76 ss. 748c-748d. Enacted by No. 12, 1976, s. 70 s. 749. Amended by No. 32, 1978, s. 91 s. 750. Amended by No. 32, 1978, s. 91 s. 751. Amended by No. 32, 1978, s. 91

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Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	s. 752. Amended by No. 32, 1978, s. 91 s. 753. Amended by No. 32, 1978, s. 91 s. 755. Amended by No. 32, 1978, s. 91 s. 755a. Amended by No. 32, 1978, s. 91 s. 759. Amended by No. 32, 1978, s. 91 s. 760. Amended by No. 32, 1978, s. 91 s. 761. Amended by No. 32, 1978, s. 91 s. 762. Amended by No. 32, 1978, s. 91 s. 763. Amended by No. 77, 1976, s. 63 and by No. 32, 1978, s. 91 s. 767. Repealed by No. 77, 1976, s. 64 s. 768. Amended by No. 77, 1976, s. 65 and by No. 32, 1978, s. 91 s. 769. Amended by No. 32, 1978, s. 91 s. 769a. Amended by No. 32, 1978, s. 91 s. 770. Amended by No. 32, 1978, s. 91 s. 773. Amended by No. 32, 1978, s. 91 s. 774. Amended by No. 32, 1978, s. 91 s. 775. Amended by No. 32, 1978, s. 91 s. 778. Amended by No. 32, 1978, s. 91 s. 778a. Amended by No. 88, 1980, s. 50 s. 779. Amended by No. 32, 1978, s. 91 s. 779a. Amended by No. 32, 1978, s. 91 s. 779b. Amended by No. 32, 1978, s. 91 s. 780. Amended by No. 32, 1978, s. 91 s. 780a. Amended by No. 32, 1978, s. 91 s. 781. Amended by No. 32, 1978, s. 91 s. 781a. Amended by No. 32, 1978, s. 91 s. 782. Amended by No. 32, 1978, s. 91 s. 782a. Amended by No. 32, 1978, s. 77, 91 s. 783. Repealed by No. 12, 1976, s. 71 s. 784. Amended by No. 32, 1978, s. 91 s. 785. Amended by No. 32, 1978, s. 91 s. 786. Amended by No. 32, 1978, s. 91 s. 787. Amended by No. 32, 1978, s. 91 s. 788. Amended by No. 32, 1978, s. 91 s. 789. Amended by No. 32, 1978, s. 91 s. 789a. Amended by No. 32, 1978, s. 91 s. 791. Amended by No. 32, 1978, s. 91 s. 794a. Enacted by No. 33, 1978, s. 8 and amended by No. 50, 1979, s. 10 s. 794b. Enacted by No. 33, 1978, s. 8 and amended by No. 89, 1980, s. 8 s. 794c. Enacted by No. 50, 1979, s. 11 Heading preceding s. 795. Amended by No. 77, 1976, s. 66 s. 795. Amended by No. 77, 1976, s. 67 s. 796. Substituted by No. 77, 1976, s. 68 and amended by No. 32, 1978, s. 78 s. 797. Amended by No. 32, 1978, s. 79 s. 799. Amended by No. 32, 1978, s. 80 s. 800. Repealed by No. 32, 1978, s. 81 s. 801. Amended by No. 88, 1980, s. 51 s. 802. Amended by No. 88, 1980, s. 52 s. 808. Repealed by No. 77, 1976, s. 69 s. 809. Repealed by No. 77, 1976, s. 69 s. 810. Repealed by No. 77, 1976, s. 69 s. 811. Amended by No. 88, 1980, s. 53 s. 812. Amended by No. 88, 1980, s. 54 s. 813. Amended by No. 77, 1976, s. 70 and by No. 88, 1980, s. 55 s. 814. Amended by No. 77, 1976, s. 71 s. 816. Substituted by No. 77, 1976, s. 72 and amended by No. 1, 1977, s. 15 s. 817. Repealed by No. 77, 1976, s. 72 s. 818. Repealed by No. 77, 1976, s. 72 s. 819. Repealed by No. 77, 1976, s. 73 s. 820. Amended by No. 77, 1976, s. 74, by No. 1, 1977, s. 16 and by No. 88, 1980, s. 56 s. 821. Amended by No. 77, 1976, s. 75 s. 822. Amended by No. 88, 1980, s. 57 s. 824. Amended by No. 32, 1978, s. 91 and by No. 88, 1980, s. 58 s. 825. Amended by No. 1, 1977, s. 17 and by No. 88, 1980, s. 59 s. 826. Amended by No. 88, 1980, s. 60 s. 828. Amended by No. 77, 1976, s. 76 s. 829. Amended by No. 88, 1980, s. 61 s. 830. Substituted by No. 77, 1976, s. 77 s. 831. Amended by No. 88, 1980, s. 62 s. 832a. Amended by No. 77, 1976, s. 78 s. 832b. Repealed by No. 77, 1976, s. 79 s. 833. Amended by No. 77, 1976, s. 80 and by No. 32, 1978, s. 82 s. 834. Amended by No. 77, 1976, s. 81 s. 835. Amended by No. 77, 1976, s. 82, by No. 32, 1978, s. 83 and by No. 88, 1980, s. 63 s. 837. Amended by No. 77, 1976, s. 83 s. 838. Amended by No. 77, 1976, s. 84

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Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	s. 839. Amended by No. 77, 1976, s. 85 s. 840. Amended by No. 77, 1976, s. 86 s. 841. Amended by No. 77, 1976, s. 87, by No. 32, 1978, s. 84 and by No. 88, 1980, s. 64 s. 842. Amended by No. 77, 1976, s. 88 s. 843. Amended by No. 77, 1976, s. 89 s. 844. Amended by No. 32, 1978, s. 91 s. 845. Amended by No. 77, 1976, s. 90 s. 846. Amended by No. 77, 1976, s. 91, by No. 32, 1978, s. 85 and by No. 88, 1980, s. 65 s. 854. Amended by No. 88, 1980, s. 66 s. 858. Amended by No. 77, 1976, s. 92, by No. 32, 1978, s. 86 and by No. 88, 1980, s. 67 s. 866. Amended by No. 32, 1978, s. 91 and by No. 88, 1980, s. 68 s. 868. Amended by No. 32, 1978, s. 91 s. 871e. Amended by No. 32, 1978, s. 87 s. 871j. Amended by No. 77, 1976, s. 93 s. 871n. Amended by No. 77, 1976, s. 94 ss. 871w, 871wa, 871wb, 871x and 871xa. Repealed by No. 17, 1980, s. 6 s. 874. Amended by No. 33, 1978, s. 9 s. 875. Amended by No. 12, 1976, s. 72, by No. 32, 1978, s. 88 and by No. 88, 1980, s. 69 s. 877. Amended by No. 17, 1980, s. 7 s. 881. Amended by No. 88, 1980, s. 70 s. 889. Amended by No. 12, 1976, s. 73 and by No. 77, 1976, s. 95 Second schedule. Amended by No. 77, 1976, s. 96 Fifth schedule. Amended by No. 77, 1976, s. 97 and by No. 88, 1980, s. 71 Ninth schedule. Repealed by No. 32, 1978, s. 89 Tenth schedule. Repealed by No. 32, 1978, s. 89 Fourteenth schedule. Amended by No. 88, 1980, s. 72 Sixteenth schedule. Repealed by No. 109, 1978, s. 37 (1) (*f*) Eighteenth schedule. Amended by No. 88, 1980, s. 73 Nineteenth schedule. Amended by No. 77, 1976, s. 98 Twenty-third schedule. Amended by No. 32, 1978, s. 90
Local Public Abattoirs Act, 1911-1980 (Formerly Abattoirs Act, 1911-1973) (New ed., Vol. 1, p. 1)	s. 2. Amended by No. 27, 1980, s. 3 s. 3. Amended by No. 27, 1980, s. 4 s. 4. Substituted by No. 27, 1980, s. 5 ss. 5-8. Repealed by No. 27, 1980, s. 5 s. 9. Amended by No. 27, 1980, s. 6 ss. 32 and 33. Repealed by No. 27, 1980, s. 7 s. 34. Amended by No. 27, 1980, s. 8 Part IV (ss. 51-74) and Part IVA (ss. 74a-74g) and headings. Repealed by No. 27, 1980, s. 9 s. 78. Amended by No. 27, 1980, s. 10 s. 79. Amended by No. 27, 1980, s. 11 ss. 80 and 81. Repealed by No. 27, 1980, s. 12 s. 82. Amended by No. 27, 1980, s. 13 s. 83. Repealed by No. 27, 1980, s. 14 ss. 84-86. Repealed by No. 27, 1980, s. 15 s. 87. Amended by No. 27, 1980, s. 16 s. 89. Amended by No. 27, 1980, s. 17 s. 90. Repealed by No. 27, 1980, s. 18 Schedule repealed by No. 27, 1980, s. 19
Long Service Leave Act, 1967-1972 (New ed., Vol. 6, p. 606)	s. 3. *Australian Mutual Provident Society v. Allan* 52 A.L.J.R. 407 *(Privy Council)* reversing *The Queen v. Allan ex parte Australian Mutual Provident Society* 16 S.A.S.R. 237 *Chaplin v. A.M.P. Society* 44 S.A.I.R. 354 s. 4. *Coles v. Randall* 35 S.A.I.R. 388 *Fielder v. Tassios and Eustace* 35 S.A.I.R. 390 *Davis v. Abotomey* 35 S.A.I.R. 415 *Churchman v. Whyalla Hotel Pty. Ltd.* 36 S.A.I.R. 437 *Para Motors Pty. Ltd. v. Cocks* 9 S.A.S.R. 44 *Wilckens v. Wilckens and Burnside* 39 S.A.I.R. 1198 s. 5. *Nocol Industries Long Service Leave Exemption Case* 35 S.A.S.R. 327 *Coles v. Randall* 35 S.A.I.R. 388 *Fielder v. Tassios and Eustace* 35 S.A.I.R. 390 *Smith v. Rosie* 36 S.A.I.R. 398 *Sims v. Laslett and Paxford* 36 S.A.I.R. 457 *Wilckens v. Wilckens and Burnside* 39 S.A.I.R. 1198 *Fire Brigades Offices, etc. Award Preliminary Objection Case* 43 S.A.I.R. 863 *Chaplin v. A.M.P. Society* 44 S.A.I.R. 354 s. 11. *Suhr v. Executor Trustee and Agency Co.* 39 S.A.I.R. 1230 *S.A. Co-operative Bulk Handling Ltd. (Long Service Leave Act Exemption)* 40 S.A.I.R. 403

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Long Service Leave Act, 1967-1972 (New ed., Vol. 6, p. 606)—*continued*	s. 12. *Wilckens v. Wilckens and Burnside* 39 S.A.I.R. 1198 *Australian Mutual Provident Society v. Allan* 16 S.A.S.R. 237 (reversed, but not on this point by the Privy Council, see note under s. 3) *Chaplin v. A.M.P. Society* 44 S.A.I.R. 354
Long Service Leave (Building Industry) Act, 1975 (1976, p. 56)[1]	s. 3. Amended by No. 87, 1976, s. 3 s. 4. Amended by No. 87, 1976, s. 4 s. 22. Amended by No. 87, 1976, s. 5 s. 24. Amended by No. 87, 1976, s. 6 ss. 24a-24d. Enacted by No. 87, 1976, s. 7 s. 29. Amended by No. 87, 1976, s. 8 s. 29a. Enacted by No. 87, 1976, s. 9 s. 30. Amended by No. 87, 1976, s. 10 Part IVA (ss. 36a-36d). Enacted by No. 87, 1976, s. 11 s. 42a. Enacted by No. 87, 1976, s. 12
Lottery and Gaming Act, 1936-1975 (New ed., Vol. 6, p. 617)	s. 2. Amended by No. 104, 1976, second schedule s. 4. Amended by No. 104, 1976, second schedule and by No. 105, 1980, s. 3. s. 7. *Ampol Petroleum Ltd. v. O'Sullivan* (1960) S.A.S.R. 137 s. 8. *Ampol Petroleum Ltd. v. O'Sullivan* (1960) S.A.S.R. 137 s. 9. Amended by No. 105, 1980, s. 4. s. 14b. Amended by No. 105, 1980, s. 5. Part III (ss. 15-31). Repealed by No. 104, 1976, second schedule Part IIIA (ss. 31a-31v). Repealed by No. 104, 1976, second schedule Part IIIB (ss. 31w-31xk). Repealed by No. 104, 1976, second schedule Part IV (ss. 32-48b). Repealed by No. 104, 1976, second schedule Part IVA (ss. 48d-48i). Repealed by No. 104, 1976, second schedule s. 54a. Repealed by No. 104, 1976, second schedule s. 58. Amended by No. 104, 1976, second schedule s. 59a. Enacted by No. 105, 1980, s. 6 s. 61. *Obst v. Jacobs* (1969) S.A.S.R. 346 s. 62. Amended by No. 104, 1976, second schedule and substituted by No. 105, 1980, s. 7 s. 63. Re-enacted by No. 47, 1978, s. 2 and amended by No. 105, 1980, s. 8 s. 64. Repealed by No. 104, 1976, second schedule, re-enacted by No. 47, 1978, s. 2 and amended by No. 105, 1980, s. 9 s. 65. Repealed by No. 104, 1976, second schedule s. 66. Repealed by No. 104, 1976, second schedule s. 67. Repealed by No. 104, 1976, second schedule s. 67a. Repealed by No. 104, 1976, second schedule s. 70. Repealed by No. 104, 1976, second schedule s. 71. Amended by No. 105, 1980, s. 10 s. 75. Amended by No. 105, 1980, s. 11 s. 84. Amended by No. 105, 1980, s. 12 s. 85. Amended by No. 105, 1980, s. 13 s. 86. Amended by No. 105, 1980, s. 14 s. 88. Amended by No. 105, 1980, s. 15 s. 88a. Amended by No. 105, 1980, s. 16 s. 90. Amended by No. 105, 1980, s. 17 *Drakopoulos v. Sidebottom* 13 S.A.S.R. 298 *Fingleton v. Lowen* 20 S.A.S.R. 312 s. 91. Amended by No. 105, 1980, s. 18 s. 92. Amended by No. 105, 1980, s. 19 s. 93. Amended by No. 105, 1980, s. 20 s. 94. Amended by No. 105, 1980, s. 21 s. 95. Amended by No. 105, 1980, s. 22 s. 98. Enacted by No. 105, 1980, s. 23 s. 105. *Campbell v. Inkley* (1960) S.A.S.R. 273 *Duthie v. Brebner* (1961) S.A.S.R. 183 s. 110. Amended by No. 105, 1980, s. 24 Third schedule. Repealed by No. 104, 1976, second schedule Fifth schedule. Repealed by No. 104, 1976, second schedule
Margarine Act, 1939-1975 (New ed., Vol. 6, p. 750)	s. 3. *O'Sullivan v. Miracle Foods (S.A.) Pty. Limited* (1966) 115 C.L.R. 177 ss. 23 and 24. *O'Sullivan v. Miracle Foods (S.A.) Pty. Limited* (1966) 115 C.L.R. 177 s. 25a. *O'Sullivan v. Miracle Foods (S.A.) Pty. Limited* (1966) 115 C.L.R. 177
Marine Act, 1936-1975 (New ed., Vol. 7, p. 5)	s. 63. Amended by No. 55, 1976, s. 3 s. 67f. Repealed by No. 55, 1976, s. 4 s. 67g. Amended by No. 55, 1976, s. 5 s. 67h. Amended by No. 55, 1976, s. 6 s. 145. Re-enacted by No. 55, 1976, s. 8 Second schedule. Amended by regulations, *Gazette* 7th July, 1977, p. 17

[1]This Act is not included in the New Edition because it was not assented to until 4th March, 1976, and did not come into operation until 1st April, 1977 (see Act No. 13, 1976, s. 2).

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Marketing of Eggs Act, 1941-1973 (New ed., Vol. 7, p. 108)	s. 9 Amended by No. 11, 1980, s. 2
Markets Clauses Act, 1870-1956 (New ed., Vol. 7, p. 125)	s. 13. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 31. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 36. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 38. *Tucker v. Bishop* (1936) S.A.S.R. 345
Matrimonial Causes Act, 1929-1935 (Vol. 5, p. 693)	See Table of Public Acts of Restricted Application. For amendments to and reported decisions on this Act, see Table of Amendments and Cases in 1975 Annual Volume
Medical Practitioners Act, 1919-1974 (New ed., Vol. 7, p. 139)	s. 5. Amended by No. 58, 1976, s. 2 s. 6. Repealed by No. 58, 1976, s. 3 s. 8. Amended by No. 58, 1976, s. 4 s. 18. Amended by No. 58, 1976, s. 5 s. 20. Amended by No. 58, 1976, s. 6 s. 22. Amended by No. 58, 1976, s. 7 s. 24. Amended by No. 58, 1976, s. 8 s. 26. *In re Robson* (1952) S.A.S.R. 101 *In re Frederick* (1957) S.A.S.R. 149 *In re Texler* (1957) S.A.S.R. 258 *Hoile v. The Medical Board of South Australia* (1960) 104 C.L.R. 157; 34 A.L.J. 62, affirming *In re Hoile* (1959) S.A.S.R. 270 *In re K.* (1965) S.A.S.R. 286 *In re Phillips* 18 S.A.S.R. 44 *In re Jennings* 23 S.A.S.R. 318 s. 31a. *The South Australian Branch of the Australian Medical Association Incorporated v. The State of South Australia* (1973) 6 S.A.S.R. 350 s. 31b. *The South Australian Branch of the Australian Medical Association Incorporated v. The State of South Australia* (1973) 6 S.A.S.R. 350 s. 31c. *The South Australian Branch of the Australian Medical Association Incorporated v. The State of South Australia* (1973) 6 S.A.S.R. 350 s. 35. *Becker v. Miller* (1936) S.A.S.R. 125. Leave to appeal to the High Court refused, 57 C.L.R. 780 (note). *Lewis v. Crafter. Cavendish Laboratories (Australia) Limited v. Crafter* (1942) S.A.S.R. 30 *Mayo v. Harris* (1945) S.A.S.R. 151, reversing *Mayo v. Harris* (1945) S.A.S.R. 71 *Ridland v. Amburlah* (1956) S.A.S.R. 118
Mental Health Act, 1976-1977 (1977, p. 107)	s. 4. Amended by No. 21, 1979, s. 2 Schedule. Amended by No. 21, 1979, s. 3
Mental Health (Supplementary Provisions) Act, 1935-1979 (Formerly Mental Health Act, 1935-1974) (New ed., Vol. 7, p. 171)	Long title. Substituted by No. 21, 1979, s. 3 Part I (ss. 1-4). Repealed by No. 24, 1977, s. 4 (1) and re-enacted by No. 21, 1979, s. 3 s. 1. Amended by No. 21, 1979, s. 3 s. 2. Repealed by No. 21, 1979, s. 3 s. 2a. Repealed by No. 21, 1979, s. 3 s. 3. Repealed by No. 21, 1979, s. 3 s. 4. Repealed by No. 21, 1979, s. 3 Part II (ss. 5-23). Repealed by No. 24, 1977, s. 4 (1) Heading to Part III. Substituted by No. 24, 1977, s. 4 (1) Division I of Part III (ss. 24-45) and heading. Repealed by No. 24, 1977, s. 4 (1) New Division I of Part III (ss. 42-45) and heading. Re-enacted by No. 24, 1977, s. 4 (1) Heading preceding s. 46. Substituted by No. 24, 1977, s. 4 (1) Part IV (ss. 57-96). Repealed by No. 24, 1977, s. 4 (1) Part V (ss. 109-136). Repealed by No. 21, 1979, s. 3 Part VI (s. 137). Repealed by No. 24, 1977, s. 4 (1) Part VII (ss. 146-153). Repealed by No. 24, 1977, s. 4 (1) Part VIIA (ss. 153a-153d). Repealed by No. 24, 1977, s. 4 (1) Part VIII (ss. 154-163). Repealed by No. 24, 1977, s. 4 (1) s. 160. *Rosey v. Lipson* (1958) S.A.S.R. 41 Part IX (ss. 164-173). Repealed by No 24, 1977, s. 4 (1) First to ninth schedules. Repealed by No. 24, 1977, s. 4 (1) Eleventh to eighteenth schedules. Repealed by No. 24, 1977, s. 4 (1) Twentieth to twenty-eighth schedules. Repealed by No. 24, 1977, s. 4 (1)
Mercantile Law Act, 1936 (New ed., Vol. 7, p. 248)	s. 18. Repealed by No. 84, 1978, s. 39 (3)
Metropolitan Adelaide Road Widening Plan Act, 1972 (New ed., Vol. 7, p. 255)	s. 3 Amended by No. 56, 1976, s. 3 s. 4 Amended by No. 56, 1976, s. 4 s. 6 Amended by No. 56, 1976, s. 5 s. 7 Amended by No. 56, 1976, s. 6 s. 8 Amended by No. 56, 1976, s. 7

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Metropolitan Milk Supply Act, 1946-1974 (New ed., Vol. 7, p. 277)	s. 32. Amended by No. 110, 1980, s. 2
Metropolitan Taxi-Cab Act, 1956-1974 (New ed., Vol. 7, p. 299)	s. 35. *O'Sullivan v. Hannigan* (1960) S.A.S.R. 266 s. 37a. Amended by No. 99, 1978, s. 3
Mines and Works Inspection Act, 1920-1974 (New ed., Vol. 7, p. 313)	s. 4. Amended by No. 66, 1978, s. 3 s. 5a. Repealed by No. 66, 1978, s. 4 s. 7. Amended by No. 66, 1978, s. 5 s. 8. Amended by No. 66, 1978, s. 6 s. 9. Amended by No. 66, 1978, s. 7 s. 10. Amended by No. 66, 1978, s. 8 s. 11. Repealed by No. 66, 1978, s. 9 s. 12. Amended by No. 66, 1978, s. 10 s. 13. Amended by No. 66, 1978, s. 11 s. 17. Substituted by No. 66, 1978, s. 12 s. 18. Amended by No. 66, 1978, s. 13 s. 24a. Enacted by No. 66, 1978, s. 14 Second schedule. Amended by No. 66, 1978, s. 15 Third schedule. Repealed by No. 66, 1978, s. 16
Mining Act, 1971-1975 (New ed., Vol. 7, p. 239)	For reported decisions on the Mining Act, 1930-1962 *see* table in 1971 Annual Volume s. 4. Amended by No. 51, 1978, s. 3 s. 6. Amended by No. 105, 1976, s. 3 and by No. 51, 1978, s. 4 s. 8. Amended by No. 51, 1978, s. 5 s. 9. Amended by No. 105, 1976, s. 4 and by No. 51, 1978, s. 6 s. 10a. Enacted by No. 51, 1978, s. 7 s. 15a. Enacted by No. 105, 1976, s. 5 s. 16. *Emerald Quarry Industries Pty. Ltd. v. Commissioner of Highways* 14 S.A.S.R. 486 s. 19. *Emerald Quarry Industries Pty. Ltd. v. Commissioner of Highways* 14 S.A.S.R. 486 s. 20. Amended by No. 105, 1976, s. 6 s. 21. Amended by No. 105, 1976, s. 7 and by No. 51, 1978, s. 8 s. 24. Amended by No. 105, 1976, s. 8 s. 25. Amended by No. 105, 1976, s. 9 s. 26. Amended by No. 51, 1978, s. 9 s. 27. Amended by No. 105, 1976, s. 10 and substituted by No. 51, 1978, s. 10 s. 28. Amended by No. 105, 1976, s. 11 s. 30. Amended by No. 105, 1976, s. 12 s. 34. Amended by No. 105, 1976, s. 13 s. 37. Amended by No. 105, 1976, s. 14 s. 38. Amended by No. 105, 1976, s. 15 Part VIA (ss. 41a-41f). Enacted by No. 51, 1978, s. 11 s. 42. Amended by No. 105, 1976, s. 16 s. 43. Amended by No. 105, 1976, s. 17 s. 44. Amended by No. 105, 1976, s. 18 and by No. 51, 1978, s. 12 s. 46. Amended by No. 105, 1976, s. 19 and by No. 51, 1978, s. 13 s. 49. Amended by No. 105, 1976, s. 20 s. 51. Amended by No. 105, 1976, s. 21 s. 52. Amended by No. 105, 1976, s. 22 and by No. 51, 1978, s. 14 s. 55. Amended by No. 105, 1976, s. 23 s. 58. Amended by No. 105, 1976, s. 24 s. 59. Amended by No. 142, 1972, s. 4 and by No. 51, 1978, s. 15 s. 60. Amended by No. 105, 1976, s. 25 s. 65. Amended by No. 105, 1976, s. 26 *Georgiev v. Tanfara* 13 S.A.S.R. 306 s. 66. Amended by No. 105, 1976, s. 27 s. 67. Amended by No. 105, 1976, s. 28 *Georgiev v. Tanfara* 13 S.A.S.R. 306 s. 68. Amended by No. 105, 1976, s. 29 and by No. 51, 1978, s. 16 s. 69. Amended by No. 105, 1976, s. 30 *Pacminex (Operations) Pty. Ltd. v. Australian (Nephrite) Jade Mines Pty. Ltd.* 7 S.A.S.R. 401 s. 74. Amended by No. 105, 1976, s. 31 and by No. 51, 1978, s. 17 *Crnisanin v. Logan* 4 S.A.S.R. 340 s. 75. Amended by No. 105, 1976, s. 32 s. 76. Amended by No. 51, 1978, s. 18 s. 77. Amended by No. 105, 1976, s. 33 and by No. 51, 1978, s. 19 s. 79. Amended by No. 51, 1978, s. 20 s. 86. Amended by No. 105, 1976, s. 34 s. 87a. Enacted by No. 105, 1976, s. 35 s. 92. Amended by No. 105, 1976, s. 36 and by No. 51, 1978, s. 21

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Motor Fuel Distribution Act, 1973-1974 (New ed., Vol. 7, p. 413)	s. 17a. Amended by No. 57, 1979, s. 41 s. 31. Amended by No. 57, 1979, s. 41 s. 34. Amended by No. 57, 1979, s. 41 s. 35. Substituted by No. 57, 1979, s. 41 s. 36. Amended by No. 57, 1979, s. 41 s. 41. Amended by No. 57, 1979, s. 41 s. 45. Amended by No. 57, 1979, s. 41 s. 64. Amended by No. 57, 1979, s. 41
Motor Vehicles Act, 1959-1975 (New ed., Vol. 7, p. 439)	s. 4. Amended by No. 14, 1976, s. 3 and by No. 120, 1978, s. 3 s. 5. Amended by No. 14, 1976, s. 4, by No. 79, 1976, s. 3 and by No. 120, 1978, s. 4 s. 7. Amended by No. 120, 1978, s. 5 *Scotts Transport Industries Pty. Ltd. v. Boys* 18 S.A.S.R. 537 s. 9. Amended by No. 120, 1978, s. 6 *Pioneer Express Proprietary Limited and another v. the State of South Australia* (1958) 99 C.L.R. 227; *Schwerdt v. Telford* (1960) S.A.S.R. 41 s. 12a. Amended by No. 120, 1978, s. 7 ss. 14-15. Repealed by No. 120, 1978, s. 8 s. 16. Amended by No. 120, 1978, s. 9 s. 17. Amended by No. 14, 1976, s. 5 and repealed by No. 120, 1978, s. 10 s. 17a. Enacted by No. 55, 1972, s. 5 and repealed by No. 120, 1978, s. 10 s. 18. Repealed by No. 120, 1978, s. 10 s. 19. Amended by No. 14, 1976, s. 6 and repealed by No. 120, 1978, s. 10 s. 19a. Amended by No. 120, 1978, s. 11 s. 20. Amended by No. 14, 1976, s. 7 and by No. 120, 1978, s. 12 s. 24. Amended by No. 120, 1978, s. 13 s. 25. Repealed by No. 39, 1971, s. 6 s. 26. Substituted by No. 120, 1978, s. 14 s. 27. Substituted by No. 14, 1976, s. 8 ss. 28-30. Repealed by No. 14, 1976, s. 8 s. 31. Amended by No. 14, 1976, s. 9 and by No. 120, 1978, s. 15 s. 33. Amended by No. 14, 1976, s. 10 and by No. 120, 1978, s. 16 s. 33a. Amended by No. 79, 1976, s. 4 and repealed by No. 120, 1978, s. 17 s. 34. Amended by No. 14, 1976, s. 11 and by No. 120, 1978, s. 18 s. 35. Amended by No. 14, 1976, s. 12 and by No. 120, 1978, s. 19 s. 36. Amended by No. 14, 1976, s. 13 s. 37. Amended by No. 14, 1976, s. 14 s. 38. Amended by No. 14, 1976, s. 15 and by No. 79, 1976, s. 5 s. 38a. Amended by No. 14, 1976, s. 16, by No. 79, 1976, s. 6 and by No. 120, 1978, s. 20 s. 38ab. Amended by No. 14, 1976, s. 17, by No. 79, 1976, s. 7 and by No. 120, 1978, s. 21 s. 38b. Amended by No. 14, 1976, s. 18 and by No. 79, 1976, s. 8 s. 39. Repealed by No. 14, 1976, s. 19 s. 40. Substituted by No. 14, 1976, s. 20 s. 40a. Amended by No. 14, 1976, s. 21 s. 41. Amended by No. 14, 1976, s. 22 and by No. 120, 1978, s. 22 *Con Dobre's Interstate Haulage Ltd. v. Stratton: Con Dobre's Interstate Haulage Ltd. v. Trotter: Trotter v. Con Dobre's Haulage Ltd.* (1965) S.A.S.R. 60 s. 42. Amended by No. 14, 1976, s. 23 s. 43. Amended by No. 120, 1978, s. 23 s. 44. Amended by No. 14, 1976, s. 24, by No. 79, 1976, s. 9 and by No. 120, 1978, s. 24 s. 46. Amended by No. 14, 1976, s. 25 and by No. 120, 1978, s. 25 s. 47. Substituted by No. 120, 1978, s. 26 s. 48. Amended by No. 120, 1978, s. 27 s. 49. Amended by No. 120, 1978, s. 28 s. 50. Amended by No. 14, 1976, s. 26 s. 51. Amended by No. 14, 1976, s. 27 s. 52. Amended by No. 120, 1978, s. 29 s. 53. Amended by No. 120, 1978, s. 30 s. 54. Amended by No. 14, 1976, s. 28 and by No. 120, 1978, s. 31 s. 55. Amended by No. 14, 1976, s. 29 and by No. 120, 1978, s. 32 s. 56. Amended by No. 120, 1978, s. 33 s. 57. Amended by No. 14, 1976, s. 30 and by No. 120, 1978, s. 34 s. 58. Amended by No. 14, 1976, s. 31 s. 60. Amended by No. 14, 1976, s. 32 s. 62. Amended by No. 14, 1976, s. 33 and by No. 120, 1978, s. 35 s. 63. Repealed by No. 14, 1976, s. 34 s. 64. Amended by No. 14, 1976, s. 35 s. 66. Amended by No. 14, 1976, s. 36, by No. 79, 1976, s. 10 and by No. 120, 1978, s. 36 s. 67. Amended by No. 14, 1976, s. 37, and by No. 120, 1978, s. 37 s. 68. Repealed by No. 14, 1976, s. 38 s. 69. Repealed by No. 14, 1976, s. 38 s. 69a. Repealed by No. 14, 1976, s. 38 s. 70. Amended by No. 120, 1978, s. 38

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Motor Vehicles Act, 1959-1975 (New ed., Vol. 7, p. 439)—*continued*	s. 71. Amended by No. 14, 1976, s. 39 and by No. 120, 1978, s. 39 s. 71aa. Repealed by No. 14 1976, s. 40 s. 72. Amended by No. 79, 1976, s. 11 and by No. 120, 1978, s. 40 s. 72a. Repealed by No. 14 1976, s. 41 s. 74. Amended by No. 14, 1976, s. 42 and by No. 120, 1978, s. 41 s. 74a. Repealed by No. 14 1976, s. 43 s. 74b. Repealed by No. 14 1976, s. 43 s. 74c Repealed by No. 14 1976, s. 43 s. 75. Amended by No. 14, 1976, s. 44 and by No. 120, 1978, s. 42 s. 75a. Amended by No. 14, 1976, s. 45, by No. 120, 1978, s. 43 and by No. 37, 1980, s. 3 s. 76. Repealed by No. 14 1976, s. 46 s. 77. Amended by No. 120, 1978, s. 44 s. 78. Amended by No. 120, 1978, s. 45 s. 79. Amended by No. 14, 1976, s. 47 and by No. 120, 1978, s. 46 s. 79a. Substituted by No. 14, 1976, s. 48 s. 79b. Enacted by No. 120, 1978, s. 47 s. 79c. Enacted by No. 120, 1978, s. 47 s. 80. Amended by No. 14, 1976, s. 49 and by No. 120, 1978, s. 48 s. 81. Amended by No. 120, 1978, s. 49 ss. 81a and 81b. Enacted by No. 37, 1980, s. 4 s. 82. Amended by No. 79, 1976, s. 12, by No. 120, 1978, s. 50 and by No. 37, 1980, s. 5 s. 83. Repealed by No. 14 1976, s. 50 s. 83a. Repealed by No. 14 1976, s. 51 s. 83b. Repealed by No. 14 1976, s. 51 s. 83c. Repealed by No. 14 1976, s. 51 s. 83d. Repealed by No. 14 1976, s. 51 s. 84. Substituted by No. 14, 1976, s. 52 s. 85. Amended by No. 120, 1978, s. 51 s. 86. Repealed by No. 120, 1978, s. 52 s. 87. Repealed by No. 14 1976, s. 53 s. 91. *Smith v. Manno* (1961) S.A.S.R. 17 s. 92. Amended by No. 120, 1978, s. 53 s. 93. Amended by No. 37, 1980, s. 6 s. 94. Amended by No. 120, 1978, s. 54 s. 95. Amended by No. 120, 1978, s. 55 s. 96. Amended by No. 120, 1978, s. 56 s. 97. Amended by No. 120, 1978, s. 57 s. 97a. Amended by No. 14, 1976, s. 54 and by No. 120, 1978, s. 58 s. 98a. Amended by No. 14, 1976, s. 55 and by No. 120, 1978, s. 59 s. 98b. Amended by No. 14, 1976, s. 56 and by No. 120, 1978, s. 60 *Kramer v. Morris* 11 S.A.S.R. 305, *Coombe v. Samuels* 12 S.A.S.R. 342 *Shillabeer v. Linnane* 22 S.A.S.R. 382 *Hepworth v. Rowbottom* 22 S.A.S.R. 394 Part IIIc (ss. 98c-98n). Enacted by No. 14, 1976, s. 57 s. 98c. Amended by No. 120, 1978, s. 61 s. 98d. Amended by No. 120, 1978, s. 62 s. 98da. Enacted by No. 120, 1978, s. 63 s. 98e. Amended by No. 120, 1978, s. 64 s. 98f. Amended by No. 120, 1978, s. 65 s. 98g. Amended by No. 120, 1978, s. 66 s. 98i. Amended by No. 120, 1978, s. 67 s. 98j. Amended by No. 120, 1978, s. 68 s. 98ja. Enacted by No. 120, 1978, s. 69 s. 98k. Amended by No. 120, 1978, s. 70 s. 98l. Amended by No. 120, 1978, s. 71 s. 98m. Amended by No. 120, 1978, s. 72 s. 98o. Enacted by No. 79, 1976, s. 13 and amended by No. 120, 1978, s. 73 s. 98p. Enacted by No. 79, 1976, s. 13 and amended by No. 120, 1978, s. 74 Part IIId heading. Enacted by No. 120, 1978, s. 75 ss. 98r-98x. Enacted by No. 120, 1978, s. 75 s. 99. *Hine v. Fire and All Risks Insurance Co. Ltd.* 7 S.A.S.R. 49 s. 100. Amended by No. 120, 1978, s. 76 s. 102. Amended by No. 120, 1978, s. 77 *Polst v. Giffen* (1960) S.A.S.R. 155 *Murphy v. Cusack* (1961) S.A.S.R. 25 *Rohn v. Berry* (1963) S.A.S.R. 56 *Miller v. Samuels* (1963) S.A.S.R. 310 *Foggo v. Berry* (1964) S.A.S.R. 110 *Bennett v. Menz* (1964) S.A.S.R. 192 *Smith v. Dixon* (1966) S.A.S.R. 337 *Williams v. Woollacott* (1966) S.A.S.R. 355 *Baskerville v. Martin* (1967) S.A.S.R. 156 *Lawrence v. Baskerville* (1968) S.A.S.R. 86 *Rabbich v. Williams* 4 S.A.S.R. 4 *Ryan v. Baskerville* 7 S.A.S.R. 31 *Mercorella v. Page* 12 S.A.S.R. 431

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Motor Vehicles Act, 1959-1975 (New ed., Vol. 7, p. 439)—*continued*	*Boyd v. Rowbottom* 14 S.A.S.R. 263 *Edwards v. Wylie* 14 S.A.S.R. 268 *Stoakes v. French* 20 S.A.S.R. 258 *Irving v. French* 21 S.A.S.R. 437 s. 103. Amended by No. 120, 1978, s. 78 s. 104. Amended by No. 14, 1976, s. 58 s. 106. Repealed by No. 14, 1976, s. 59 s. 108. Repealed by No. 14, 1976, s. 59 s. 110. Amended by No. 14, 1976, s. 60 and by No. 120, 1978, s. 79 s. 111a. Enacted by No. 75, 1966, s. 12 and amended by No. 14, 1976, s. 61 s. 112. Amended by No. 14, 1976, s. 62 s. 113. Amended by No. 14, 1976, s. 63 *Plozza and Plozza v. South Australian Insurance Company Limited (Union Assurance Society Limited—Third Party)* (1963) S.A.S.R. 122 *Moore v. A.G.C. (Insurances) Ltd.* (1968) S.A.S.R. 389 *Carslake v. Guardian Assurance Company* 15 S.A.S.R. 378 s. 115. Amended by No. 14, 1976, s. 64 *Hanlon v. Wadlow Limited and Miller* (1960) S.A.S.R. 94 *Maney v. Miller* (1962) S.A.S.R. 23 *Pietrowiez v. Miller* (1965) S.A.S.R. 279 *Watherston v. Miller* (1966) S.A.S.R. 378 *Fitzsimmons v. Griffiths* (1968) S.A.S.R. 311 *Krecu v. Municipal Tramways Trust and Griffiths* (1973) 5 S.A.S.R. 130 *Griffiths v. McNicol* 15 S.A.S.R. 419 *Plesae v. Griffiths* 15 S.A.S.R. 434 s. 116. Amended by No. 14, 1976, s. 65 s. 188. Amended by No. 14, 1976, s. 66 *Passmore v. Nott and General Insurance Co. Ltd.* (1966) S.A.S.R. 138 *Hine v. Fire and All Risks Insurance Co. Ltd.* 7 S.A.S.R. 49 s. 119. Substituted by No. 14, 1976, s. 67 s. 124. Amended by No. 120, 1978, s. 80 *Surrey Insurance Co. Ltd. v. Nagy and Nagy* (1968) S.A.S.R. 437 s. 125. *Massalsky v. Cropley* (1973) 5 S.A.S.R. 549 *Tsogas v. A.G.C. (Insurances) Ltd. and McGee* (1974) 6 S.A.S.R. 590 s. 127. *Hamlyn v. Hann and Heagney* (1967) S.A.S.R. 387 *Wilson and Cutovic v. Cutovic* 23 S.A.S.R. 77 s. 128. Amended by No. 120, 1978, s. 81 s. 134. Amended by No. 120, 1978, s. 82 s. 134a. Enacted by No. 14, 1976, s. 68 and amended by No. 79, 1976, s. 14 s. 135. Amended by No. 120, 1978, s. 83 s. 135a. Enacted by No. 120, 1978, s. 84 s. 136. Amended by No. 120, 1978, s. 85 s. 137. Amended by No. 120, 1978, s. 86 s. 138. Amended by No. 120, 1978, s. 87 s. 138a. Enacted by No. 120, 1978, s. 88 s. 138b. Enacted by No. 120, 1978, s. 88 s. 139b. Amended by No. 120, 1978, s. 89 s. 140. Amended by No. 120, 1978, s. 90 *Scotts Transport Industries Pty. Ltd. v. Boys* 18 S.A.S.R. 537 s. 141. Amended by No. 14, 1976, s. 69 and by No. 120, 1978, s. 91 s. 142. Amended by No. 14, 1976, s. 70 s. 145. Amended by No. 14, 1976, s. 71 and by No. 37, 1980, s. 7 s. 145. (a1) *Hinton Demolitions Pty. Ltd. v. Lower* (1968) S.A.S.R. 370
Narcotic and Psychotropic Drugs Act, 1934-1974 (New ed., Vol. 7, p. 529)	s. 3. Amended by No. 89, 1976, s. 3 *Reid v. Kerr* 9 S.A.S.R. 367 *Whitmore v. Harding* 9 S.A.S.R. 312 s. 4. Amended by No. 89, 1976, s. 4 *The Queen v. Harm* 13 S.A.S.R. 84 s. 5. Amended by No. 89, 1976, s. 5 and by No. 31, 1977, s. 4 *R. v. Beresford* 2 S.A.S.R. 446 *Bendix v. Sampson* 2 S.A.S.R. 138 *Twining v. Samuels* 2 S.A.S.R. 50 *R. v. Phillips* 3 S.A.S.R. 85 *Whitmore v. Harding* 9 S.A.S.R. 312 *Dimitrou v. Samuels* 10 S.A.S.R. 331 *R. v. Carey and Adey* 11 S.A.S.R. 575 *The Queen v. Stephens* 13 S.A.S.R. 145 *The Queen v. Gronert* 13 S.A.S.R. 189 *Pearson v. Samuels* 13 S.A.S.R. 428 *The Queen v. Tideman* 14 S.A.S.R. 130 *The Queen v. Boyce* 15 S.A.S.R. 40 *The Queen v. Landner* 15 S.A.S.R. 49 *Wright v. Samuels* 15 S.A.S.R. 324 *The Queen v. Collins* 21 S.A.S.R. 38 *Ilman v. Hore* 21 S.A.S.R. 272 *The Queen v. Frangos* 21 S.A.S.R. 331

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National Parks and Wildlife Act, 1972-1974 (New ed., Vol. 7, p. 543)	s. 4. Amended by No. 35, 1978, s. 3 and by No. 100, 1978, s. 3 s. 5. Amended by No. 100, 1978, s. 4 s. 11. Amended by No. 100, 1978, s. 5 Division II of Part II (ss. 15-19) and heading. Substituted by No. 100, 1978, s. 6 s. 35. Amended by No. 35, 1978, s. 4 s. 36. Amended by No. 35, 1978, s. 5 s. 38. Amended by No. 100, 1978, s. 7 Part IIIA and heading. Enacted by No. 35, 1978, s. 6 ss. 45a-451. Enacted by No. 35, 1978, s. 6 s. 60. *Walker v. Eves* 13 S.A.S.R. 249
Natural Gas Pipelines Authority Act, 1967 (1967, p. 6)	*See* Pipelines Authority Act, 1967-1974
Oaths Act, 1936-1969 (New ed., Vol. 7, p. 665)	ss. 17, 21. *In re Liddy* (1967) S.A.S.R. 62 s. 27. *R. v. Davies* 7 S.A.S.R. 375
Offenders Probation Act, 1913-1971 (New ed., Vol. 7, p. 695)	*s. 4. Cobiac v. Liddy* 119 C.L.R., reversing *Liddy v. Cobiac* (1969) S.A.S.R. 6 *Murray v. Wizgell* (1971) S.A.S.R. 251 *Fisher v. Chambers* 3 S.A.S.R. 25 *Fischer v. Chambers* 4 S.A.S.R. 105 *McLean v. Kowald* 9 S.A.S.R. 384 *White v. Leamey* 10 S.A.S.R. 506 *Kowald v. Hoile* 12 S.A.S.R. 101 *Kowald v. Hoile* (No. 2) 14 S.A.S.R. 314 *Giersch v. Pennicott* 15 S.A.S.R. 300 *The Queen v. Redman* 15 S.A.S.R. 572 *The Queen v. Peterson* 18 S.A.S.R. 124 *The Queen v. Barnes* 20 S.A.S.R. 1 *Fielding v. Combe* 20 S.A.S.R. 346 s. 5. *Adams v. Samuels* 9 S.A.S.R. 352 s. 8. *Fischer v. Chambers* 4 S.A.S.R. 105 s. 9. *R. v. Pope* 9 S.A.S.R. 69 *The Queen v. R. W. Collins* 12 S.A.S.R. 498 *The Queen v. Johnston* 13 S.A.S.R. 417 *Purvis v. West* 22 S.A.S.R. 313
Off-shore Waters (Application of Laws) Act, 1976 (1976, p. 215)	s. 3. Amended by No. 4, 1980, s. 3 *A. Raptis & Son v. State of South Australia* 138 C.L.R. 346 s. 4. Amended by No. 4, 1980, s. 4
Oil Refinery (Hundred of Noarlunga) Act, 1958-1967 (New ed., Vol. 7, p. 703)	s. 2. Amended by No. 78, 1976, s. 8 (1) s. 5. Amended by No. 15, 1976, s. 2 s. 6. Amended by No. 78, 1976, s. 8 (1) s. 9. Enacted by No. 47, 1965, s. 3 and amended by No. 46, 1967, s. 3 s. 10. Enacted by No. 78, 1976, s. 8 (1)
Opticians Act, 1920-1974 (New ed., Vol. 7, p. 725)	s. 20. *Egarr v. Registrar of Board of Optical Registration* (1952) S.A.S.R. 163 s. 39. *Landers v. Board of Optical Registration* (1939) S.A.S.R. 393 s. 46. *Landers v. Board of Optical Registration* (1939) S.A.S.R. 393 *Egarr v. Registrar of Board of Optical Registration* (1952) S.A.S.R. 163
Oriental Fruit Moth Control Act, 1962-1967 (New ed., Vol. 7, p. 739)	s. 5. Amended by No. 96, 1978, s. 13 s. 6. Amended by No. 96, 1978, s. 14 s. 9. Amended by No. 96, 1978, s. 15 s. 9a. Amended by No. 96, 1978, s. 16 s. 14. Amended by No. 96, 1978, s. 17

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Parliamentary Salaries and Allowances Act, 1965-1974 (New ed., Vol. 7, p. 775)	s. 5. Amended by No. 101, 1978, s. 5 s. 9. Amended by No. 101, 1978, s. 6
Parliamentary Superannuation Act, 1974 (New ed., Vol. 7, p. 787)	s. 5. Amended by No. 112, 1978, s. 3 s. 7. Amended by No. 112, 1978, s. 4 s. 14. Amended by No. 112, 1978, s. 5 s. 14a. Repealed by No. 112, 1978, s. 6 s. 17. Amended by No. 112, 1978, s. 7 s. 18. Amended by No. 112, 1978, s. 8 s. 19. Amended by No. 7, 1978, s. 4 s. 24. Amended by No. 122, 1978, s. 9 s. 25. Amended by No. 112, 1978, s. 10 s. 36. Amended by No. 112, 1978, s. 11 s. 39a. Enacted by No. 112, 1978, s. 12
Pastoral Act, 1936-1974 (New ed., Vol. 8, p. 13)	s. 6. Amended by No. 90, 1976, s. 3 s. 42c. Amended by No. 90, 1976, s. 4 and by No. 32, 1980, s. 18 s. 43. Amended by No. 60, 1960, s. 6 s. 44a. Amended by No. 90, 1976, s. 5 s. 61a. Amended by No. 90, 1976, s. 6 s. 61b. Amended by No. 90, 1976, s. 7 s. 63. Amended by No. 90, 1976, s. 8 s. 74. Substituted by No. 90, 1976, s. 9 s. 82. Amended by No. 90, 1976, s. 10 s. 99. Amended by No. 90, 1976, s. 11 ss. 100-111. Repealed by No. 23, 1976, s. 3 s. 113 and heading. Repealed by No. 23, 1976, s. 4 s. 114. Repealed by No. 23, 1976, s. 4 s. 132. Amended by No. 90, 1976, s. 12 s. 134a. Substituted by No. 90, 1976, s. 13 s. 140. Amended by No. 90, 1976, s. 14 s. 140a. Amended by No. 90, 1976, s. 15 First schedule. Amended by No. 90, 1976, s. 16 Second schedule. Repealed by No. 90, 1976, s. 17 Fourth schedule. Repealed by No. 90, 1976, s. 18
Pay-roll Tax Act, 1971-1975 (New ed., Vol. 8, p. 81)	s. 11a. Amended by No. 6, 1976, s. 3, by No. 80, 1976, s. 4, by No. 37, 1977, s. 3, by No. 76, 1978, s. 3, by No. 64, 1979, s. 3 and by No. 113, 1980, s. 3 s. 12. Amended by No. 64, 1979, s. 4 and by No. 113, 1980, s. 4 s. 13a. Amended by No. 6, 1976, s. 4, by No. 80, 1976, s. 5, by No. 37, 1977, s. 4, by No. 76, 1978, s. 4, by No. 64, 1979 s. 5 and by No. 113, 1980, s. 5 s. 14. Amended by No. 80, 1976, s. 6, by No. 37, 1977, s. 5, by No. 76, 1978, s. 5, by No. 64, 1979, s. 6 and by No. 113, 1980, s. 6 s. 15. Amended by No. 37, 1977, s. 6 Part IVA (ss. 18a-18m). Enacted by No. 94, 1975, s. 12. *See following lines.* s. 18k. Amended by No. 6, 1976, s. 5, by No. 80, 1976, s. 7, by No. 37, 1977, s. 7, by No. 76, 1978, s. 6, by No. 64, 1979, s. 7 and by No. 113, 1980, s. 7 s. 21a. Enacted by No. 6, 1976, s. 6 s. 26. Amended by No. 76, 1978, s. 7 s. 37. Amended by No. 113, 1980, s. 8 s. 56a. Enacted by No. 64, 1979, s. 8
Petroleum Act, 1940-1971 (New ed., Vol. 8, p. 128)	s. 3. Amended by No. 95, 1978, s. 3 s. 4a. Amended by No. 95, 1978, s. 4 s. 7. Amended by No. 95, 1978, s. 5 s. 13. Amended by No. 95, 1978, s. 6 s. 15. Amended by No. 95, 1978, s. 7 s. 16. Amended by No. 95, 1978, s. 8 s. 17. Amended by No. 95, 1978, s. 9 s. 18. Amended by No. 95, 1978, s. 10 s. 18a. Substituted by No. 95, 1978, s. 11 s. 18c. Amended by No. 95, 1978, s. 12 s. 18e. Enacted by No. 95, 1978, s. 13 s. 28. Amended by No. 95, 1978, s. 14 s. 28a. Amended by No. 95, 1978, s. 15 s. 34. Amended by No. 95, 1978, s. 17 s. 42. Amended by No. 95, 1978, s. 18 s. 49. Amended by No. 95, 1978, s. 19 s. 59. Amended by No. 95, 1978, s. 20 s. 76. Amended by No. 95, 1978, s. 21 s. 80o. Amended by No. 95, 1978, s. 22 s. 80v. Amended by No. 95, 1978, s. 23 s. 87. Amended by No. 95, 1978, s. 24

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Petroleum Products Subsidy Act, 1965 (New ed., Vol. 8, p. 166)	s. 3. Amended by No. 53, 1978, s. 3 s. 6. Amended by No. 53, 1978, s. 4 s. 11. Amended by No. 53, 1978, s. 5 s. 12. Amended by No. 53, 1978, s. 6 s. 13. Amended by No. 53, 1978, s. 7 s. 15. Amended by No. 53, 1978, s. 8 s. 17. Amended by No. 53, 1978, s. 9
Pharmacy Act, 1935-1973 (New ed., Vol. 8, p. 268)	s. 19. *Kruger v. Pharmacy Board of South Australia* 22 S.A.S.R. 339 s. 30. *Wright v. Edwards. Sauer v. Edwards* (1961) S.A.S.R. 267
Physiotherapists Act, 1945-1973 (New ed., Vol. 8, p. 303)	s. 32. *In re Ward* (1953) S.A.S.R. 308
Pipelines Authority Act, 1967-1974 (New ed., Vol. 8, p. 320)	s. 3. Amended by No. 16, 1977, s. 2 s. 9. Amended by No. 114, 1978, s. 2 s. 10. Amended by No. 16, 1977, s. 3 s. 10aa. Enacted by No. 16, 1977, s. 4 and amended by No. 114, 1978, s. 3 s. 11. Substituted by No. 16, 1977, s. 5 s. 12. Amended by No. 114, 1978, s. 4 s. 14. Amended by No. 16, 1977, s. 6 s. 15. Amended by No. 114, 1978, s. 5 s. 20. Enacted by No. 62, 1980, s. 2
Pistol Licence Act, 1929-1975 (New ed., Vol. 8, p. 332)	s. 9. *Coghlan v. Fleetwood* (1951) S.A.S.R. 76
Planning and Development Act, 1966-1975 (New ed., Vol. 8, p. 354)	s. 2. Amended by No. 42, 1978, s. 21 and by No. 30, 1980, s. 2 s. 5. Amended by No. 119, 1978, s. 3 s. 18b. Amended by No. 42, 1978, s. 22 s. 26. *Quarry Industries Limited v. The Corporation of the City of Marion* (1971) S.A.S.R. 55. *The Corporation of the City of Marion v. Lady Becker, Director of Planning and State Planning Authority* (1973) 6 S.A.S.R. 13 *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. Corporation of the City of Port Adelaide and the Attorney-General* 11 S.A.S.R. 504 *Twenty Seven Properties Ltd. v. Corporation of Noarlunga and Others* 11 S.A.S.R. 188 *Harrison and Harrison v. City of Adelaide Development Committee* 12 S.A.S.R. 593 *Director of Planning v. Uren* 13 S.A.S.R. 270 *Corporation of the City of Unley v. Wark* 18 S.A.S.R. 198 *Scott Pools Pty. Ltd. v. Corporation of the City of Salisbury* 22 S.A.S.R. 406 s. 27. *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. Corporation of the City of Port Adelaide and the Attorney-General* 11 S.A.S.R. 504 *Twenty Seven Properties Ltd. v. Corporation of Noarlunga and Others* 11 S.A.S.R. 188 *McMurray v. State Planning Authority* 22 S.A.S.R. 423 s. 33. *Attorney-General for the State of South Australia v. Gurr* 21 S.A.S.R. 241 s. 36. Amended by No. 33, 1980, s. 2 and by No. 95, 1980, s. 2 *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. Corporation of the City of Port Adelaide and the Attorney-General* 11 S.A.S.R. 504 *Twenty Seven Properties Ltd. v. Corporation of Noarlunga* 11 S.A.S.R. 188 *Scott Pools Pty. Ltd. v. Corporation of the City of Salisbury* 20 S.A.S.R. 406 *Shannahan Crash Repairs Pty. Ltd. v. Corporation of the City of Port Adelaide* 20 S.A.S.R. 491 *McMurray v. State Planning Authority* 22 S.A.S.R. 423 *Jurkovic v. Corporation of the City of Port Adelaide* 23 S.A.S.R. 434 s. 36a. *Nassaris v. Lomeo and v. Corporation of the City of Port Adelaide* 23 S.A.S.R. 35 s. 36c. Enacted by No. 37, 1978, s. 2 and repealed by No. 30, 1980, s. 3 s. 37. *Shannahan Crash Repairs Pty. Ltd. v. Corporation of the City of Port Adelaide* 20 S.A.S.R. 491 *Prestige Car Sales Pty. Ltd. v. Corporation of the Town of Walkerville* 20 S.A.S.R. 514 *Corporation of the City of Kensington and Norwov. Claude Neon Limited* 22 S.A.S.R. 91 *Jurkovic v. Corporation of the City of Port Adelaide* 23 S.A.S.R. 434 *Corporation of the City of Enfield v. De Kuijer* 23 S.A.S.R. 421 *Roberts v. Corporation of the City of Mount Gambier* 23 S.A.S.R. 467 Part IVA (ss. 39a-39d). Enacted by No. 30, 1980, s. 4 s. 41. Amended by No. 48, 1977, s. 2 and by No. 33, 1980, s. 3 *Leverington v. State Planning Authority and District Council of East Torrens* (1970) S.A.S.R. 387 *Braunack v. Goers* 23 S.A.S.R. 1 Part VAA and heading. Enacted by No. 42, 1978, s. 23 ss. 42a-42g. Enacted by No. 42, 1978, s. 23

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Planning and Development Act, 1966-1975 (New ed., Vol. 8, p. 354)—*continued*	s. 42g. *Harrison and Harrison v. City of Adelaide Development Committee* 12 S.A.S.R. 593 s. 42j. Substituted by No. 110, 1976, schedule s. 42k. *Harrison and Harrison v. City of Adelaide Development Committee* 12 S.A.S.R. 593 s. 44. Amended by No. 119, 1978, s. 4 *Ovenden v. Polyaris Construction Pty. Ltd.* 11 S.A.S.R. 41, 65 *Rawson v. Polyaris Construction Pty. Ltd.* 11 S.A.S.R. 58, 65 s. 45. Amended by No. 119, 1978, s. 5 s. 45a. Substituted by No. 48, 1977, s. 3 s. 45b. *Becker v. The Corporation of the City of Marion and another* 1977 Appeal Cases 271 s. 52. *Storey and Storey v. Director of Planning and District Council of Yankalilla* 11 S.A.S.R. 227 *Director of Planning v. Uren and another* 15 S.A.S.R. 257 *Abley v. District Council of Yankalilla* 22 S.A.S.R. 147 s. 59. *Director of Planning v. Sisto* 15 S.A.S.R. 362 s. 62a. Enacted by No. 119, 1978, s. 6 s. 63. Amended by No. 110, 1976, schedule s. 63a. Amended by No. 75, 1980, s. 2
Police Offences Act, 1953-1975 (New ed., Vol. 8, p. 429)	s. 4. Amended by No. 52, 1980, s. 2 *Attorney-General on the relation of Daniels, Stewart and Wells v. Hubet and others* 2 S.A.S.R. 142 s. 6. *Pye v. Samuels* 4 S.A.S.R. 12 *Hull v. Nuske* 8 S.A.S.R. 587 *Leonard v. Morris* 10 S.A.S.R. 528 *Tarca v. Price* 10 S.A.S.R. 604 *Hallion v. Samuels* 17 S.A.S.R. 558 *Morse v. Ashton* 18 S.A.S.R. 221 *Cavanagh v. Galkowski* 20 S.A.S.R. 322 s. 7. *Kruger v. Humphreys* (1968) S.A.S.R. 75 *Samuels v. Hall* (1969) S.A.S.R. 296 *Benedetto v. Huffa* (1969) S.A.S.R. 448 *Lafitte v. Samuels* 3 S.A.S.R. 1 *Ellis v. Fingleton* 3 S.A.S.R. 437 *Grivelis v. Horsnell* 8 S.A.S.R. 43 *Hughes v. Fingleton* 17 S.A.S.R. 433 *Campbell v. Samuels* 23 S.A.S.R. 389 s. 9. Repealed by No. 106, 1976, s. 3 s. 9a. Amended by No. 106, 1976, s. 4 s. 13. *Wilson v. Giles* (1966) S.A.S.R. 361 s. 15. Amended by No. 102, 1978, s. 2 *Pelvay v. Brebner* (1963) S.A.S.R. 36 *Considine v. Kirkpatrick* (1971) S.A.S.R. 73 *Holmes v. Hatton* 18 S.A.S.R. 412 s. 17. *Page v. Turbill* (1962) S.A.S.R. 237 *Feiler v. Steel* 2 S.A.S.R. 263 *Samuels v. Nicholson* (1973) 6 S.A.S.R. 479 *Varne v. Kowald* 14 S.A.S.R. 12 s. 18. *Wilson v. O'Sullivan* (1962) S.A.S.R. 194 *Mills v. Brebner* (1962) S.A.S.R. 209 *Samuels v. Stokes* 130 C.L.R. 490 *Farquhar v. Laffin* 12 S.A.S.R. 363 *Power v. Huffa* 14 S.A.S.R. 337 *Del Col v. Urie* 19 S.A.S.R. 399 *Morse v. Ashton* 18 S.A.S.R. 221 s. 19. *Rosey v. Beard and Cameron* (1962) S.A.S.R. 150 *Smith v. Samuels* 12 S.A.S.R. 573 s. 21. *Donaldson v. Bottroff* (1965) S.A.S.R. 145 s. 21a and heading. Enacted by No. 52, 1980, s. 3 s. 22. *Dalton v. Bartlett* 3 S.A.S.R. 549 *Robertson v. Samuels* 4 S.A.S.R. 465 s. 23. *Normandale v. Brassey* (1970) S.A.S.R. 177 *Prowse v. Bartlett* 3 S.A.S.R. 472 *Febinyi v. Anderson* 9 S.A.S.R. 336 s. 25. *Samuels v. Bosch* 127 C.L.R. 517 s. 27. *Bosch v. Samuels* 3 S.A.S.R. 37 *Samuels v. Bosch* 127 C.L.R. 517 s. 28. *Samuels v. Warland* 16 S.A.S.R. 41 *Atkinson v. Samuels* 17 S.A.S.R. 129 *Oldfield v. Samuels* 18 S.A.S.R. 156 *Samuels v. Von Stroheim* 19 S.A.S.R. 297 s. 33. Amended by No. 46, 1976, s. 2, by No. 38, 1978, s. 2 and by No. 49, 1978, s. 2 *Simmons v. Samuels* 1 S.A.S.R. 37 *Popow v. Samuels* 4 S.A.S.R. 594 *Trelford v. Samuels* 7 S.A.S.R. 587 *Carter v. Samuels* 8 S.A.S.R. 1

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Police Offences Act, 1953-1975 (New ed., Vol. 8, p. 429)—*continued*	s. 38. *Fingleton v. Zollo* 22 S.A.S.R. 241 s. 40. *Hartridge v. Samuels* 14 S.A.S.R. 209 s. 41. Amended by No. 71, 1976, s. 2 *Beard v. Brebner* (1962) S.A.S.R. 223 *Yeo v. Capper* (1964) S.A.S.R. 1 *Thwaites v. O'Sullivan* (1965) S.A.S.R. 34 *Borrillo v. Bartlett* (1966) S.A.S.R. 286 *Brook v. Whitbread* (1966) S.A.S.R. 310 *Turner v. Deed* (1966) S.A.S.R. 374 *Ferrell v. Burrows* 4 S.A.S.R. 416 *Forrest v. Normandale* (1973) 5 S.A.S.R. 524 *Baldwin v. Samuels* (1973) 6 S.A.S.R. 144 *Raynal v. Samuels* 8 S.A.S.R. 273, 9 S.A.S.R. 264 *Klimenko v. Huffa* 17 S.A.S.R. 549 s. 43. *Samuels v. Stubbs* 4 S.A.S.R. 200 *Taylor v. Pope* 21 S.A.S.R. 468 s. 51. *Hayward v. Whitbread* (1966) S.A.S.R. 1 s. 59. *O'Hair v. Killian* 1 S.A.S.R. 1 s. 64. Repealed by No. 38, 1979, s. 3 s. 73. *Canino v. Samuels* (1968) S.A.S.R. 303 s. 75. *Feldman v. Buck and another* (1966) S.A.S.R. 23 *Samuels v. Hall* (1969) S.A.S.R. 296 s. 78. Amended by No. 46, 1976, s. 3 *Feldman v. Buck and another* (1966) S.A.S.R. 236 *Hull v. Nuske* 8 S.A.S.R. 587 *The Queen v. Barker* 19 S.A.S.R. 448 s. 78a. Enacted by No. 38, 1978, s. 3 s. 81. *The Queen v. Ireland* 126 C.L.R. 321 *The Queen v. Ireland (No. 1)* (1970) S.A.S.R. 41 *The Queen v. Franklin* 22 S.A.S.R. 101
Police Pensions Act, 1971-1973 (New ed., Vol. 8, p. 463)	s. 4 Amended by No. 25, 1976, s. 3 s. 5. Amended by No. 25, 1976, s. 4 s. 7. Substituted by No. 107, 1978, s. 2 s. 8. Amended by No. 25, 1976, s. 5 s. 9. Amended by No. 25, 1976, s. 6 s. 10. Amended by No. 25, 1976, s. 7 s. 12. Amended by No. 25, 1976, s. 8 s. 13. Substituted by No. 25, 1976, s. 9 s. 14. Substituted by No. 25, 1976, s. 9 ss. 15-17. Repealed by No. 25, 1976, s. 9 s. 18. Repealed by No. 25, 1976, s. 10 s. 20. Amended by No. 25, 1976, s. 11 s. 21. Substituted by No. 25, 1976, s. 12 s. 22. Substituted by No. 25, 1976, s. 12 Part V (ss. 26-29). Substituted by Part V (ss. 23-29) by No. 25, 1976, s. 13 s. 30. Substituted by No. 25, 1976, s. 14 s. 31. Substituted by No. 25, 1976, s. 14 s. 32. Substituted by No. 25, 1976, s. 14 s. 33. Repealed by No. 25, 1976, s. 14 s. 34. Amended by No. 25, 1976, s. 15 and by No. 17, 1979, s. 2 s. 36. Substituted by No. 25, 1976, s. 16 s. 37. Substituted by No. 25, 1976, s. 16 s. 38. Amended by No. 25, 1976, s. 17 s. 40. Amended by No. 25, 1976, s. 18 s. 41. Amended by No. 25, 1976, s. 19 s. 43. Substituted by No. 25, 1976, s. 20 s. 44. Repealed by No. 25, 1976, s. 20 s. 46. Amended by No. 25, 1976, s. 21 s. 47. Substituted by No. 25, 1976, s. 22 s. 47a. Enacted by No. 25, 1976, s. 22 s. 49. Amended by No. 25, 1976, s. 23 s. 50. Amended by No. 25, 1976, s. 24 s. 51. Amended by No. 25, 1976, s. 25 s. 53. Amended by No. 25, 1976, s. 26 s. 54. Amended by No. 25, 1976, s. 27 s. 55. Amended by No. 25, 1976, s. 28 Second schedule. Substituted by No. 25, 1976, s. 29 and by No. 107, 1978, s. 3 Third schedule. Substituted by No. 25, 1976, s. 29 Fourth schedule. Enacted by No. 25, 1976, s. 29 Fifth schedule. Enacted by No. 25, 1976, s. 29 Sixth schedule. Enacted by No. 25, 1976, s. 29
Police Regulation Act, 1952-1975 (New ed., Vol. 8, p. 495)	s. 4. Amended by No. 103, 1978, s. 2 s. 9b. Enacted by No. 103, 1978, s. 3 s. 16. Amended by No. 103, 1978, s. 4 s. 27. *Schroeder v. Samuels* (1973) 5 S.A.S.R. 198 s. 54. Amended by No. 103, 1978, s. 5

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Potato Marketing Act, 1948-1974 (New ed., Vol. 8, p. 524)	s. 3. *Zerella v. Sweeney* (1973) S.A.S.R. 546 s. 12. *Buck v. Bavone* 135 C.L.R. 110 s. 18. *Buck v. Bavone* 135 C.L.R. 110 s. 19. *Lonie v. Willmott* (1966) S.A.S.R. 368 s. 19a. *Zerella v. Sweeney* (1973) S.A.S.R. 546 s. 20. *Atkins v. Golding* (1963) S.A.S.R. 285
Poultry Meat Industry Act, 1969-1976 (Formerly Poultry Processing Act, 1969) (New ed., Vol. 8, p. 538)	Citation. Amended by No. 88, 1976, s. 1 Long title. Amended by No. 88, 1976, s. 3 s. 3. Substituted by No. 88, 1976, s. 4 s. 4. Amended by No. 88, 1976, s. 5 s. 5. Amended by No. 88, 1976, s. 6 s. 11a. Enacted by No. 88, 1976, s. 7 ss. 11aa-11g and heading. Enacted by No. 88, 1976, s. 7 Heading to Part III. Substituted by No. 88, 1976, s. 8 ss. 11h-11j. Enacted by No. 88, 1976, s. 8 s. 13. Amended by No. 88, 1976, s. 9 Part IIIA (ss. 15a-15c). Enacted by No. 88, 1976, s. 10 s. 17. Amended by No. 88, 1976, s. 11
Prevention of Cruelty to Animals Act, 1936-1973 (New ed., Vol. 8 p. 546)	s. 5. *Martin v. Gibson* (1954) S.A.S.R. 29
Prevention of Pollution of Waters by Oil Act, 1961-1975 (New ed., Vol. 8, p. 558)	s. 3. Amended by No. 24, 1979, s. 4 s. 5. Substituted by No. 24, 1979, s. 5 s. 6. Repealed by No. 24, 1979, s. 6 s. 7. Substituted by No. 24, 1979, s. 7 ss. 7a-7e. Enacted by No. 24, 1979, s. 7 s. 10. Amended by No. 24, 1979, s. 8 s. 11. Amended by No. 24, 1979, s. 9 s. 12. Amended by No. 24, 1979, s. 10 s. 15. Amended by No. 24, 1979, s. 11 s. 16. Amended by No. 24, 1979, s. 12 s. 17. Amended by No. 24, 1979, s. 13 s. 18. Amended by No. 24, 1979, s. 14
Prices Act, 1948-1975 (New ed., Vol. 8, p. 569)	s. 3. Amended by No. 62, 1976, s. 2, by No. 49, 1977, s. 2 and by No. 115, 1978, s. 2 *The South Australian Branch of the Australian Medical Association Incorporated v. The State of South Australia* (1973) 6 S.A.S.R. 350 s. 4. Amended by No. 62, 1976, s. 3 s. 5. Amended by No. 49, 1977, s. 3 s. 11. Substituted by No. 115, 1978, s. 3 s. 11a. Enacted by No. 49, 1977, s. 4 s. 18a. Amended by No. 62, 1976, s. 4, by No. 49, 1977, s. 5, by No. 25, 1978, s. 2 and by No. 115, 1978, s. 4 s. 18b. Amended by No. 115, 1978, s. 5 and by No. 65, 1980, s. 3 s. 19. *The South Australian Branch of the Australian Medical Association Incorporated v. The State of South Australia* (1973) 6 S.A.S.R. 350 s. 21. Substituted by No. 99, 1980, s. 2 s. 22aa. Enacted by No. 14, 1980, s. 2 s. 22a. Amended by No. 62, 1976, s. 5 and by No. 98, 1980, s. 3 s. 22b. Amended by No. 62, 1976, s. 6 s. 22d. Amended by No. 62, 1976, s. 7 s. 22f. *Lehmann and Others v. Forsyth* 9 S.A.S.R. 359 *Young v. Farrah and Nicholas Enterprises Pty. Ltd.* 13 S.A.S.R. 444 s. 24. *South Australian Cold Stores Ltd. v. Electricity Trust of South Australia* (1957) 98 C.L.R. 65; 31 A.L.J. 897 s. 25. *Annal v. Commonwealth Hostels Ltd.* (1958) S.A.S.R. 296 *South Australian Cold Stores Ltd. v. Electricity Trust of South Australia* 39 A.L.J. 332; (1965) 115 C.L.R. 247 s. 33b. *Burton v. Samuels* (1973) 5 S.A.S.R. 201 s. 44. *South Australian Cold Stores Ltd. v. Electricity Trust of South Australia* (1957) 98 C.L.R. 65; 31 A.L.J. 897 s. 49a. Amended by No. 115, 1978, s. 6 s. 53. Amended by No. 62, 1976, s. 8, by No. 49, 1977, s. 6 and by No. 115, 1978, s. 7
Primary Producers' Debts Act, 1935-1974 (New ed., Vol. 8, p. 600)	ss. 22-26. *In re Stringer* (1940) S.A.S.R. 401 s. 39. *Crafter v. Kelly* (1941) S.A.S.R. 237
Prisons Act, 1936-1975 (New ed., Vol. 8, p. 617)	s. 6. Amended by No. 115, 1976, s. 26 s. 14. *In re Jennings* 22 S.A.S.R. 274 s. 24. *The Queen v. Garrett* 18 S.A.S.R. 308 s. 42. *The Queen v. Thomas* (1969) S.A.S.R. 128 s. 42i. *The Queen v. Robinson and Barrett* 22 S.A.S.R. 367 s. 58. *The Queen v. Mulqueen and Mayfield* (1969) S.A.S.R. 399 *The Queen v. Redman* 15 S.A.S.R. 572

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Public Accounts Committee Act, 1972-1974 (New ed., Vol. 8, p. 674)	s. 8. Amended by No. 101, 1978, s. 11
Public Assemblies Act, 1972 (New ed., Vol. 8, p. 679)	s. 6. *Samuels v. Stokes* 130 C.L.R. 490
Public Finance (Special Provisions) Act, 1975 (New ed., Vol. 8, p. 717)	s. 3. Amended by No. 20, 1976, s. 2
Public Service Act, 1967-1975 (New ed., Vol. 9, p. 4)	s. 36. *R. v. Bleby Olsson and Stanley ex parte The S.A. Public Service Board (No. 2), (Public Servants Case)* 9 S.A.S.R. 330 s. 39. Amended by No. 11, 1978, s. 3 s. 81. Amended by No. 36, 1977, s. 3 s. 90. Amended by No. 36, 1977, s. 4 s. 91. Amended by No. 36, 1977, s. 5 and by No. 11, 1978, s. 4 s. 92 Substituted by No. 36, 1977, s. 6 ss. 92a. and 92b. Enacted by No. 36, 1977, s. 6 s. 93. Amended by No. 2, 1975, s. 12 and by No. 36, 1977, s. 7 s. 94. Amended by No. 36, 1977, s. 8 s. 95. Amended by No. 36, 1977, s. 9 s. 97a. Enacted by No. 36, 1977, s. 10 s. 99. Amended by No. 36, 1977, s. 11 s. 123. *R. v. Bleby Olsson and Stanley ex parte The S.A. Public Service Board (No. 2), (Public Servants Case)* 9 S.A.S.R. 330 *Public Service (Recreation Leave Loading) Case* 41 S.A.S.R. 340 s. 126. Substituted by No. 36, 1977, s. 12
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Pyap Irrigation Trust Act, 1923-1974 (1923)	s. 2. Amended by No. 83, 1974, s. 2 and by No. 28, 1978, s. 38 s. 7. Substituted by No. 83, 1974, s. 3 s. 33 Amended by No. 83, 1974, s. 4 s. 34. Amended by No. 83, 1974, s. 5 ss. 59A-59G. Enacted by No. 1772, 1926, s. 2 ss. 59H-59I. Enacted by No. 73, 1979, s. 2
Racing Act, 1976 (1976, p. 520)	s. 5. Amended by No. 114, 1980, s. 3 s. 27. Amended by No. 49, 1978, s. 3 s. 56. Amended by No. 114, 1980, s. 4 s. 66. Repealed by No. 114, 1980, s. 5 s. 69. Substituted by No. 114, 1980, s. 6 s. 70. Amended by No. 114, 1980, s. 7 s. 71. Substituted by No. 114, 1980, s. 8 s. 100. Amended by No. 114, 1980, s. 9 s. 114. Amended by No. 114, 1980, s. 10 s. 115. Amended by No. 114, 1980, s. 11 s. 116. Amended by No. 114, 1980, s. 12 s. 117. Substituted by No. 114, 1980, s. 13 *Fingleton v. Lowen* 20 S.A.S.R. 312 s. 118. Amended by No. 114, 1980, s. 14 s. 124. Amended by No. 114, 1980, s. 15 s. 146. Amended by No. 114, 1980, s. 16
Railways Act, 1936-1975 (Formerly South Australian Railways Commissioner's Act) (New ed., Vol. 9, p. 95)	s. 18. Substituted by No. 81, 1976, s. 2 s. 84. Amended by No. 39, 1979, s. 2 s. 109. *Miesiewicz v. South Australian Railways Commissioner* (1961) S.A.S.R. 190
Railways Standardization Agreement Act, 1949-1974 (New ed., Vol. 9, p. 144)	Agreement in schedule. *The State of South Australia and another v. The Commonwealth of Australia* (1961-1962) 108 C.L.R. 130; 35 A.L.J. 460
The Ramco Heights Irrigation Area Act, 1963 (New ed., Vol. 9, p. 176)	s. 5. Amended by No. 1978, s. 40 s. 8. Amended by No. 28, 1978, s. 41
The Real Property Act, 1886-1975 (New ed., Vol. 9, p. 190)	s. 3. Amended by No. 51, 1979, s. 3 *Mercantile Credits Ltd. v. Shell Co. of Australia Ltd.* 136 C.L.R. 326 s. 6. *The South-Eastern Drainage Board (South Australia) v. The Savings Bank of South Australia* (1939) 62 C.L.R. 603; 13 A.L.J. 421, varying *Savings Bank of South Australia v. South-Eastern Drainage Board and another* (1939) S.A.S.R. 339 ss. 13-16. Substituted by No. 51, 1979, s. 4 ss. 17-18. Repealed by No. 51, 1979, s. 4 s. 23a. Amended by No. 51, 1979, s. 5 s. 35. Amended by No. 51, 1979, s. 6

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Registration of Deeds Act, 1935-1973 (New ed., Vol. 9, p. 347)	s. 35a. Repealed by No. 69, 1980, s. 38.
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South Australian Gas Company Act, 1861-1980	Preamble and all sections except s. 64. Repealed by No. 61, 1980, s. 3*(a)* s. 64. Redesignated as s. 1 by No. 61, 1980, s. 3*(b)* Part I heading. Enacted by No. 61, 1980, s. 3*(c)* ss. 2-29, headings and schedule. Enacted by No. 61, 1980, s. 3*(d)*
South Australian Health Commission Act, 1975-1976 (1976, p. 347)	s. 4. Amended by No. 48, 1978, s. 2 s. 6. Amended by No. 12, 1980, s. 3 s. 8. Amended by No. 12, 1980, s. 4 s. 9. Amended by No. 12, 1980, s. 5 s. 10. Amended by No. 12, 1980, s. 6 s. 11. Amended by No. 12, 1980, s. 7 s. 12. Amended by No. 12, 1980, s. 8 s. 19a. Enacted by No. 12, 1980, s. 9 s. 21. Amended by No. 48, 1978, s. 3 s. 29a. Enacted by No. 48, 1978, s. 4 s. 30. Amended by No. 48, 1978, s. 5 s. 31. Amended by No. 48, 1978, s. 6 s. 50a. Enacted by No. 48, 1978, s. 7 s. 52. Amended by No. 48, 1978, s. 8 Division V of Part IV and heading. Enacted by No. 48, 1978, s. 9 s. 57a. Enacted by No. 48, 1978, s. 9 s. 60. Amended by No. 23, 1979, s. 3 First schedule, Pt. IV. Amended by No. 52, 1977, s. 2
South Australian Heritage Act, 1978 (1978, p. 249)	s. 3. Amended by No. 83, 1980, s. 3 s. 4. Amended by No. 12, 1979, s. 4 and by No. 83, 1980, s. 4 s. 8. Amended by No. 83, 1980, s. 5 Heading to Part III. Substituted by No. 83, 1980, s. 6 Part IIIA (ss. 16a-16e). Enacted by No. 83, 1980, s. 7 ss. 19a and 19b. Enacted by No. 30, 1979, s. 2 s. 26a. Enacted by No. 83, 1980, s. 8
South Australian Institute of Technology Act, 1972 (New ed., Vol. 10, p. 260)	s. 6. Amended by No. 4, 1979, s. 3 s. 7. Amended by No. 4, 1979, s. 4 s. 8. Amended by No. 4, 1979, s. 5 s. 10. Amended by No. 4, 1979, s. 6 s. 15. Amended by No. 4, 1979, s. 7 s. 19. Amended by No. 4, 1979, s. 8 s. 22. Enacted by No. 4, 1979, s. 9
South Australian Meat Corporation Act, 1936-1974 (New ed., Vol. 10, p. 270)	s. 2. Amended by No. 100, 1976, s. 3 and by No. 28, 1980, s. 3 s. 3. Amended by No. 100, 1976, s. 4 and by No. 28, 1980, s. 4 *Williams and another v. Metropolitan and Export Abattoirs Board and others* 89 C.L.R. 66; 27 A.L.J. 636 s. 5. Repealed by No. 28, 1980, s. 5 Heading preceding s. 6. Repealed by No. 28, 1980, s. 5 s. 6. Amended by No. 100, 1976, s. 5 and repealed by No. 28, 1980, s. 5 ss. 7 and 8. Repealed by No. 28, 1980, s. 5 s. 28. Amended by No. 28, 1980, s. 6 s. 29a. Repealed by No. 28, 1980, s. 7 s. 41. Amended by No. 100, 1976, s. 6 s. 43. Amended by No. 100, 1976, s. 7 s. 44. Amended by No. 100, 1976, s. 8 s. 45. Amended by No. 100, 1976, s. 9 ss. 50 and 50a. Repealed by No. 28, 1980, s. 8

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South Australian Meat Corporation Act, 1936-1974 (New ed., Vol. 10, p. 270) *—continued*	s. 52a and heading. Amended by No. 100, 1976, s. 10 and repealed by No. 28, 1980, s. 9 *O'Sullivan v. Noarlunga Meat Ltd.* (1957) A.C. 1; (1956) 95 C.L.R. 177; 30 A.L.J. 268, affirming *O'Sullivan v. Noarlunga Meat Ltd.*, 92 C.L.R. 565; 28 A.L.J. 585 s. 65a. Repealed by No. 28, 1980, s. 10 s. 70. Repealed by No. 28, 1980, s. 11 *Williams and another v. Metropolitan and Export Abattoirs Board and others* 89 C.L.R. 66; 27 A.L.J. 636 ss. 70a, 72 and 73. Repealed by No. 28, 1980, s. 11 ss. 75-77 and 77a. Repealed by No. 28, 1980, s. 12 s. 78. Amended by No. 100, 1976, s. 11 and repealed by No. 28, 1980, s. 12 ss. 78a-78d and 79-81. Repealed by No. 28, 1980, s. 12 ss. 83-90. Repealed by No. 28, 1980, s. 13 s. 91. Amended by No. 28, 1980, s. 14 s. 93. Repealed by No. 28, 1980, s. 15 s. 93b. Amended by No. 12, 1977, s. 3 Part IVA (ss. 93a-93i). Enacted by No. 100, 1976, s. 12 ss. 93f-93i. Repealed by No. 28, 1980, s. 16 ss. 95 and 96. Repealed by No. 28, 1980, s. 17 s. 97. Amended by No. 28, 1980, s. 18 Part VII (ss. 107-111). Repealed by No. 28, 1980, s. 19 s. 111a. Amended by No. 28, 1980, s. 20 s. 112. Amended by No. 28, 1980, s. 21 s. 113. Amended by No. 28, 1980, s. 22 s. 114. *In re Metropolitan and Export Abattoirs ex parte Lowe and others* (1944) S.A.S.R. 138 ss. 115 and 116. Repealed by No. 28, 1980, s. 23 s. 118. Amended by No. 28, 1980, s. 24 s. 119. Amended by No. 100, 1976, s. 13 and repealed by No. 28, 1980, s. 25 s. 121. Amended by No. 28, 1980, s. 26 s. 123. Amended by No. 28, 1980, s. 27 s. 125. Amended by No. 28, 1980, s. 28 s. 128. Amended by No. 28, 1980, s. 29
South Australian Museum Act, 1976 (1976, p. 151)	s. 3. Amended by No. 48, 1980, s. 3 s. 5. Amended by No. 48, 1980, s. 4 s. 13. Amended by No. 48, 1980, s. 5 Part IIA (ss. 16a-16c). Enacted by No. 48, 1980, s. 6 s. 17. Amended by No. 48, 1980, s. 7 ss. 18 and 19. Substituted by No. 48, 1980, s. 8 s. 20. Amended by No. 78, 1978, s. 2 and by No. 48, 1980, s. 9
South Australian Theatre Company Act, 1972 (New ed., Vol. 10, p. 312)	s. 3. Amended by No. 34, 1979, s. 3 s. 4. Amended by No. 34, 1979, s. 4 s. 5. Amended by No. 34, 1979, s. 5 s. 6. Amended by No. 34, 1979, s. 6 s. 9. Amended by No. 34, 1979, s. 7 s. 16. Substituted by No. 34, 1979, s. 8 s. 18. Amended by No. 34, 1979, s. 9 Part IV. Repealed by No. 34, 1979, s. 10 s. 34. Amended by No. 34, 1979, s. 11
South Australian Waste Management Commission Act, 1979 (1979, p. 340)	s. 7. Amended by No. 46, 1980, s. 2 s. 40. Substituted by No. 46, 1980, s. 3
South-Eastern Drainage Act, 1931-1974 (New ed., Vol. 10, p. 323)	Long title. Amended by No. 42, 1980, s. 3 s. 2. Substituted by No. 42, 1980, s. 4 s. 3. Amended by No. 42, 1980, s. 5 s. 5. Repealed by No. 42, 1980, s. 6 s. 6. Amended by No. 42, 1980, s. 7 and by No. 112, 1980, s. 3 *Matthews v. South-Eastern Drainage Board* (1965) S.A.S.R. 328 s. 7. Substituted by No. 42, 1980, s. 8 s. 7a. Repealed by No. 42, 1980, s. 9 Heading preceding s. 8. Enacted by No. 42, 1980, s. 10 s. 8. Amended by No. 42, 1980, s. 11 s. 10. Amended by No. 42, 1980, s. 12 s. 10a. Amended by No. 42, 1977, s. 11 and by No. 42, 1980, s. 13 s. 10b. Amended by No. 42, 1980, s. 14 s. 12. Amended by No. 42, 1980, s. 15 s. 13. Amended by No. 42, 1980, s. 16 s. 15. Amended by No. 42, 1980, s. 17 s. 17. Repealed by No. 42, 1980, s. 18 ss. 19-22. Repealed by No. 42, 1980, s. 19 s. 23. Amended by No. 42, 1980, s. 20 s. 27 and heading. Substituted by No. 42, 1980, s. 21 s. 27a and heading. Enacted by No. 42, 1980, s. 21 and Amended by No. 112, 1980, s. 4

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South-Eastern Drainage Act, 1931-1974 (New ed., Vol. 10, p. 323)—*continued*	s. 27b and heading. Enacted by No. 42, 1980, s. 21 Heading to Part III. Amended by No. 42, 1980, s. 22 Heading to Division I of Part III. Amended by No. 42, 1980, s. 23 ss. 28 and 29. Substituted by No. 42, 1980, s. 24 s. 30. Amended by No. 42, 1980, s. 25 s. 31. Amended by No. 42, 1980, s. 26 s. 32. Amended by No. 42, 1980, s. 27 s. 33. Substituted by No. 42, 1980, s. 28 s. 34. Amended by No. 42, 1980, s. 29 s. 35. Amended by No. 42, 1980, s. 30 s. 36. Amended by No. 42, 1980, s. 31 s. 37. Amended by No. 42, 1980, s. 32 s. 39. Amended by No. 42, 1980, s. 33 s. 40. Amended by No. 42, 1980, s. 34 s. 41. Amended by No. 42, 1980, s. 35 s. 42. Amended by No. 42, 1980, s. 36 *The South-Eastern Drainage Board (South Australia) v. The Savings Bank of South Australia* (1939) 62 C.L.R. 603; 13 A.L.J. 421, varying *Savings Bank of South Australia v. South-Eastern Drainage Board and another* (1939) S.A.S.R. 339 s. 43. Amended by No. 42, 1980, s. 37 s. 44. Amended by No. 42, 1980, s. 38 s. 45. Amended by No. 42, 1980, s. 39 s. 46. Substituted by No. 42, 1980, s. 40 Heading preceding s. 47. Amended by No. 42, 1980, s. 41 s. 47. Amended by No. 42, 1980, s. 42 s. 48. Repealed by No. 42, 1980, s. 43 s. 49. Amended by No. 42, 1977, s. 11 and repealed by No. 42, 1980, s. 43 ss. 50-62. Repealed by No. 42, 1980, s. 43 ss. 63-65. Repealed by No. 42, 1980, s. 44 s. 66. Repealed by No. 42, 1980, s. 44 *The South-Eastern Drainage Board (South Australia) v. The Savings Bank of South Australia* (1939) 62 C.L.R. 603; 13 A.L.J. 421, varying *Savings Bank of South Australia v. South-Eastern Drainage Board and another* (1939) S.A.S.R. 339 s. 67. Repealed by No. 42, 1980, s. 44 Heading preceding s. 68. Amended by No. 42, 1980, s. 45 s. 68a. Enacted by No. 42, 1980, s. 46 s. 69. Amended by No. 42, 1980, s. 47 s. 70. Amended by No. 42, 1980, s. 48 s. 71. Amended by No. 42, 1980, s. 49 s. 72. Amended by No. 42, 1980, s. 50 s. 73. Substituted by No. 42, 1980, s. 51 ss. 74 and 75. Repealed by No. 42, 1980, s. 51 s. 76. Amended by No. 42, 1980, s. 52 s. 77. Amended by No. 42, 1980, s. 53 s. 78. Amended by No. 42, 1980, s. 54 s. 79. Amended by No. 42, 1980, s. 55 s. 80. Amended by No. 42, 1980, s. 56 s. 81. Amended by No. 42, 1980, s. 57 s. 81a. Amended by No. 42, 1980, s. 58 s. 82. Amended by No. 42, 1980, s. 59 s. 83. Amended by No. 42, 1980, s. 60 s. 84. Amended by No. 42, 1980, s. 61 s. 85. Amended by No. 42, 1980, s. 62 s. 86. Amended by No. 42, 1980, s. 63 s. 87. Amended by No. 42, 1980, s. 64 and repealed by No. 112, 1980, s. 5 s. 88. Amended by No. 42, 1980, s. 65 ss. 89-91. Enacted by No. 42, 1980, s. 66 s. 101. *In re Cameron and ryder* (1937) S.A.S.R. 143 ss. 103a-103c and headings. Repealed by No. 42, 1980, s. 67 ss. 105a-105e. Enacted by No. 42, 1980, s. 68 s. 105f. Enacted by No. 112, 1980, s. 6 s. 106. Amended by No. 42, 1980, s. 69 s. 107. Repealed by No. 42, 1980, s. 70 s. 108. Amended by No. 42, 1980, s. 71 s. 109. Amended by No. 42, 1980, s. 72 Second-fifth schedules. Repealed by No. 42, 1980, s. 73 Sixth schedule. Repealed by No. 112, 1980, s. 7
Stamp Duties Act, 1923-1975 (New ed., Vol. 10, p. 369)	s. 4. Amended by No. 111, 1980, s. 3 s. 5. *Superannuation Fund Investment Trust v. Commissioner of Stamps* 19 S.A.S.R. 481 ss. 5a and 5b. Enacted by No. 111, 1980, s. 4 s. 17. Repealed by No. 111, 1980, s. 5 s. 19a. Enacted by No. 111, 1980, s. 6 s. 20. Amended by No. 111, 1980, s. 7 s. 22. *In the Matter of Dehy Fodders (Australia) Pty. Ltd.; Winter v. The Bank of Adelaide* 4 S.A.S.R. 538

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Stamp Duties Act, 1923-1975 (New ed., Vol. 10, p. 369)—*continued*	s. 31b. *Stansfield & Stansfield (trading as Rambler Caravans) v. Commissioner of Stamps* 18 S.A.S.R. 139 s. 31f. Amended by No. 101, 1976, s. 3 s. 32. Amended by No. 27, 1978, s. 3 s. 33. Amended by No. 27, 1978, s. 4 s. 35. Amended by No. 111, 1980, s. 8 s. 42aa. Amended by No. 27, 1978, s. 5 Heading preceding s. 42ab. Enacted by No. 27, 1978, s. 6 s. 42ab. Enacted by No. 27, 1978, s. 6 s. 42b. Amended by No. 28, 1977, s. 2 Heading preceding s. 43. Repealed by No. 111, 1980, s. 9 ss. 43-45 and 45a. Repealed by No. 111, 1980, s. 9 s. 48a. Amended by No. 101, 1976, s. 4 Heading preceding s. 59b. Enacted by No. 27, 1978, s. 7 s. 59b. Enacted by No. 27, 1978, s. 7 s. 60. *In re South Australian Unit Trusts Pty. Ltd.* (1954) S.A.S.R. 227 s. 66. Amended by No. 28, 1977, s. 3 s. 66ab. Amended by No. 101, 1976, s. 5 and by No. 111, 1980, s. 10 *Jeffrey v. Commissioner of Stamps* 23 S.A.S.R. 398 s. 66b. Amended by No. 28, 1977, s. 4 s. 71. Amended by No. 54, 1976, s. 7, by No. 66, 1979, s. 3 and by No. 111, 1980, s. 11 s. 71a. Amended by No. 111, 1980, s. 12 s. 71c. Enacted by No. 66, 1979, s. 4 s. 71d. Enacted by No. 111, 1980, s. 13 s. 79. *In the Matter of Dehy Fodders (Australia) Pty. Ltd.; Winter v. The Bank of Adelaide* 4 S.A.S.R. 538 s. 81a. Enacted by No. 101, 1976, s. 6 s. 81b. Enacted by No. 111, 1980, s. 14 Heading to s. 85. Repealed by No. 104, 1976, second schedule ss. 85-90. Repealed by No. 104, 1976, second schedule s. 114. Enacted by No. 27, 1978, s. 8 Second schedule. Amended by No. 101, 1976, ss. 7, 8, 9 and 10, by No. 104, 1976, second schedule, by No. 28, 1977, s. 5, by No. 27, 1978, s. 9, by No. 89, 1978, s. 3 and by No. 111, 1980, s. 15 *Superannuation Fund Investment Trust v. Commissioner of Stamps* 19 S.A.S.R. 481 *Rose and Rose v. Commissioner of Stamps* 22 S.A.S.R. 84
State Bank Act, 1925-1975 (New ed., Vol. 10, p. 467)	s. 19. Amended by No. 58, 1978, s. 3 s. 48. Re-enacted by No. 58, 1978, s. 4
State Government Insurance Commission Act, 1970-1974 (New ed., Vol. 10, p. 486)	Long title. Amended by No. 18, 1977, s. 2 s. 2. Amended by No. 18, 1977, s. 3 s. 12. Amended by No. 18, 1977, s. 4 s. 12a. Enacted by No. 18, 1977, s. 5 s. 16. Amended by No. 88, 1974, s. 2 s. 20. Amended by No. 18, 1977, s. 6 s. 20a. Enacted by No. 18, 1977, s. 7
State Lotteries Act, 1966-1975 (New ed., Vol. 10, p. 494)	s. 19. Amended by No. 104, 1978, s. 2
State Transport Authority Act, 1974-1975 (New ed., Vol. 10, p. 504)	s. 6. Amended by No. 13, 1977, s. 3 s. 7. Amended by No. 63, 1978, s. 2 s. 9. Amended by No. 13, 1977, s. 4 and by No. 63, 1978, s. 3 s. 14a. Enacted by No. 17, 1978, s. 3
Statute Law Revision Act, 1934 (1934, No. 2168)	Second schedule. Amended by No. 77, 1973, s. 3
Statute Law Revision Act, 1935 (1935, No. 2246)	Second schedule. Repealed in part by No. 77, 1966, s. 4, amended by No. 47, 1968, s. 2, by No. 16, 1971, s. 4, by No. 56, 1972, second schedule and repealed in part by No. 125, 1972, schedule, by No. 11, 1973, s. 2, by No. 77, 1973, s. 3, by No. 42, 1974, s. 3, by No. 45, 1975, s. 4, by No. 46, 1975, second schedule, by No. 45, 1975, s. 4, by No. 45, 1976, s. 2 and by No. 50, 1976, schedule
Statute Law Revision Act, 1936 (1936, No. 2293)	Second schedule. Amended by No. 47, 1968, s. 2, by No. 77, 1973, s. 3, by No. 46, 1975, second schedule and by No. 12, 1976, s. 74
Statute Law Revision Act, 1937 (1937, p. 20)	s. 5. Repealed by No. 2368, 1937, s. 2 (2) Second schedule. Amended by No. 77, 1973, s. 3
Statute Law Revision Act, 1952 (1952, p. 119)	Second schedule. Amended by No. 77, 1973, s. 3 and by No. 51, 1975, s. 4
Statute Law Revision Act, 1965 (1965, p. 138)	Second schedule. Amended by No. 77, 1973, s. 3

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Statute Law Revision Act, 1973 (1973, p. 325)	Second schedule. Amended by No. 24, 1975, second schedule and by No. 12, 1976, s. 74
Statute Law Revision Act, 1974 (1974, p. 172)	Second schedule. Amended by No. 118, 1975, second schedule, by No. 19, 1976, schedule and by No. 3, 1978, s. 6
Statute Law Revision Act, 1975 (1975, p. 89)	Second schedule. Amended by No. 108, 1976, s. 2
Statutes Amendment (Administration of Acts and Interpretation) Act, 1971 (1971, p. 642)	s. 2. Amended by No. 77, 1973, s. 3
Statutes Amendment (Dog Fence and Vermin) Act, 1964 (1964, p. 70)	Long title. Amended by No. 46, 1975, second schedule s. 1. Amended by No. 46, 1975, second schedule
Statutes Amendment (Friendly Societies and Building Societies) Act, 1966 (1966, p. 239)	Part III. Repealed by No. 45, 1975, s. 4
Statutes Amendment (Miscellaneous Metric Conversions) Act, 1975 (1975, p. 120)	Long title. Amended by No. 118, 1975, second schedule s. 3. Amended by No. 118, 1975, second schedule Part XIII. Repealed by No. 118, 1975, second schedule
Statutes Amendment (Public Salaries) Act, 1955 (1955, p. 6)	s. 6. Repealed by No. 77, 1973, s. 3 ss. 15-18. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1957 (1957, p. 10)	ss. 6-8. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1959 (1959, p.21)	s. 4. Repealed by No. 77, 1973, s. 3 ss. 7-9. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1960 (1960, p. 22)	s. 5. Amended by No. 52, 1963, s. 10 (1) ss. 7-9. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act (No. 2), 1960 (1960, p. 56)	s. 4. Repealed by No. 77, 1973, s. 3
Statutes Amendment (Public Salaries) Act, 1963 (1963, p. 187)	s. 4. Repealed by No. 77, 1973, s. 3 s. 7. Repealed by No. 77, 1973, s. 3 ss. 8, 9. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1964 (1964, p. 184)	s. 4. Repealed by No. 77, 1973, s. 3 s. 7. Repealed by No. 77, 1973, s. 3 ss. 8, 9. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1965 (1965, p. 99)	s. 4. Repealed by No. 77, 1973, s. 3 ss. 8, 9. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1967 (1967, p. 400)	s. 4. Repealed by No. 77, 1973, s. 3 ss. 8, 9. Repealed by No. 24, 1975, s. 3
Stock Diseases Act, 1934-1956 (Formerly Stock and Poultry Diseases Act, 1934) (New ed., Vol. 10, p. 523)	Long title. Amended by No. 59, 1976, s. 3 s. 5. Amended by No. 59, 1976, s. 4 s. 6. Amended by No. 59, 1976, s. 5 s. 11. Amended by No. 59, 1976, s. 6 s. 18. Substituted by No. 59, 1976, s. 7 s. 19. Amended by No. 59, 1976, s. 8 *Larwood v. Newbold* 11 S.A.S.R. 436
Stock Medicines Act, 1939 (New ed., Vol. 10, p. 562)	s. 3. Amended by No. 33, 1973, s. 3 s. 4. Amended by No. 33, 1973, s. 4 *Stock Health Service Pty. Ltd. and another v. Brebner* (1964) 112 C.L.R. 113; 38 A.L.J. 227 s. 7. Amended by No. 33, 1973, s. 5 s. 8. Repealed by No. 33, 1973, s. 6 s. 10. Amended by No. 33, 1973, s. 7 s. 11. Amended by No. 96, 1978, s. 27 s. 12. *Stock Health Service Pty. Ltd. and another v. Brebner* (1964) 112 C.L.R. 113; 38 A.L.J. 227 s. 14. Substituted by No. 33, 1973, s. 8 s. 15. Amended by No. 33, 1973, s. 9 s. 19. Amended by No. 33, 1973, s. 10
Stock Mortgages and Wool Liens Act, 1924-1975 (New ed., Vol. 10, p. 576)	s. 5. *The Queen v. Timperon* 12 S.A.S.R. 426

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Succession Duties Act, 1929-1975 (New ed., Vol. 10, p. 590)	s. 3. Amended by No. 72, 1976, s. 3 and by No. 11, 1977, s. 2 s. 4. *Ashby and another v. The Commissioner of Succession Duties (South Australia)* (1942) 67 C.L.R. 284; 16 A.L.J. 259, reversing *Ashby and another v. The Commissioner of Succession Duties* (1942) S.A.S.R. 102 *Elder's Trustee and Executor Company Limited v. The Commissioner of Succession Duties* (1945) S.A.S.R. 34 *Commissioner of Succession Duty v. Hargrave* 3 S.A.S.R. 118 s. 4c. Enacted by No. 72, 1976, s. 4 s. 4d. Enacted by No. 11, 1977, s. 3 s. 4e. Enacted by No. 67, 1979, s. 2 s. 7. *Commissioner of Succession Duty v. Hargrave* 3 S.A.S.R. 118 s. 8. Amended by No. 72, 1976, s. 5 *In re Murphy, deceased* (1951) S.A.S.R. 28 *In the Estate of Giles, deceased* 8 S.A.S.R. 472 s. 8a. Enacted by No. 72, 1976, s. 6 s. 12. Amended by No. 72, 1976, s. 7 s. 16. *Commissioner of Succession Duty v. Hargrave* 3 S.A.S.R. 118 s. 18. Amended by No. 72, 1976, s. 8 s. 20. *Elder's Trustee and Executor Company Limited v. The Commissioner of Succession Duties* (1945) S.A.S.R. 34 *Hayes v. Commissioner of Succession Duties* (1970) S.A.S.R. 479 s. 35. *Freeman v. The Commissioner of Succession Duties* (1945) S.A.S.R. 139 *In re Wright, deceased: Western v. Commissioner of Succession Duties* (1957) S.A.S.R. 332 s. 46. *In re Gebhardt* (1943) S.A.S.R. 380 s. 50. *Commissioner of Succession Duties v. Hargrave* 3 S.A.S.R. 118 s. 55b. Amended by No. 72, 1976, s. 9 s. 55c. Amended by No. 72, 1976, s. 10 Part IVB and heading. Amended by No. 72, 1976, s. 11 and by No. 11, 1977, s. 4 s. 55e. Amended by No. 11, 1977, s. 5 s. 55f. Amended by No. 72, 1976, s. 12 and by No. 11, 1977, s. 6 s. 55g. Amended by No. 72, 1976, s. 13 s. 55h. Amended by No. 72, 1976, s. 14, by No. 11, 1977, s. 7 and by No. 67, 1979, s. 3 s. 55j. Amended by No. 72, 1976, s. 15 s. 56. Amended by No. 72, 1976, s. 16 s. 59. *Commissioner of Succession Duties (S.A.) v. Executor Trustee and Agency Company of South Australia Limited and others* (1947) 74 C.L.R. 358; 21 A.L.J. 210, reversing *In re Clifford; Executor Trustee and Agency Company of South Australia Limited and others v. The Commissioner of Succession Duties* (1946) S.A.S.R. 31 s. 61. *Commissioner of Succession Duty v. Hargrave* 3 S.A.S.R. 118 s. 63. Amended by No. 72, 1976, s. 17 s. 63a. Amended by No. 72, 1976, s. 18 s. 63b. Enacted by No. 72, 1976, s. 19 s. 71. *Commissioner of Succession Duty v. Hargrave* 3 S.A.S.R. 118 s. 78. Amended by No. 72, 1976, s. 20 Second schedule. Amended by No. 72, 1976, s. 21 and by No. 11, 1977, s. 8 *In re Hooper, deceased; Elder's Trustee and Executor Company Limited v. Commissioner of Succession Duties* (1965) S.A.S.R. 234 *Elder's Trustee and Executor Company Limited v. Commissioner of Succession Duties* 18 S.A.S.R. 283
Superannuation Act, 1974 (New ed., Vol. 10, p. 635)	s. 5. Amended by No. 22, 1976, s. 3 and by No. 39, 1978, s. 3 s. 6a. Enacted by No. 22, 1976, s. 4 s. 10. Amended by No. 29, 1980, s. 2 s. 10a. Enacted by No. 39, 1978, s. 4 s. 11. Amended by No. 39, 1978, s. 5 s. 11a. Enacted by No. 82, 1976, s. 3 s. 12. Amended by No. 29, 1980, s. 3 s. 13. Amended by No. 22, 1976, s. 5 and by No. 39, 1978, s. 6 s. 14. Amended by No. 39, 1978, s. 7 s. 18. Amended by No. 62, 1974, s. 3 s. 20. Amended by No. 62, 1974, s. 4 s. 21. Amended by No. 62, 1974, s. 5 s. 24. Amended by No. 62, 1974, s. 6 s. 28. Amended by No. 62, 1974, s. 7 *Superannuation Fund Investment Trust v. Commissioner of Stamps* 19 S.A.S.R. 481 s. 29. *Superannuation Fund Investment Trust v. Commissioner of Stamps* 19 S.A.S.R. 481 s. 34. Amended by No. 29, 1980, s. 4 s. 34a. Amended by No. 62, 1974, s. 8 s. 36a. Enacted by No. 29, 1980, s. 5 s. 42. Amended by No. 62, 1974, s. 9 s. 43. Amended by No. 22, 1976, s. 6 s. 45. Amended by No. 22, 1976, s. 7 s. 46. Amended by No. 22, 1976, s. 8

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Superannuation Act, 1974 (New ed., Vol. 10, p. 635)—*continued*	s. 49. Amended by No. 62, 1974, s. 10 s. 51. Amended by No. 62, 1974, s. 11 s. 54. Amended by No. 22, 1976, s. 9 s. 57a. Enacted by No. 39, 1978, s. 8 s. 59. Amended by No. 22, 1976, s. 10 s. 62. Amended by No. 22, 1976, s. 11 s. 64. Amended by No. 39, 1978, s. 9 s. 65a. Enacted by No. 22, 1976, s. 12 s. 67. Amended by No. 22, 1976, s. 13 s. 69. Amended by No. 62, 1974, s. 12 and substituted by No. 29, 1980, s. 6 s. 71. Amended by No. 22, 1976, s. 14 and substituted by No. 29, 1980, s. 7 s. 75. Amended by No. 22, 1976, s. 15 s. 76. Amended by No. 22, 1976, s. 16 s. 78. Amended by No. 22, 1976, s. 17 and by No. 39, 1978, s. 10 s. 79. Amended by No. 62, 1974, s. 13 s. 81. Amended by No. 62, 1974, s. 14 and by No. 22, 1976, s. 18 s. 84. Amended by No. 22, 1976, s. 19 and by No. 39, 1978, s. 11 s. 93. Amended by No. 22, 1976, s. 20 s. 98. Amended by No. 22, 1976, s. 21 and by No. 16, 1979, s. 2 s. 102. Amended by No. 22, 1976, s. 22 s. 103. Amended by No. 62, 1974, s. 15 s. 121. Substituted by No. 22, 1976, s. 23 s. 129. Amended by No. 22, 1976, s. 24 s. 129a. Enacted by No. 22, 1976, s. 25 s. 139. Amended by No. 22, 1976, s. 26 Thirteenth and fourteenth schedules. Enacted by No. 29, 1980, s. 8
Supreme Court Act, 1935-1975 (New ed., Vol. 10, p. 718)	s. 5. *Knight v. Knight* 122 C.L.R. 114 *Elliott v. Harris* 8 S.A.S.R. 458 s. 7. *Knight v. Knight* 122 C.L.R. 114 *Reg. v. Bull* 131 C.L.R. 203 s. 13a. Amended by No. 53, 1980, s. 2 s. 17. *Colme v. O'Brien* 9 S.A.S.R. 378 s. 29. *Piravaroff v. Chernabaef* 16 S.A.S.R. 329 s. 30. *Solomon v. Irving* 15 S.A.S.R. 595 s. 30b. *Nathan and James v. Vos* (1970) S.A.S.R. 455 *Ikonomos v. Lesiuk and Ikonomos* (1973) 6 S.A.S.R. 111 *Horwell v. Jones* 11 S.A.S.R. 502 *Cirjak v. Todd* 17 S.A.S.R. 316 *Grabkowski v. Majchrowski and Vass* 19 S.A.S.R. 290 s. 30c. *Sager v. Morten and Morrison* (1973) 5 S.A.S.R. 143 *Berry v. Stimson* (1973) 5 S.A.S.R. 225 *Fleet v. Henley Joinery Pty. Ltd.* (1973) 5 S.A.S.R. 506 *Komisars v. Guardian Assurance Company Limited* (1973) 5 S.A.S.R. 515 *Bates v. Nelson* (1973) 6 S.A.S.R. 149 *Mayer v. Pioneer Concrete Services Ltd. and Wright* 8 S.A.S.R. 392 *Giannini Bros. Pty. Ltd. v. Lucas Transport Equipment Pty. Ltd. and Marion Transport Pty. Ltd.* 8 S.A.S.R. 525 *Clarke v. Damiani* (No. 2) 8 S.A.S.R. 463 *McCauley v. Berry and Mason* 12 S.A.S.R. 245 *Irving v. Piliczyk* 12 S.A.S.R. 11 *Marziale v. Hathazi* 13 S.A.S.R. 150 *Aro-Allan Veneer Pty. Ltd. v. Public Trustee* 18 S.A.S.R. 428 *Faraonio v. Thompson* 19 S.A.S.R. 56 *Guley v. Sabbadin* 21 S.A.S.R. 139 *Christopoulos v. Steel Mains Pty. Ltd.* 21 S.A.S.R. 463 *Vincent v. Faehrmann* 21 S.A.S.R. 503 *Hewitt v. Bernhardt* 21 S.A.S.R. 510 *Paul v. Gloede* 21 S.A.S.R. 526 s. 33 Repealed by No. 67, 1978, s. 3 s. 40. *Tilley v. Tilley* (1945) S.A.S.R. 81 s. 49. *The Queen v. Parry* 23 S.A.S.R. 187 s. 50. *Chapman v. Chapman and Holmes* (1946) S.A.S.R. 217 *Campbell v. O'Sullivan* (1947) S.A.S.R. 195 s. 59. *R. v. Ford* (1945) S.A.S.R. 118 s. 72. *Knight v. Knight* 122 C.L.R. 114 s. 82. *Knight v. Knight* 122 C.L.R. 114 s. 83. *Knight v. Knight* 122 C.L.R. 114 s. 84. Repealed by No. 82, 1978, s. 3 ss. 85-105. Repealed by No. 82, 1978, s. 3 ss. 115-116. Repealed by No. 67, 1978, s. 4
Survival of Causes of Action Act, 1940 (New ed., Vol. 11, p. 33)	s. 3. *Sellick v. De Young* (1955) S.A.S.R. 191 s. 4. *Minister of Works v. Pinchbeck* (1969) S.A.S.R. 240
Swine Compensation Act, 1936-1975 (New ed., Vol. 11, p. 38)	s. 12. Amended by No. 96, 1978, s. 29 s. 13a. Enacted by No. 14, 1964, s. 4 s. 14. Amended by No. 79, 1978, s. 3

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Teacher Housing Authority Act, 1975 (New ed., Vol. 11, p. 76)	s. 4. Amended by No. 66, 1976, s. 2 s. 5. Amended by No. 66, 1976, s. 3 s. 14. Amended by No. 66, 1976, s. 4 s. 15. Amended by No. 66, 1976, s. 5
Trade Measurements Act, 1971-1975 (Formerly Weights and Measures Act) (New ed., Vol. 11, p. 109)	s. 5. Amended by No. 102, 1976, s. 3 s. 9. Amended by No. 102, 1976, s. 4 s. 11. Amended by No. 102, 1976, s. 5 s. 13. Amended by No. 102, 1976, s. 6 s. 19. Amended by No. 102, 1976, s. 7 s. 20. Amended by No. 102, 1976, s. 8 s. 25. Amended by No. 102, 1976, s. 9 s. 26. Amended by No. 102, 1976, s. 10 s. 33. Amended by No. 102, 1976, s. 11 s. 34. Amended by No. 102, 1976, s. 12 s. 40. Amended by No. 102, 1976, s. 13 s. 46. Amended by No. 102, 1976, s. 14 s. 50. Amended by No. 102, 1976, s. 15
Trading Stamp Act, 1924-1935 (New ed., Vol. 11, p. 136)	s. 4. *Samuels v. The Reader's Digest Association Pty. Ltd.* 120 C.L.R. 1 *Samuels v. Reader's Digest Services Pty. Ltd.; Reader's Digest Services Pty. Ltd. v. Samuels* 4 S.A.S.R. 213 s. 5. *Goodwins (Adelaide) Limited v. Brebner* (1962) S.A.S.R. 78 *Samuels v. The Reader's Digest Association Pty. Ltd.* 120 C.L.R. 1 *Samuels v. Reader's Digest Services Pty. Ltd.; Reader's Digest Services Pty. Ltd. v. Samuels* 4 S.A.S.R. 213 s. 5a. (2). *Rex v. Morgan. ex parte Home Benefits (Proprietary) Limited* (1938) S.A.S.R. 266 *Home Benefits Proprietary Limited v. Crafter; Household Benefits Proprietary Limited v. Crafter* (1938-1939) 61 C.L.R. 701; 13 A.L.J. 93 *Samuels v. The Reader's Digest Association Pty. Ltd.* 120 C.L.R. 1 *The Reader's Digest Association Pty. Ltd. v. Samuels* 4 S.A.S.R. 19 *Samuels v. Reader's Digest Services Pty. Ltd.; Reader's Digest Services Pty. Ltd. v. Samuels* 4 S.A.S.R. 213
Trustee Act, 1936-1974 (New ed., Vol. 11, p. 152)	s. 4. Amended by No. 55, 1980, s. 3 s. 5. Substituted by No. 55, 1980, s. 4 s. 5a. Enacted by No. 55, 1980, s. 4 s. 35. Amended by No. 55, 1980, s. 5 s. 49. *In re James deceased; Bagots Executor and Trustee Company Limited and another v. McGregor and others* (1949) S.A.S.R. 143 s. 57. Amended by No. 55, 1980, s. 6 ss. 59 and 59a. Repealed by No. 55, 1980, s. 7 s. 59b. *In re Barton, deceased* (1968) S.A.S.R. 242 *In re Dutton, deceased* (1968) S.A.S.R. 295 *Moran v. Moran and Others* 9 S.A.S.R. 447 s. 59c. Enacted by No. 55, 1980, s. 8 s. 60. *In the Matter of the Trusts of the Church of Saint Jude, Brighton* (1956) S.A.S.R. 46 *In re Hart, deceased* 3 S.A.S.R. 147 s. 67. *In re Dutton, deceased* (1968) S.A.S.R. 295 ss. 69a-69c. Enacted by No. 55, 1980, s. 9 Part VA (ss. 84a-84f). Enacted by No. 55, 1980, s. 10 s. 94, Enacted by No. 55, 1980, s. 11
Unauthorised Documents Act, 1916 (New ed., vol. 11, p. 206)	s. 3a. Enacted by No. 32, 1979, s. 2 s. 8. Amended by No. 32, 1979, s. 3
Unfair Advertising Act, 1970-1972 (New ed., Vol. 11, p. 237)	s. 3a. *Lyndon v. Coventry Motors Retailers Pty. Ltd. and Others* 11 S.A.S.R. 308 s. 3b. *Lyndon v. Coventry Motors Retailers Pty. Ltd. and Others* 11 S.A.S.R. 308
University of Adelaide Act, 1971-1972 (New ed., Vol. 11, p. 240)	s. 3. Amended by No. 40, 1978, s. 3 s. 4. *The University of Adelaide and the Adelaide University Union (Jurisdiction)* Case 43 S.A.I.R. 152 s. 6. Amended by No. 40, 1978, s. 4 s. 7. Amended by No. 40, 1978, s. 5 s. 8. Amended by No. 40, 1978, s. 6 s. 9. *The University of Adelaide and the Adelaide University Union (Jurisdiction)* Case 43 S.A.I.R. 152 s. 10. *The University of Adelaide and the Adelaide University Union (Jurisdiction)* Case 43 S.A.I.R. 152 s. 11. Amended by No. 40, 1978, s. 7 s. 12. Amended by No. 40, 1978, s. 8 *Graeme Evans v. University of Adelaide* (1973) S.A.S.R. 302 s. 13. Amended by No. 40, 1978, s. 9 s. 15. Amended by No. 40, 1978, s. 10 s. 16. Amended by No. 40, 1978, s. 11 s. 17. Amended by No. 40, 1978, s. 12

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University of Adelaide Act, 1971-1972 (New ed., Vol. 11, p. 240)—*continued*	s. 18. Amended by No. 40, 1978, s. 13 s. 21. Amended by No. 40, 1978, s. 14 *The University of Adelaide and the Adelaide University Union (Jurisdiction)* Case 43 S.A.I.R. 152 s. 22. Amended by No. 40, 1978, s. 15 s. 23. Amended by No. 40, 1978, s. 16 s. 24. Amended by No. 40, 1978, s. 17 s. 29. Enacted by No. 40, 1978, s. 18
Urban Land (Price Control) Act, 1973 (New ed., Vol. 11, p. 262)	s. 5. Amended by No. 74, 1976, s. 2 s. 26. *Samuels v. Peter F. Burns Pty. Ltd.* 14 S.A.S.R. 88 s. 27a. Enacted by No. 74, 1976, s. 3 s. 28. Amended by No. 74, 1976, s. 4 s. 30. Amended by No. 74, 1976, s. 5
Valuation of Land Act, 1971-1975 (New ed., Vol. 11, p. 286)	s. 5. Amended by No. 93, 1976, s. 2 *Harry v. The Valuer-General and The State of South Australia* 12 S.A.S.R. 446 *C.S.R. Limited v. The Valuer-General* 17 S.A.S.R. 446 *Goode v. The Valuer-General* 22 S.A.S.R. 247 *Beiler v. The Valuer-General* 23 S.A.S.R. 385 s. 6. Amended by No. 93, 1976, s. 3 s. 16. Amended by No. 93, 1976, s. 4 *Harry v. The Valuer-General and The State of South Australia* 12 S.A.S.R. 449
Vertebrate Pests Act, 1975 (New ed., Vol. 11, p. 307)	s. 8. Amended by No. 56, 1977, s. 2
Volunteer Fire Fighters Fund Act, 1949-1975 (New ed., Vol. 11, p. 362)	s. 3. Amended by No. 43, 1976, schedule
Water Resources Act, 1976 (1976, p. 125)	s. 5. Amended by No. 29, 1979, s. 3 s. 29. Amended by No. 92, 1976, s. 2 and by No. 29, 1979, s. 4 s. 32. Amended by No. 29, 1979, s. 5 s. 43. Amended by No. 92, 1976, s. 3 and by No. 29, 1979, s. 6 s. 45. Amended by No. 29, 1979, s. 7 s. 64. Amended by No. 92, 1976, s. 4 s. 65. Amended by No. 29, 1979, s. 8 s. 79. Amended by No. 29, 1979, s. 9
Waterworks Act, 1932-1975 (New ed., Vol. 11, p. 412)	s. 18. Amended by No. 18, 1978, s. 2 s. 38. Amended by No. 18, 1978, s. 3 s. 43. Amended by No. 18, 1978, s. 4 s. 45. Amended by No. 18, 1978, s. 5 s. 46. Amended by No. 18, 1978, s. 6 s. 49. Amended by No. 18, 1978, s. 7 s. 50. Amended by No. 18, 1978, s. 8 s. 52. Amended by No. 18, 1978, s. 9 s. 53. Amended by No. 18, 1978, s. 10 s. 55. Amended by No. 18, 1978, s. 11 s. 59. Amended by No. 18, 1979, s. 12 s. 60. Amended by No. 18, 1979, s. 13 s. 62. Amended by No. 18, 1979, s. 14 s. 63. Amended by No. 18, 1979, s. 15 s. 65. Amended by No. 18, 1978, s. 16 s. 84a. Amended by No. 55, 1977, s. 5
Wills Act, 1936-1975 (New ed., Vol. 11, p. 564)	s. 8. *In re Sanders. Hill v. Sanders* (1944) S.A.S.R. 22 *In re Hazelgrove* (1950) S.A.S.R. 99 *In re Eaglestone, deceased* (1950) S.A.S.R. 257; 25 A.L.J. 189 *In re Gramp, Finck and another v. Gramp and others* (1952) S.A.S.R. 12 *In the estate of Bucknall, deceased, McGeachin v. Evans* (1965) S.A.S.R. 276 *In re Unsworth deceased, McLeod and McLeod v. Burchall* 8 S.A.S.R. 312 *Elder's Trustee and Executor Company Limited v. Walker* 15 S.A.S.R. 62 s. 9. *Elder's Trustee and Executor Company Limited v. Walker* 15 S.A.S.R. 62 s. 12. *In the Estate of Graham, deceased* 20 S.A.S.R. 198 s. 24. *In re Sanders. Hill v. Sanders* (1944) S.A.S.R. 22 s. 25. *In re Marrie* (1938) S.A.S.R. 289; 12 A.L.J. 238 *In the Estate of Jones, deceased* 21 S.A.S.R. 46 s. 26. *Pohlner v. Pfeiffer and another* (1963-1964) 112 C.L.R. 52; 37 A.L.J. 461 s. 27. *McBridge v. Hudson and another* 35 A.L.J. 439 *Pohlner v. Pfeiffer and another* (1963-1964) 112 C.L.R. 52; 37 A.L.J. 461 *In re Jones, deceased* (1963) S.A.S.R. 270 s. 30. *In re Ferguson, deceased* (1947) S.A.S.R. 52; 21 A.L.J. 315 s. 36. *In the estate of E. F., deceased* (1948) S.A.S.R. 97 s. 39. Enacted by No. 34, 1980, s. 3

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Workers Compensation Act, 1971-1979 (Formerly Workmen's Compensation Act) (New ed., Vol. 11, p. 576)	For reported decisions, after 1958, on the Workmen's Compensation Act, 1932-1971, see 1971 Annual Volume. Reference throughout Act to "workman", "workman's" and "workmen" changed to "worker", "worker's" and "workers", respectively, by No. 53, 1979, s. 4. s. 1. Amended by No. 53, 1979, s. 3 s. 3. *Tsonis v. Uniroyal Proprietary Limited* 40 S.A.I.R. 770 s. 4. *Humphrey v. Adelaide Stevedoring Co. Pty. Ltd.* 39 S.A.I.R. 830 *Adelaide Stevedoring Co. Pty. Ltd. v. Humphrey* 39 S.A.I.R. 915 s. 5. *Vailas v. Virginia Producers* 38 S.A.I.R. 397 *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203 s. 6. *Vailas v. Virginia Producers* 38 S.A.I.R. 397 *Adelaide Assemblers Ltd. v. Kutos and Brother* 41 S.A.I.R. 1421 *Mooney v. Broken Hill Proprietary Company Limited* 40 S.A.I.R. 1129 *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203 s. 7. *G.M.H. Pty. Ltd. v. Barkway* 11 S.A.S.R. 381 *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203 *Benson v. James Hardie & Co. Pty. Ltd.* 43 S.A.I.R. 1120 *Harrison v. Meals on Wheels Inc.* 44 S.A.I.R. 1362 *Ollrich v. Gibb & Miller Ltd.* 44 S.A.I.R. 1501 s. 8. *Vailas v. Virginia Producers* 38 S.A.I.R. 397 *Associated Co-Operative Wholesalers Limited v. Hanschild* 40 S.A.I.R. 990 *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203 *Kalontzis v. Karayannis* 41 S.A.I.R. 952 *Mountzouris v. Mihalopoulos* 41 S.A.I.R. 1078 *Tomlinson v. G.M.H. Pty. Ltd.* 41 S.A.I.R. 1267 *Stevenson v. Litchfield Engineering Pty. Ltd.* 42 S.A.I.R. 1288 *Rubino v. Zappia* 42 S.A.I.R. 1410 *Broadview Fencing Co. v. Frick* 42 S.A.I.R. 1419 *Benson v. James Hardie & Co. Pty. Ltd.* 43 S.A.I.R. 1120 *Stocker v. Broadview Fencing Co. Pty. Ltd.* 44 S.A.I.R. 1299 *Harrison v. Meals on Wheels Inc.* 44 S.A.I.R. 1362 *Dubsky v. E.T.S.A.* 44 S.A.I.R. 1541 s. 9. Amended by No. 53, 1979 s. 5 *Minister of Marine v. Archer* 38 S.A.I.R. 408 *Brazaitis v. The Broken Hill Proprietary Company Limited* 40 S.A.I.R. 787 *Associated Co-operative Wholesalers Limited v. Hanschild* 40 S.A.I.R. 990 *Orlando v. Manos Poultry Service Pty. Limited* 40 S.A.I.R. 1042 *Czukli v. Uniroyal Pty. Ltd.* 40 S.A.I.R. 1151 *Ritter v. Softwood Holdings Limited* 40 S.A.I.R. 1192 *Gun v. Chrysler Australia Ltd.* 42 S.A.I.R. 1195 *Deheleanu v. Burns* 42 S.A.I.R. 1239 *Meijer v. State of South Australia* 42 S.A.I.R. 1374 *Lovegrove v. Horwood Bagshaw* 42 S.A.I.R. 1188 *Vickers v. Jarrett Industries* 15 S.A.S.R. 525 *Benson v. James Hardie & Co. Pty. Ltd.* 43 S.A.I.R. 1120 *Fauser v. State of South Australia* 43 S.A.I.R. 1176 *Gale v. Mercantile Stevedores (S.A.)* 43 S.A.I.R. 1185 *Gardner v. Barker* 43 S.A.I.R. 1219 *Vickers v. Jarrett Industries Pty. Ltd.* 43 S.A.I.R. 1306 *Lightburn Products Ltd. v. Ristic* 43 S.A.I.R. 1204 *District Council of Munno Para v. Sumner* 43 S.A.I.R. 1293 *Stone v. Uniroyal Pty. Ltd.* 44 S.A.I.R. 1351 *Harrison v. Meals on Wheels Inc.* 44 S.A.I.R. 1362 s. 11. *Spehar v. McDonald* 41 S.A.I.R. 1244 s. 13. *Toffoli v. Kriven and Alan Hickinbotham Pty. Ltd.* 41 S.A.I.R. 1353 s. 14. *Toffoli v. Kriven and Alan Hickinbotham Pty. Ltd.* 41 S.A.I.R. 1353 s. 15. *Toffoli v. Kriven and Alan Hickinbotham Pty. Ltd.* 41 S.A.I.R. 1353 s. 18. *Smith Patrick Stevedoring Pty. Ltd. v. Pearson* 13 S.A.S.R. 478 *Stacey v. B.H.P. Co. Ltd.* 41 S.A.I.R. 1067 *F. W. Hercus Pty. Ltd. v. Cheesman* 41 S.A.I.R. 1168 *Ritter v. Softwood Holdings* 41 S.A.I.R. 1233 *King v. Express Crash Repairs* 41 S.A.I.R. 1295 *Zoppi v. B.H.P. Co. Ltd. 41 S.A.I.R. 1300* *s. 20 Flanagan v. Minister of Works* 44 S.A.I.R. 1310 s. 21. *Adelaide Assemblers Ltd. v. Kutos and Freeway Motors Ltd.* 9 S.A.S.R. 102 *Nelson v. Sweetman and Julian Hair Stylists Pty. Ltd.* 9 S.A.S.R. 125 *Cameron v. St. Ives Pastoral Company Pty. Ltd.* 40 S.A.I.R. 1140 *Silcraft Manufacturing Co. v. Heffernan* 41 S.A.I.R. 1411 *General Motors-Holden's Pty. Ltd. v. Ryan* 43 S.A.I.R. 1099 *Stocker v. Broadview Fencing Co. Pty. Ltd.* 44 S.A.I.R. 1299 *Harrison v. Meals on Wheels Inc.* 44 S.A.I.R. 1362 s. 22 Repealed by No. 53, 1979, s. 6 s. 23. *B.H.P. Co. Ltd. v. Danson* 43 S.A.I.R. 1191 s. 25. *Mahramas v. Coca Cola Bottlers (Adelaide) Pty. Ltd.* 39 S.A.I.R. 960 s. 26. *White v. G.M.H. Pty. Ltd.* 39 S.A.I.R. 925 s. 28. *Smith Patrick Stevedoring Pty. Ltd. v. Pearson* 13 S.A.S.R. 478 *Thyer Rubber Co. Thatsis* 39 S.A.I.R. 1023 *Papineas v. Standard Steel Pty. Ltd. (No. 2)* 39 S.A.I.R. 1077

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TABLE OF REGULATIONS, RULES, BY-LAWS, PROCLAMATIONS AND NOTICES

TABLE OF REGULATIONS, RULES, BY-LAWS, PROCLAMATIONS AND NOTICES

The following table includes, under the heading of the title of each Act, references to regulations, rules and by-laws and to certain of the proclamations and notices made or given under that Act on or before 31st December, 1980. The reference given is to the *Government Gazette* in which the regulations, rules, by-laws, proclamations or notices are published.

References to by-laws made by local authorities are not given, but with these exceptions, the table includes references to all regulations, rules and by-laws made under each Act in force at the above date.

The table includes references to proclamations of general application, but does not include references to proclamations having only a limited or temporary application. Proclamations fixing the date of commencement of an Act or indicating the Minister of the Crown to whom the administration of an Act has been committed, are shown under the title of that Act and following the heading "Commencement" or "Administration", as the case may be, and in every appropriate case particulars are given as to the date of commencement of the Act and the Minister to whom the administration of the Act is committed. Other proclamations are shown following a reference to the section of the Act under which the proclamations were made where this can be clearly ascertained from them.

The table also includes references to notices given pursuant to any provision of an Act by the Governor, a Minister of the Crown, or other authority, in cases where the notices are of general application. These references are shown following a reference to the section of the Act under which the notices were given where this can be clearly ascertained from them.

The regulations, rules, by-laws, proclamations and notices referred to in this table are those made or issued on or before 31st December, 1980.

Abattoirs Act, 1911-1973 (*See* also Port Lincoln Abattoirs Act)

Administration: Committed to the Minister of Agriculture; *Gazette* 12th January, 1939, p. 74.

s. 12. Proclamations: *Gazette* 14th April, 1949, p. 939; 16th November, 1950, p. 1205; 8th January, 1953, p. 1; 27th January, 1955, p. 170; 23rd June, 1955, p. 1444; 22nd January, 1959, p. 105; 10th December, 1959, p. 1447; 28th October, 1976, p. 1474.

Regulations: *Gazette* 27th March, 1952, p. 657; 23rd August, 1973, p. 1009.

Regulations as to the Port Augusta Abattoirs: *Gazette* 9th February, 1961, p. 265; 6th July, 1961, p. 5; 8th November, 1962, p. 1290; 8th August, 1963, p. 369; 10th October, 1963, p. 1080; 20th February, 1964, p. 451; 24th December, 1964, p. 2099; 28th January, 1965, p. 149; 4th March, 1965, p. 480; 6th May, 1965, p. 1035; 17th June, 1965, p. 1536; 15th July, 1965, p. 106; 18th November, 1965, p. 1808; 29th September, 1966, p. 1520; 12th January, 1967, p. 111; 17th April, 1969, p. 1131; 5th February, 1970, p. 598; 19th February, 1970, p. 798; 22nd April, 1971, p. 2187; 11th November, 1971, p. 1931; 10th January, 1973, p. 40; 28th February, 1980, p. 443; 20th November, 1980, p. 1954.

Regulations as to the Port Pirie Abattoirs: *Gazette* 28th August, 1958, p. 528; 4th May, 1961, p. 1043; 29th May, 1969, p. 1572; 28th May, 1970, p. 1955; 20th January, 1972, p. 156; 23rd December, 1980, p. 2373.

Aboriginal and Historic Relics Preservation Act, 1965

Commencement: 3rd August, 1967; *Gazette* 3rd August, 1967, p. 911.

Administration: Committed to the Minister for Education; *Gazette* 7th October, 1977, p. 1057.

s. 16. Proclamations: *Gazette* 30th May, 1968, p. 1641; 25th July, 1968, p. 218; 22nd August, 1968, p. 487; 21st November, 1968, p. 2213; 2nd March, 1972, p. 738; 16th March, 1972, p. 888; 19th October, 1972, p. 1927; 15th February, 1973, p. 494; 10th May, 1973, p. 1994; 8th November, 1973, p. 2794; 14th October, 1976, p. 1268.

s. 17. Proclamations: *Gazette* 16th January, 1969, p. 162; 30th January, 1969, p. 339; 22nd April, 1971, p. 2184; 13th May, 1971, p. 2428; 17th June, 1971, p. 2924; 2nd September, 1971, p. 738; 16th September, 1971, p. 973; 23rd September, 1971, p. 1099; 7th October, 1971, p. 1338; 14th October, 1971, p. 1451; 4th November, 1971, p. 1816; 3rd December, 1971, p. 2299; 16th December, 1971, p. 2499; 10th February, 1972, p. 519; 10th February, 1972, p. 520; 25th May, 1972, p. 2031; 10th August, 1972, p. 1034; 17th August, 1972, p. 1171; 24th August, 1972, p. 1243; 31st August, 1972, p. 1328; 19th October, 1972, p. 1927; 7th December, 1972, p. 2535; 21st December, 1972, p. 2724; 8th February, 1973, p. 439; 15th February, 1973, p. 499; 22nd February, 1973, p. 631; 15th March, 1973, p. 945; 3rd May, 1973, p. 1925; 31st May, 1973, p. 2319; 4th October, 1973, p. 2204; 20th March, 1975, p. 1086; 15th May, 1975, p. 1916; 4th December, 1975, p. 2993; 18th December, 1975, p. 3280; 24th June, 1976, p. 3169; 2nd September, 1976, p. 768; 13th January, 1977, p. 46.

Regulations: *Gazette* 27th August, 1970, p. 905.

Aboriginal Lands Trust Act, 1966-1975

Administration: Committed to the Minister for Aboriginal Affairs; *Gazette* 4th October, 1979, p. 871.
Commencement: 8th December, 1966; *Gazette* 8th December, 1966, p. 2152.
Commencement of Aboriginal Lands Trust Act Amendment Act, 1973: 8th November, 1973; *Gazette* 8th November, 1973, p. 2795.

Acts Interpretation Act, 1915-1975

Commencement of Acts Interpretation Act Amendment Act, 1972: 14th December, 1972; *Gazette* 14th December, 1972, p. 2630.

Adelaide College of the Arts and Education Act, 1978

Administration: Committee to the Minister of Education; *Gazette* 19th July, 1979, p. 168.
Commencement: 1st January, 1979; *Gazette* 14th December, 1978, p. 2219.

Adelaide Festival Centre Trust Act, 1971-1976

Commencement: 9th December, 1971; *Gazette* 9th December, 1971, p. 2371.
Commencement of Adelaide Festival Centre Trust Act Amendment Act, 1973: 13th December, 1973; *Gazette* 13th December, 1973, p. 3266.
Commencement of Adelaide Festival Centre Trust Act Amendment Act, 1974: 12th December, 1974; *Gazette* 12th December, 1974, p. 3648.
Commencement of Adelaide Festival Centre Trust Act Amendment Act, 1976: 23rd December, 1976; *Gazette* 23rd December, 1976, p. 2321.
Administration: Committed to the Minister of the Environment; *Gazette* 18th September, 1979, p. 768.
s. 31. Proclamation: 21st August, 1975, p. 994.
Regulations: *Gazette* 20th December, 1973, p. 3436; 13th June, 1974, p. 2336.

Adelaide Festival Theatre Act, 1964-1974

Commencement of Adelaide Festival Theatre Act Amendment Act, 1973: 13th December, 1973; *Gazette* 13th December 1973, p. 3266.

Adelaide Show Grounds (By-laws) Act, 1929

By-laws: *Gazette* 21st August, 1930, p. 351; 8th January, 1948, p. 3; 16th August, 1956, p. 352.

Administration and Probate Act, 1919-1980

Commencement of Administration and Probate Act Amendment Act, 1956: 7th December, 1956; *Gazette* 6th December, 1956, p. 1278.
Commencement of Administration and Probate Act Amendment Act, 1972: 18th May, 1972; *Gazette* 18th May, 1972, p. 1926.
Commencement of Administration and Probate Act Amendment Act, 1975: 10th April, 1975; *Gazette* 10th April, 1975, p. 1442.
Commencement of Administration and Probate Act Amendment Act (No. 2), 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.
Commencement of Administration and Probate Act Amendment Act, 1978 (Commencement of ss. 9 and 17 suspended): 6th September, 1979; *Gazette* 6th September, 1979, p. 572.
Commencement of s. 17 of Administration and Probate Act Amendment Act, 1978: 1st October, 1979; *Gazette* 13th September, 1979, p. 645.
Commencement of s. 9 of Administration and Probate Act Amendment Act, 1978: 31st July, 1980; *Gazette* 31st July, 1980, p. 372.
Commencement of Administration and Probate Act Amendment Act, 1980: 31st July, 1980; *Gazette* 31st July, 1980, p. 372.
Administration: Committed to the Attorney-General; *Gazette* 21st February, 1980, p. 364: Attorney-General's powers and functions contained in Part IV delegated to the Minister of Consumer Affairs; *Gazette* 28th February, 1980, p. 422 (republished from 21st February, 1980, p. 366).
Rules of the Supreme Court: *Gazette* 21st December, 1967 p. 2623; 19th December, 1968, p. 2674; 20 August, 1970, p. 860; 23rd December, 1971, p. 2652; 31st May, 1973, p. 2324; 20th March, 1975, p. 1097; 17th April, 1975, p. 1580; 15th May, 1975, p. 1921; 7th August, 1975, p. 784; 3rd February, 1977, p. 283; 1st September, 1977, p. 1042 (reprinted 20th October, 1977, p. 1187); 28th February, 1980, p. 428.
Regulations under the Fees Regulation Act, 1927: relating to fees payable to the Public Trustee; *Gazette* 3rd December, 1931, p. 1033; 24th December, 1959, p. 1545; 19th September, 1968, p. 857; 15th June, 1972, p. 2353; 3rd October, 1974, p. 2542; relating to fees payable for Royal licence to apply for probate of deceased enemy subject's estate: *Gazette* 18th January, 1940, p. 73.

Administration of Acts Act, 1910-1978

A proclamation committing the administration of any particular Act to a Minister of the Crown is noted in this table under the heading of that Act.

Adoption of Children Act, 1966-1978

Commencement: 2nd November, 1967; *Gazette* 2nd November, 1967, p. 1964.
Commencement of Adoption of Children Act Amendment Act, 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.
Commencement of Adoption of Children Act Amendment Act, 1978: 10th August, 1978; *Gazette* 10th August, 1978 p. 467.
Administration: Committed to the Minister of Community Welfare; *Gazette* 3rd May, 1979, p. 1313.
s. 19. Arrangement with respect to Northern Territory, dated 24th February, 1953.
Regulations: *Gazette* 10th August, 1978, p. 477; 27th March, 1980, p. 689.
Rules of Court were made on 23rd December, 1926, but have not been published in the *Gazette*.

Advances to Settlers Act, 1930-1972

Regulations: 2nd April, 1953, p. 689; 16th October, 1958, p. 1074.

Aged and Infirm Persons' Property Act, 1940-1975

Commencement of Aged and Infirm Persons' Property Act Amendment Act, 1965: 27th January, 1966; *Gazette* 27th January, 1966, p. 145.
Rules of Supreme Court: *Gazette* 22nd May, 1975, p. 1996.

Aged Citizens Clubs (Subsidies) Act, 1963-1971

Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.

Agent-General Act, 1901-1975

Commencement of Agent-General Act Amendment Act, 1973: 20th September, 1973; *Gazette* 20th September, 1973, p. 2053.
Administration: Committed to the Premier; *Gazette* 5th July, 1979, p. 3.

Age of Majority (Reduction) Act, 1970-1974

Commencement: 15th April, 1971; *Gazette* 15th April, 1971, p. 1598.

Agricultural Chemicals Act, 1955-1978

Commencement: 1st July, 1957; *Gazette* 27th June, 1957, p. 1564.
s. 4 (3). Proclamations: *Gazette* 27th June, 1957, p. 1564; 21st August, 1968, p. 442; 20th December, 1973, p. 3336, p. 3340.
Regulations: 8th March, 1962, p. 492; 10th September, 1964, p. 926; 21st January, 1965, p. 102; 27th May, 1965, p. 1305; 20th December, 1973, p. 3425; 15th January, 1976, p. 183; 23rd July, 1976, p. 222; 30th June, 1977, p. 1857; 21st February, 1980, p. 371.

Agricultural Graduates Land Settlement Act, 1922-1978

Administration: Committed to the Minister of Lands; *Gazette* 29th June, 1978, p. 2234.
Regulations: *Gazette* 7th April, 1926, p. 979; 26th April, 1928, p. 870.

Agricultural Seeds Act, 1938-1975

Commencement: 22nd June, 1939; *Gazette* 22nd June, 1939, p. 1458.
Administration: Committed to the Minister of Agriculture; *Gazette* 14th June, 1979, p. 1824.
Regulations: *Gazette* 15th December, 1960, p. 1662; 15th December, 1966, p. 2235; 11th September, 1969, p. 791; 16th November, 1972, p. 2341; 20th December, 1973, p. 3432; 15th April, 1976, p. 1982; 7th February, 1980, p. 268.

Air Navigation Act, 1937

Commencement: 12th January, 1938; *Gazette* 13th January, 1938, p. 53.

Alcohol and Drug Addicts (Treatment) Act, 1961-1978

Commencement: 1st January, 1965; *Gazette* 3rd December, 1964, p. 1715.
Administration: Committed to the Chief Secretary; *Gazette* 15th July, 1965, p. 103: Committed to the Minister of Health; *Gazette* 22nd March, 1973.
Regulations: *Gazette* 24th March, 1977, p. 893; 22nd March, 1979, p. 741.

Alsatian Dogs Act, 1934-1980

Administration: Committed to the Minister of Local Government; *Gazette* 20th December, 1934, p. 1218.
Regulations: *Gazette* 9th January, 1936, p. 27; 26th January, 1950, p. 178; 13th September, 1979, p. 654; 10th July, 1980, p. 126; 4th December, 1980, p. 2030.

Anatomy Act, 1884-1954

Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
s. 3. Proclamation: *Gazette* 17th January, 1974, p. 111.

Apiaries Act, 1931-1974

Commencement: 22nd January, 1932; *Gazette* 21st January, 1932, p. 67.
Commencement of Apiaries Act Amendment Act, 1974: 30th June, 1975; *Gazette* 26th June, 1975, p. 2460.
Administration: Committed to the Minister of Agriculture; *Gazette* 16th June, 1932, p. 1067.
s. 3. Proclamation: *Gazette* 26th June, 1975, p. 2460; 31st March, 1977, p. 1007.
s. 11. Proclamations: *Gazette* 19th May, 1932, p. 899; 30th November, 1933, p. 1091; 4th February, 1937, p. 229; 9th February, 1939, pp. 373, 374; 19th November, 1942, p. 1015.
Regulations: *Gazette* 25th March, 1965, p. 677; 20th December, 1973, p. 3429; 26th June, 1975, p. 2562.

Appraisers Act, 1934-1961

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 21st February, 1980, p. 364.

Apprentices Act, 1950-1978

Commencement: 25th January, 1951; *Gazette* 25th January, 1951, p. 115.
Commencement of Apprentices Act Amendment Act, 1971: 1st February, 1972; *Gazette* 27th January, 1972, p. 230.
Commencement of Apprentices Act Amendment Act, 1978: 30th March, 1978; *Gazette* 30th March, 1978, p. 1037.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Part III. Proclamations: *Gazette* 24th May, 1951, p. 1122; 7th March, 1957, p. 479; 15th May, 1958, p. 1273; 20th October, 1960, p. 1062; 6th August, 1964, p. 269; 1st December, 1966, p. 2057; 4th January, 1968, p. 43; 4th February, 1971, p. 355; 3rd February, 1972, p. 431; 3rd February, 1972, p. 432; 24th July, 1980, p. 293; 21st August, 1980, p. 582.
s. 16 (3). Proclamations: *Gazette* 14th May, 1970, p. 1729; 10th September, 1970, p. 1102.
s. 18. Notices: *Gazette* 24th May, 1951, p. 1124; 24th December, 1970, p. 2872; 4th February, 1971, p. 356.
s. 20. Notices: *Gazette* 13th December, 1962, p. 1741; 17th April, 1969, p. 1093.
Regulations: *Gazette* 19th June, 1952, p. 1324; 29th September, 1960, p. 849; 20th October, 1966, p. 1731; 15th February, 1968, p. 456; 6th February, 1969, p. 412; 22nd January, 1970, p. 258; 24th December, 1970, p. 2944; 4th February, 1971, p. 360; 27th January, 1970, p. 258; 24th December, 1970, p. 2944; 4th February, 1971, p. 360; 27th January, 1972, p. 373; 11th January, 1973, p. 111; 17th May, 1973, p. 2096; 20th December, 1973, p. 3433; 21st August, 1975, p. 1004; 9th December, 1976, p. 1886; 8th September, 1977, p. 660; 4th December, 1980, p. 2029.

Arbitration Act, 1891-1974

Commencement of Arbitration Act Amendment Act, 1974: 24th October, 1974; *Gazette* 24th October, 1974, p. 2758.
Rules of the Local Court: *Gazette* 8th July, 1909, p. 42; 5th March, 1964, p. 522.

Architects Act, 1939-1976

Commencement: 1st March, 1940; *Gazette* 15th February, 1940, p. 369.
Commencement of Architects Act Amendment Act, 1975; 31st March, 1977; *Gazette* 31st March, 1977, p. 998.

Architects Act, 1939-1976

Commencement of Architects Act Amendment Act, 1976; 31st March, 1977; *Gazette* 31st March, 1977, p. 998.
Administration: Committed to the Chief Secretary; *Gazette* 22nd February, 1940, p. 409.
By-laws: *Gazette* 2nd May, 1940, p. 953; 19th September, 1946, p. 491; 20th August, 1953, p. 551; 15th June, 1961, p. 1327; 31st March, 1977, p. 999; 24th August, 1978, p. 616.
s. 28. Notices: 31st March, 1977, p. 1005; 10th April, 1980, p. 958.

Art Gallery Act, 1939-1980

Commencement: 1st February, 1940: *Gazette* 18th January, 1940, p. 69.
Commencement of Art Gallery Act Amendment Act, 1973: 11th July 1974; *Gazette* 11th July 1974; p. 99.
Commencement of Art Gallery Act Amendment Act, 1975: 13th November 1975; *Gazette* 13th November 1975, p. 2430
Commencement of Art Gallery Act Amendment Act, 1978: 6th July, 1978; *Gazette* 6th July, 1978, p. 5
Commencement of Art Gallery Act Amendment Act, 1979: 22nd November, 1979; *Gazette* 22nd November, 1979, p. 1310.
Commencement of Art Gallery Act Amendment Act, 1980: 14th August 1980; *Gazette* 14th August, 1980, p. 525.
Administration: Committed to the Minister; *Gazette* 19th October, 1978, p. 1266.
Regulations: *Gazette* 7th March, 1968, p. 774; 20th July, 1978, p. 204; 5th July, 1979, p. 8.

Artificial Breeding Act, 1961-1978

Commencement: 11th June, 1962; *Gazette* 7th June, 1962, p. 1475.

Associations Incorporation Act, 1956-1965

Commencement: 1st March, 1957; *Gazette* 28th February 1957, p. 415.
Administration: Committed to the Minister of Health; *Gazette* 15th March, 1979, p. 681.
Regulations: *Gazette* 28th February, 1957, p. 420.

Auctioneers Act, 1934-1961

Commencement: 1st January, 1935; *Gazette* 20th December, 1934, p. 1217.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 21st February, 1980, p. 364.

Audit Act, 1921-1975

Commencement: 29th March, 1923: *Gazette* 29th March, 1923, p. 690.
Regulations: *Gazette* 31st October, 1940, p. 921; 16th February, 1978, p. 604; 19th June, 1980, p. 1667.

Australia and New Zealand Banking Group Act, 1970

Appointment of day for purposes of Act: 1st October, 1970; *Gazette* 24th September, 1970, p. 1305.

The Australian Mineral Development Laboratories Act, 1959-1978.

Commencement: 1st January, 1960; *Gazette* 17th December, 1959, p. 1504.
Commencement of Australian Mineral Development Laboratories Act Amendment Act, 1963: 26th March, 1964; *Gazette* 26th March, 1964, p. 694.
Commencement of Australian Mineral Development Laboratories Act Amendment Act, 1978: 21st December, 1978; *Gazette* 21st December, 1978, p. 2305.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 4th September 1975, p. 1277.

Bakehouses Registration Act, 1945-1973

Commencement: 7th March, 1946; *Gazette* 7th March, 1946, p. 385.
Commencement of Part IV of the Industrial Code, 1967 (which amended the Bakehouses Registration Act, 1945-1967): 1st November, 1968; *Gazette* 10th October, 1968, p. 1132.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Regulations: *Gazette* 7th March, 1946, p. 424; 27th June, 1946, p. 1150; 3rd June, 1948, p. 1190; 14th July, 1977, p. 101.

The Bank of Adelaide (Merger) Act, 1980

s. 2, "the appointed day": 1st October, 1980; *Gazette* 18th September, 1980, p. 874.

Barley Marketing Act, 1947-1980

Commencement: 16th September, 1948; *Gazette* 16th September, 1948, p. 1068
Commencement of Barley Marketing Act Amendment Act, 1971: 9th December, 1971; *Gazette* 9th December, 1971, p. 2370.
Commencement of Barley Marketing Act Amendment Act, 1972: 1st July, 1973; *Gazette* 7th June, 1973, p. 2423.
Commencement of Barley Marketing Act Amendment Act, 1977: 23rd February, 1978; *Gazette* 23rd February, 1978, p. 673.
Administration: Committed to the Minister of Agriculture; 14th June, 1979, p. 1824.
s. 5. Proclamation: *Gazette* 23rd November, 1978, p. 2046.
Regulations as to the election of the Australian Barley Board: *Gazette* 29th June, 1978, p. 2254.
General regulations: *Gazette* 11th November, 1948, p. 1498.

Beef Industry Assistance Act, 1975

Commencement: 11th September 1975; *Gazette* 11th September, 1975, p. 1427.
Administration: Committed to the Minister of Agriculture; *Gazette* 15th September, 1977, p. 727.

Benefit Associations Act, 1958-1974

Commencement: 1st May, 1959; *Gazette* 26th March, 1959, p. 647.
Administration: Committed to the Minister of Health; *Gazette* 26th April, 1979, p. 1224.
s. 3. Proclamations: *Gazette* 11th June, 1959, p. 1196; 21st April, 1960, p. 1167.
Regulations: *Gazette* 18th June, 1959, p. 1257; 2nd September, 1965, p. 867; 8th January, 1970, p. 11; 11th September, 1969, p. 799.

Beverage Container Act, 1975-1976

Commencement: 1st January, 1977, *see* Beverage Container Act Amendment Act (No. 2), 1976, s. 2.
Administration: Committed to the Minister for the Environment; *Gazette* 17th May, 1979, p. 1453.
Appointed day for purposes of s. 5: 1st July, 1977; *Gazette* 4th November, 1976, p. 1458.
Regulations: 23rd December, 1976, p. 2380; 2nd June, 1977, p. 1596; 23rd June, 1977, p. 1763; 31st July, 1980, p. 392.

Bills of Sale Act, 1836-1972

Commencement of Bills of Sale Act Amendment Act, 1970: 15th February, 1971; *Gazette* 28th January, 1971, p. 283.
Commencement of Bills of Sale Act Amendment Act, 1972: 1st November, 1973; *Gazette* 6th September, 1973, p. 1899.
Regulations appointing fees payable to the Registrar-General: *Gazette* 9th January, 1941, p. 31; 5th September, 1968, p. 696; 28th January, 1971, p. 285.

Births, Deaths and Marriages Registration Act, 1966-1975

Commencement: 1st January, 1968; *Gazette* 5th October, 1967, p. 1623.
Commencement of Births, Deaths and Marriages Registration Act Amendment Act, 1972: 11th May, 1972; *Gazette* 11th May, 1972, p. 1759.
Commencement of Births, Deaths and Marriages Act Amendment Act, 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 5th September, 1968, p. 696; 21st December, 1972, p. 2751; 5th February, 1976, p. 471, p. 472.
Rules of Supreme Court: *Gazette* 22nd May, 1975, p. 1995.

Boating Act, 1974-1980

Commencement: 16th January, 1975: (Part II suspended until 1st September, 1975: Part III suspended until 1st June, 1976); *Gazette* 9th January, 1975, p. 138.
Commencement of Boating Act Amendment Act, 1975: 5th August, 1976; *Gazette* 5th August, 1976, p. 322.
Commencement of Boating Act Amendment Act, 1978: 1st November, 1979; *Gazette* 1st November, 1979, p. 1104.
Commencement of Boating Act Amendment Act, 1980: 1st August, 1980; *Gazette* 24th July, 1980, p. 294.
ss. 8 and 11. Proclamations: *Gazette* 23rd December, 1976, p. 2375; 24th March, 1977, p. 885; 1st November, 1979, p. 1104 (two).
Regulations: *Gazette* 16th January, 1975, p. 153; 25th October, 1977, p. 1257; 13th July, 1978, p. 1214; 1st November, 1979, p. 1145; 29th November, 1979, p. 1840.
Glenelg River Zoning Regulations: *Gazette* 19th January, 1978, p. 324; 20th July, 1978, p. 203.
Lake Fellmongery (Robe) Zoning Regulations: *Gazette* 20th December, 1979, p. 2386.
Point Turton Zoning Regulations: *Gazette* 18th December, 1980, p. 2345.
River Murray (Blanchetown) Zoning Regulations: *Gazette* 12th May, 1977, p. 1367.
River Murray (Goolwa) Zoning Regulations: *Gazette* 7th April, 1977, p. 1081.
River Murray (Morgan and Cadell) Zoning Regulations: *Gazette* 19th May, 1977, p. 1420.
River Murray (Murray Bridge) Zoning Regulations: *Gazette* 6th November, 1975, p. 2351; 13th November, 1975, p. 2441.
Regulations relating to Valley Lake (Mount Gambier): *Gazette* 11th March, 1976, p. 2375.

Boilers and Pressure Vessels Act, 1968-1978

Commencement: 1st June, 1970; *Gazette* 21st May, 1970, p. 1844.
Commencement of Part V of Boilers and Pressure Vessels Act, 1968: 1st June, 1971; *Gazette* 6th August, 1970, p. 494.
Commencement of Boiler and Pressure Vessels Act Amendment Act, 1971: 1st December, 1972; *Gazette* 2nd November, 1972, p. 2134.
Commencement of Boilers and Pressure Vessels Act Amendment Act, 1978: 1st March, 1980; *Gazette* 31st January, 1980, p. 193.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 8. Proclamations: *Gazette* 31st January, 1980, p. 193; 6th November, 1980, p. 1325.
Boilers and Pressure Vessels Regulations, 1970: *Gazette* 21st May, 1970, p. 1855; 29th June, 1972, p. 2746; 2nd November, 1972, p. 2190; 24th July, 1975, p. 567; 20th May, 1976, p. 2647, revoked by Boilers and Pressure Vessels Regulations, 1979.
Boilers and Pressure Vessels Regulations, 1979: *Gazette* 31st January, 1980, p. 207.

Book Purchasers Protection Act Repeal Act, 1979

Commencement: By virtue of section 2 this Act came into operation on 1st November, 1979, the day on which the Door to Door Sales Act Amendment Act, 1979 (*q.v.*) came into operation.

Botanic Gardens Act, 1978

Commencement: 5th October, 1978; *Gazette* 5th October, 1978, p. 1106.
Administration: Committed to the Minister of Local Government; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 26th October, 1978, p. 1363; 21st February, 1980, p. 374.

Branding of Pigs Act, 1964-1966

Administration: Committed to the Minister of Agriculture; *Gazette* 14th June, 1979, p. 1824.
s. 5. *Gazette* 12th January, 1967, p. 50.
Regulations: *Gazette* 12th January, 1967, p. 53; 20th December, 1973, p. 3427.

Brands Act, 1933-1976

Commencement of section 5 of Brands Act Amendment Act, 1955: 1st August, 1960; *Gazette* 24th September 1959, p. 759.
Commencement of Brands Act Amendment Act, 1976: 20th January, 1977; *Gazette* 20th January, 1977, p. 99.
Administration: Committed to the Minister of Agriculture; *Gazette* 3rd January, 1935, p. 1.
ss. 14 and 18. Notice: *Gazette* 16th February, 1956, p. 301.
ss. 22 (4). Proclamation: *Gazette* 24th December, 1936, p. 1322.
Regulations as to sheep paint brands: *Gazette* 24th September, 1959, p. 771.
Regulations varying fees in twenty-fourth schedule: *Gazette* 12th August, 1965, p. 362; 24th March, 1977, p. 894.

Bread Act, 1954-1974

Commencement of Bread Act Amendment Act, 1972: 27th September, 1973; *Gazette* 27th September, 1973, p. 2129.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Regulations: *Gazette* 15th December, 1955, p. 1442; 26th July, 1956, p. 196; 28th July, 1966, p. 295; 19th September, 1974, p. 2265; 14th July, 1977, p. 94.

Broadening of Gauge (South-Eastern Railways) Act, 1944

Commencement: 15th February, 1945; *Gazette* 15th February, 1945, p. 271.

Broken Hill Proprietary Company's Indenture Act, 1937-1940

Administration: Committed to the Minister of Mines and Energy; *Gazette* 4th September, 1975, p. 1277.

Broken Hill Proprietary Company's Steel Works Indenture Act, 1958

Commencement: 12th December, 1958; *Gazette* 18th December, 1958, p. 1635.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 4th September, 1975, p. 1278.

Builders Licensing Act, 1967-1980

Commencement: 22nd February, 1968; *Gazette* 22nd February, 1968, p. 516.
Commencement of Builders' Licensing Act Amendment Act, 1973: 1st May, 1974; *Gazette* 29th April 1974, p. 1605.
Commencement of Builders' Licensing Act Amendment Act, 1974: 1st January, 1975; *Gazette* 19th December, 1974, p. 3766. (Operation of Sections 14 and 15 to be fixed by subsequent proclamation).
Commencement of sections 14 and 15 of Builders Licensing Act Amendment Act, 1974 (except so much of s. 14 as inserts Part III in the principal Act): 1st September 1975; *Gazette* 14th August, 1975, p. 884.
Commencement of Builders' Licensing Act Amendment Act, 1976: 24th January, 1977; *Gazette* 20th January, 1977 (Operation of ss. 4, 11a and 12 suspended until 1st July, 1977).
Commencement of Builders' Licensing Act Amendment Act, 1980: 1st July, 1980; *Gazette* 26th June, 1980, p. 1717.
Declaration of appointed day for the purposes of s. 21: 1st May, 1971; *Gazette* 8th April, 1971, p. 1478.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 11th April, 1968, p. 1196; 8th April, 1971, p. 1557; 29th June, 1972, p. 2978; 5th October, 1972, p. 1811; 29th April, 1974, p. 1606; 7th October, 1976, p. 1222; 10th March, 1977, p. 765; 31st March, 1977, p. 1041; 14th April, 1977, p. 1123; 19th May, 1977, p. 1418; 22nd September, 1977, p. 818; 13th October, 1977, p. 1122; 25th May, 1978, p. 1838.
Rules of Court: *Gazette* 24th June, 1971, p. 3083.

Building Act, 1970-1976

Commencement: 1st January, 1974; *Gazette* 12th April, 1973, p. 1460.
Commencement of Building Act Amendment Act (No. 2), 1976: 1st July, 1976; *Gazette* 1st July 1976, p. 9.
Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.
s. 5. Proclamations: *Gazette* 4th July, 1974, p. 3; 19th September, 1974, p. 2558; 5th December, 1974, p. 3559, p. 3560 (two); 6th February, 1975, p. 410 (two), p. 411, p. 412 (two), p. 413; 20th February, 1975, p. 577; 20th March, 1975, p. 1087, p. 1088; 10th April, 1975, p. 1441; 15th May, 1975, p. 1914 (two); 17th July, 1975, p. 310; 24th July, 1975, p. 554; 31st July, 1975, p. 676; 5th February, 1976, p. 460, p. 461; 8th April, 1976, p. 1892, p. 1895; 20th May, 1976, p. 2619; 17th June, 1976, p. 3056 (two), p. 3057 (two), p. 3058; 5th August, 1976, p. 323, p. 324; 26th August, 1976, p. 658; 16th September, 1976, p. 890, p. 891; 2nd December, 1976, p. 1811; 17th March, 1977, p. 828; 12th May, 1977, p. 1359; 27th April, 1978, p. 1482; 6th July, 1978, p. 4; 20th July, 1978, p. 190; 6th March, 1980, p. 472; 16th October, 1980, p. 1153
Regulations: 12th April, 1973, p. 1475 (The Building Regulations, 1973); 29th November, 1973, p. 3069; 26th April, 1974, p. 1551; 4th December, 1975, p. 2997; 27th May, 1976, p. 2770; 23rd December, 1976, p. 2383; 28th April, 1977, p. 1217; 28th July, 1977, p. 242; 12th January, 1978, p. 81 (Consolidation); 20th July, 1978, p. 205; 14th December, 1978, p. 2228; 7th February, 1980, p. 271; 1st May, 1980, p. 1177; 13th November, 1980, p. 1885; 20th November, 1980, p. 1932.

Building Contracts (Deposits) Act, 1953-1954

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 21st February, 1980, p. 364.

Building Societies Act, 1975-1976

Commencement: 17th April, 1975; *Gazette* 17th April, 1975, p. 1511.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 26th June, 1975, p. 2471; 29th January, 1976, p. 368; 23rd February, 1978, p. 682; 22nd June, 1978, p. 2184; 21st February, 1980, p. 372.

Bulk Handling of Grain Act, 1955-1977

Commencement of Bulk Handling of Grain Act Amendment Act, 1977: 23rd February, 1978; *Gazette* 23rd February, 1978, p. 673.
Regulations: *Gazette* 2nd April, 1964, p. 733; 24th September, 1964, p. 1038.

Bus and Tramways Act, 1935-1978

Administration: Committed to the Minister of Transport; *Gazette* 1st April, 1965, p.735.
s. 8. Proclamation of 2nd February, 1953, as "proclaimed day": *Gazette* 29th January, 1953, p. 107.
s. 29. Proclamations: *Gazette* 8th July, 1965, p. 33; 30th September, 1965, p. 1198.
By-laws: *Gazette* 24th December, 1959, p. 1546; 25th June, 1964, p. 1606; 19th August, 1965, p. 464; 22nd September, 1966, p. 1438; 27th October, 1966, p. 1753; 31st October, 1968, p. 1400; 5th February, 1970, p. 598; 25th February, 1971, p. 824; 25th January, 1973, p. 349; 19th April, 1973, p. 1781; 7th February, 1974, p. 390; 21st February, 1974, p. 546; 23rd January, 1975, p. 316; 13th March, 1975, p. 969; 22nd April, 1976, p. 2091.

Bush Fires Act, 1960-1976 *see also* **Country Fires Act, 1976**

Commencement: 1st July, 1961; *Gazette* 4th May, 1961, p. 1041.
Commencement of Bush Fires Act Amendment Act, 1972: 1st January, 1973; *Gazette* 21st December 1972, p. 2723.
Administration: Committed to the Minister of Agriculture; *Gazette* 27th July, 1961, p. 531.
Regulations: *Gazette* 1st June, 1961, p. 1252; 24th December, 1969, p. 2109; 15th January, 1970, p. 121; 22nd October, 1970, p. 1787; 13th December, 1974, p. 3744; 16th October, 1975, p. 2023; 9th December, 1976, p. 1891.
Definitions of Boundaries of Meteorological Districts in South Australia (section 65): *Gazette* 30th September, 1971, p. 1230.
Rules of Court under section 77: *Gazette* 4th November, 1965, p. 1642.
s. 27a. Notices: *Gazette* 11th January, 1973, p. 105; 12th July, 1973, p. 119; 2nd August, 1973, p. 831; 31st January, 1974, p. 371; 26th June, 1975, p. 2463; 21st October, 1976, p. 1444; 16th December, 1976, p. 2256.

Business Franchise (Petroleum Products) Act, 1979

Commencement: 1st October, 1979; *Gazette* 16th August, 1979, p. 386.
Administration: Committed to the Treasurer; *Gazette* 16th August, 1979, p. 386.
Regulations: *Gazette* 16th August, 1979, p. 393; 4th December, 1980, p. 2031 (corrigendum 18th December, 1980, p. 2322).

Business Franchise (Tobacco) Act, 1974-1978

Commencement: 5th December, 1974; *Gazette* 5th December, 1974, p. 3558.
Administration: Committed to the Treasurer; *Gazette* 6th February, 1975, p. 413.
s. 14. Notice: 10th July, 1980, p. 121.
Regulations: *Gazette* 20th March, 1975, p. 1100; 12th April, 1979, p. 982.

Business Franchises (Miscellaneous Provisions) Act, 1975

Commencement: 11th September, 1975; *Gazette* 11th September, 1975, p. 1426.

Business Names Act, 1963

Commencement: 1st July, 1964; *Gazette* 21st May, 1964, p. 1063.
Administration: Committee to the Minister of Corporate Affairs; *Gazette* 18th September, 1979, p. 768.
s. 9. Declaration by Attorney-General: *Gazette* 19th June, 1975, p. 2329.
Regulations: *Gazette* 21st May, 1964, p. 1068; 20th April, 1967, p. 1349; 7th December, 1967, p. 2518; 27th October, 1977, p. 1318.

Canned Fruits Marketing Act, 1980

Commencement: 26th June, 1980; *Gazette* 26th June, 1980, p. 1717 (corrigendum 17th July, 1980, p. 232).
Administration: Committed to the Minister of Agriculture; *Gazette* 26th June, 1980, p. 1717.

Cattle Compensation Act, 1939-1979

Commencement: 1st March, 1940; *Gazette* 15th February, 1940, p. 369.
Commencement of Cattle Compensation Act Amendment Act, 1971: 1st January, 1972; *Gazette* 23rd December, 1971, p. 2628.
Commencement of Cattle Compensation Act Amendment Act, 1972: 1st July, 1974; *Gazette* 13th June, 1974, p. 2332.
Commencement of Cattle Compensation Act Amendment Act, 1976: 20th January, 1977; *Gazette* 20th January, 1977, p. 100.
Commencement of Cattle Compensation Act Amendment Act, 1979: 22nd November, 1979; *Gazette* 22nd November 1979, p. 1309.
Administration: Committed to the Minister of Agriculture; *Gazette* 15th February, 1940, p. 369.
s. 4. Proclamations: *Gazette* 4th November, 1976, p. 1548; 27th April, 1978, p. 1480.
Regulations: *Gazette* 15th February, 1940, p. 403; 17th May, 1979, p. 1462; 22nd November, 1979, p. 1321.

Chaff and Hay Act, 1922-1975

Administration: Committed to the Minister of Agriculture; *Gazette* 14th June, 1979, p. 1824.
Regulations: *Gazette* 17th November, 1938, p. 1269; 20th December, 1973, p. 3430.

Chaff and Hay (Acquisition) Act, 1944

Administration: Committed to the Minister of Agriculture; *Gazette* 5th October, 1944, p. 415.
s. 5. Proclamation: *Gazette* 12th October, 1944, p. 447.
Regulations: *Gazette* 19th October, 1944, p. 514.

Children's Protection and Young Offenders Act, 1979-1980

Commencement: 1st July, 1979; *Gazette* 28th June, 1979, p. 1951 (Operation of ss. 9 (3), (6), 50 (2), (3) and so much of the schedule as relates to the Guardianship of Infants Act, 1940-1975, suspended until a day to be fixed by subsequent proclamation).
Commencement of Children's Protection and Young Offenders Act Amendment Act, 1980: 3rd July, 1980; *Gazette* 3rd July, 1980, p. 3.
Administration: Committed to the Attorney-General; 13th December, 1979, p. 1986.
Regulations: 28th June, 1979, p. 1957; 10th July, 1980, p. 123; 11th December, 1980, p. 2127.
Rules of Court: 28th June, 1979, p. 1955.

Chiropodists Act, 1950-1973

Commencement: 2nd July, 1951; *Gazette* 10th May, 1951, p. 1033.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Regulations: *Gazette* 20th September, 1951, p. 735; 21st August, 1952, p. 532; 15th June, 1967, p. 1817; 3rd December, 1970, p. 2592; 22nd July, 1971, p. 233; 27th June, 1974, p. 2630; 5th August, 1976, p. 327; 11th August, 1977, p. 361; 28th June, 1979, p. 2014; 19th June, 1980, p. 1650.

The Church of England in Australia Constitution Act, 1961

Commencement: 1st January, 1962; *Gazette* 11th January, 1962, p. 47.

Cigarettes (Labelling) Act, 1971-1972

Commencement: 1st July, 1973; *Gazette* 3rd May, 1973, p. 1927.
Administration: Committed to the Minister of Health; *Gazette* 26th April, 1979, p. 1224.
s. 4. Day fixed for purposes of s. 4: 1st July, 1973; *Gazette* 7th June, 1973, p. 2423.
Regulations: *Gazette* 3rd May, 1973, p. 1931.

Citrus Industry Organization Act, 1965-1972

Commencement: 23rd December, 1965; *Gazette* 23rd December, 1965, p. 2162.
Commencement of Citrus Industry Organization Act Amendment Act, 1967: 14th August, 1969; *Gazette* 14th August, 1969, p. 404.
Commencement of Citrus Industry Organization Act Amendment Act, 1970: 14th January, 1971; *Gazette* 14th January, 1971, p. 92.
Commencement of Citrus Industry Organization Act Amendment Act, 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2358.
Administration: Committed to the Minister of Agriculture; *Gazette* 23rd December, 1965, p. 2162.
s. 9. Prescribed Day: 1st February, 1973; *Gazette* 1st February, 1973, p. 377.
Regulations: *Gazette* 28th April, 1966, p. 1795; 9th June, 1966, p. 2150; 13th October, 1966, p. 1600; 23rd May, 1968, pp. 1560, 1561; 30th July, 1970, p. 393; 13th December, 1973, p. 3288; 24th June, 1976, p. 3215; 24th March, 1977, p. 928.
s. 22. Order No. 6: *Gazette* 29th July, 1971, p. 330; Citrus Marketing Orders dated 20th May, 1980; *Gazette* 5th June, 1980, p. 1499; 30th June, 1980; *Gazette* 10th July, 1980, p. 197; 21st August, 1980; *Gazette* 21st August, 1980, p. 615.

City of Adelaide Development Control Act, 1976-1978

Commencement: 23rd December, 1976; *Gazette* 23rd December, 1976, p. 2320.
Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.
s. 10. Proclamations: 8th February, 1979, p. 304; 5th July, 1979, p. 5.
s. 21. Appointed day for purposes of s. 21: 1st March, 1977; *Gazette* 24th February, 1977, p. 492.
Regulations: *Gazette* 24th February, 1977, p. 507; 10th March, 1977, p. 649; 23rd June, 1977, p. 1764; 6th April, 1978, p. 1164; 21st February, 1980, p. 370; 12th June, 1980, p. 1559; 11th December, 1980, p. 2169.

Civil Aviation (Carriers' Liability) Act, 1962-1971

Commencement: 7th November, 1963; *Gazette* 7th November, 1963, p. 1426.
Administration: Committed to the Minister of Transport; *Gazette* 20th May, 1965, p. 1136.

Classification of Publications Act, 1973-1978

Commencement: 18th July, 1974; *Gazette* 11th July, 1974, p. 99.
Administration: Committed to the Attorney-General; *Gazette* 16th August, 1979, p. 386.
Regulations: *Gazette* 11th July, 1974, p. 106; 26th September, 1974, p. 2406; 5th December, 1974, p. 3564; 22nd December, 1977, p. 2274.

Classification of Theatrical Performances Act, 1978

Commencement: 11th May, 1978; *Gazette* 11th May, 1978, p. 1652.
Administration: Committed to the Attorney-General; *Gazette* 16th August, 1979, p. 386.
Regulations: *Gazette* 11th May, 1978, p. 1661.

Coast Protection Act, 1972-1978

Commencement: 3rd July, 1972; *Gazette* 29th June, 1972, p. 2689.
Administration: Committed to the Minister of the Environment; *Gazette* 17th May, 1979, p. 1452.
s. 19. Proclamations: *Gazette* 5th July, 1973, p. 7 (Yorke Coast); 30th May, 1974, p. 2094 (Fleurieu); 16th September, 1976, p. 889 (South East); 8th September, 1977, p. 662 (Metropolitan).
s. 34. Notice: *Gazette* 1st January, 1976, p. 178.
Regulations: *Gazette* 25th March, 1976, p. 1410; 8th July, 1976, p. 91; 9th September, 1976, p. 837; 21st April, 1977, p. 1161; 13th September, 1979, p. 726.

Collections for Charitable Purposes Act, 1939-1947

Commencement: 1st February, 1940; *Gazette* 23rd November, 1939, p. 1379.
Administration: Committed to the Chief Secretary; *Gazette* 23rd November, 1939, p. 1379.
s. 5. Proclamation: *Gazette* 23rd November, 1939, p. 1379.
s. 16. Proclamations: *Gazette* 4th December, 1947, p. 1751; 26th November, 1953, p. 1308; 7th January, 1954, p. 1; 20th November, 1958, p. 1380; 26th May, 1960, p. 1436; 26th October, 1961, p. 1340.
s. 17. Proclamations: *Gazette* 27th August, 1953, p. 644; 4th March, 1954, p. 466; 21st April, 1955, p. 899; 10th January, 1957, p. 22; 2nd October, 1958, p. 971; 26th November, 1959, p. 1313.

Colleges of Advanced Education Act, 1972-1978

Commencement: 1st January, 1973; *Gazette* 14th December, 1972, p. 2628.
Statutes: *Gazette* 12th December, 1974, p. 3748; 24th July, 1975, p. 563; 10th May, 1979, p. 1430.
By-laws: *Gazette* 26th June, 1974, p. 1571; 27th March, 1975, p. 1266; 29th May, 1975, p. 2087; 24th July, 1975, p. 653; 27th November, 1975, p. 2914; 15th January, 1976, p. 178.

Commercial and Private Agents Act, 1972-1978

Commencement: 12th April, 1973; *Gazette* 12th April, 1973, p. 1461.
Commencement of Commercial and Private Agents Act Amendment Act, 1977-1978: 1st July, 1978; *Gazette* 29th June, 1978, p. 2235.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 21st February, 1980, p. 364.
s. 6. Proclamation: *Gazette* 17th January, 1974, p. 108.
Regulations: *Gazette* 12th April, 1973, p. 1685; 29th June, 1978, p. 2278; 6th September, 1979, p. 602.

Commercial Motor Vehicles (Hours of Driving) Act, 1973-1979

Commencement: 1st July, 1974; *Gazette* 28th March, 1974, p. 1046.
Administration: Committed to the Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.
Regulations: 18th April, 1974, p. 1347; 29th August, 1974, p. 1488; 9th January, 1975, p. 113.

Commonwealth Places (Administration of Laws) Act, 1970

Commencement: 18th March, 1971; *Gazette* 18th March, 1971, p. 1143.

Community Welfare Act, 1972-1979

Commencement: 1st July, 1972; *Gazette* 29th June, 1972, p. 2689. Suspending until date to be fixed by Proclamation; Part IV, Division II, Subdivision 6 and s. 112 of the Act.
Commencement of Community Welfare Act Amendment Act, 1973: 20th December, 1973; *Gazette* 20th December, 1973, p. 3337.
Commencement of Community Welfare Act Amendment Act, 1975: 12th June, 1975; *Gazette* 12th June, 1975, p. 2260.
Commencement of Community Welfare Act Amendment Act (No. 2), 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.
Commencement of Community Welfare Act Amendment Act, 1976: 7th April, 1977; *Gazette,* 7th April, 1977, p. 1070.
Delegation by the Minister of Community Welfare of his powers under ss. 25-31 of the Act to the Minister of Community Development: *Gazette* 21st December, 1978, p. 2309.
Delegation by the Minister of his powers under certain sections of the Act to the Minister of Aboriginal Affairs; *Gazette* 11th October, 1979, p. 919.
s. 84. Proclamations: *Gazette* 10th August, 1972, p. 1033; 9th August, 1973, p. 850; 18th April, 1974, p. 1388; 27th June, 1974, p. 2557; 15th July, 1976, p. 138.
s. 88. Proclamation: *Gazette* 31st January, 1980, p. 192.
Regulations: *Gazette* 29th June, 1972, p. 2882; 15th November, 1973, p. 2908.
Child Care Regulations: *Gazette* 28th June, 1973, p. 2801; 24th July, 1975, p. 566.
Regulations relating to baby-sitting agencies: *Gazette* 15th September, 1977, p. 731.

Companies Act, 1962-1980

Commencement: 1st July, 1963; *Gazette* 28th February, 1963, p. 503
Commencement of Companies Act Amendment Act, 1964: 1st January 1965; *Gazette* 5th November, 1964, p. 1399.
Commencement of Companies Act Amendment Act, 1965: 9th December, 1965; *Gazette* 9th December, 1965, p. 2049.
Commencement of Companies Act Amendment Act, 1971: 1st June, 1971; *Gazette* 20th May, 1971, p. 2509.
Commencement of Companies Act Amendment Act, 1971-1972: 5th October, 1972 (ss. 7, 13, 24, 25, 40, 53, 54 and 55 suspended until 30th June, 1973); *Gazette* 5th October, 1972, p. 1807. A Proclamation fixing 1st October, 1972 as the day of commencement was published in the *Gazette* of 28th September, 1972, p. 1665.
Commencement of Companies Act Amendment Act, 1973: 13th December, 1973; *Gazette* 13th December, 1973, p. 3262.
Commencement of Companies Act Amendment Act, 1979: 9th July, 1979; *Gazette* 5th July, 1979, p. 4. (Operation of ss. 3 *(a)*, 4, 5, *(a)*, *(c)*, *(d)*, *(g)-(n)*, *(p)-(t)*, 6, 7, 9-258, 260, 261, 263-270, suspended until a day to be fixed by subsequent proclamation).
Commencement of ss. 3 *(a)*, 4, 5 *(a)*, *(c)*, *(d)*, *(e)*, *(g)-(n)*, *(p)-(t)*, 6, 7, 9-91, 93-188, 190-258, 260, 261, 263-270 of Companies Act Amendment Act, 1979: 13th December, 1979; *Gazette* 13th December, 1979, p. 1993.
Commencement of s. 189 of Companies Act Amendment Act, 1979: 24th April, 1980; *Gazette* 24th April, 1980, p. 1065.
Commencement of Companies Act Amendment Act, 1980: 24th April, 1980; *Gazette* 24th April, 1980, p. 1068.
Administration: Committed to the Minister of Corporate Affairs; *Gazette* 18th September, 1979, p. 768.
s. 14 (3) Proclamations: *Gazette* 9th November, 1972, p. 2254 (Public Accountant); 14th February, 1974, p. 474 (Architect).
ss. 22 and 353. Notices. *Gazette* 19th June, 1975, p. 2327; 3rd July, 1975, p. 143.
s. 38. Notices: *Gazette* 27th June, 1963, p. 1631; 11th July, 1963, p. 48; 1st August, 1963, p. 275; 19th September, 1963, p. 870; 27th February, 1964, p. 458; 11th June, 1964, p. 1229; 25th March, 1965, p. 675; 10th June 1965, p. 1442; 27th February, 1969, p. 579; 29th April, 1971, p. 2272; 26th June, 1980, p. 1900.
s. 76. Proclamation: *Gazette* 27th June, 1963, p. 1630.
s. 88 (1). Notices. *Gazette* 16th July, 1964, p. 108; 24th September, 1964, p. 1063; 8th October, 1964, p. 1192; 1st July, 1965, p. 12; 12th March, 1970, p. 1090; 23rd April, 1970, p. 1462; 28th May, 1970, p. 2012; 9th July, 1970, p. 94; 26th November, 1970, p. 2554; 11th February, 1971, p. 493; 25th February, 1971, p. 954; 13th May, 1971, p. 2506; 16th September, 1971, p. 1095; 10th February, 1972, p. 560; 24th February, 1972, p. 730; 2nd March, 1972, p. 828.
s. 162c. Notices: *Gazette* 13th September, 1973, p. 2039 (two); 3rd July, 1975, p. 141; 10th July, 1975, p. 301; 12 June, 1980, p. 1551 (three).
s. 318. Order: *Gazette* 27th June, 1963, p. 1630.
Regulations: *Gazette* 8th April, 1976, p. 1929; 13th December, 1979, p. 2017; 1st May, 1980, p. 1176; 14th August, 1980, p. 536.
Regulations under Fees Regulation Act, 1927, varying second schedule prescribing fees payable: *Gazette* 20th April, 1967, p. 1350; 27th October, p. 1316.
Rules of Court: *Gazette* 20th May, 1965, p. 1151; 13th August, 1970, p. 629; 9th November, 1972, p. 2278; 20th May, 1973, p. 3506; 24th October, 1974, p. 2851; 7th February, 1980, p. 272; 28th February, 1980, p. 426.

Company Take-overs Act, 1980

Regulations: *Gazette* 2nd October, 1980, p. 1047.

Consolidation of Regulations Act, 1937-1974

s. 2. Proclamations: *Gazette* 1st June, 1944, p. 673; 20th April, 1950, p. 813.

Constitution Act, 1934-1980

Commencement: 1st January, 1935; *Gazette* 20th December, 1934, p. 1217.
Commencement of Constitution Act Amendment Act, 1972: *Gazette* 28th September, 1972, p. 1665.
Commencement of Constitution Act Amendment Act, 1973: 22nd November, 1973; *Gazette* 22nd November, 1973, p. 2970.
Commencement of Constitution and Electoral Acts Amendment Act, 1973: 22nd November, 1973; *Gazette* 22nd November, 1973, p. 2970.
Commencement of Constitution Act Amendment Act (No. 5), 1975: 22nd January, 1976; *Gazette* 22nd January, 1976, p. 258.
Commencement of Constitution Act Amendment Act, 1980: 10th July, 1980; *Gazette* 10th July, 1980, p. 118.

Constitutional Museum Act, 1978

Commencement: 11th May, 1978; *Gazette* 11th May, 1978, p. 1652.
Administration: Committed to the Minister of Arts; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 31st July, 1980, p. 385; 4th December, 1980, p. 2033.

Consumer Credit Act, 1972-1980

Commencement: 3rd September, 1973; *Gazette* 9th August, 1973. p. 849.
Administration: Committed to the Minister for Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
s. 6. Proclamations: *Gazette* 19th September, 1974, p. 2260; 7th April, 1977, p. 1070; 27th March, 1980, p. 679; 14th August, 1980, p. 524.
s. 54. Notices: *Gazette* 3rd January, 1974, p. 8; 9th January, 1975, p. 112; 24th January, 1980, p. 151; 24th April, 1980, p. 1139.
Regulations: *Gazette* 2nd August, 1973, p. 735; 3rd September, 1973, p. 1553; 25th October, 1973, p. 2596; 22nd November, 1973, p. 2977; 20th December, 1973, p. 3349; 27th June, 1974, p. 2609; 20th January, 1977, p. 112; 21st December, 1978, p. 2536; 13th September, 1979, p. 655.

Notice fixing charges for title insurance: *Gazette* 1st November, 1973, p 2781; 24th April, 1980, p. 1139.
Rules of Supreme Court relating to Appeals from Credit Tribunal (Order 58, Rule 37): *Gazette* 13th September, 1973, p. 1996.

Consumer Transactions Act, 1972-1980

Commencement: 3rd September, 1973: *Gazette* 9th August, 1973, p. 849.
Administration: Committed to the Minister for Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 2nd August, 1973, p. 767; 3rd September, 1973, p. 1558; 25th October, 1973, p. 2594; 20th December, 1973, p. 3392, p. 3421; 21st November, 1974, p. 3325; 14th September, 1978, p. 911; 21st December, 1978, p. 2535; 1st February, 1979, p. 257; 13th September, 1979, p. 661 (revoked; *Gazette* 23rd December, 1980, p. 2421); 24th April, 1980, p. 1137; 23rd December, 1980, p. 2421.

Control of Advertisements Act, 1916-1935

Administration: Committed to the Minister for Planning; *Gazette* 22nd November, 1979, p. 1309.
Regulations: *Gazette* 5th April, 1928, p. 726; 20th February, 1936, p. 458; 22nd July, 1971, p. 232; 24th February, 1977, p. 503.

Cooper Basin (Ratification) Act, 1975

Commencement: 11th December, 1975; *Gazette* 11th December, 1975, p. 3137.

Coroners Act, 1975

Commencement: 3rd April, 1975; *Gazette* 3rd April, 1975, p. 1356.
Rules: *Gazette* 30th October, 1975, p. 2299; 21st July, 1977, p. 152; 1st May, 1980, p. 1175.

Corporal Punishment Abolition Act, 1971-1973

Commencement: 18th November, 1971; *Gazette* 18th November, 1971, p. 2070.

Country Fires Act, 1976-1980

Commencement: 2nd June, 1977; *Gazette* 2nd June, 1977, p. 1584 (ss. 4, 25-28, 33-36, 38-59, 60-62, 64-67, suspended until a day to be fixed by subsequent proclamation.)
Commencement of Country Fires Act Amendment Act, 1980: 10th December, 1980; *Gazette* 11th December, 1980, p. 2120.
Administration: Committed to the Minister of Agriculture: *Gazette* 2nd June, 1977, p. 1584.
Regulations: *Gazette* 14th July, 1977, p. 83; 13th September, 1979, p. 665.

Credit Unions Act, 1976-1980

Commencement: 28th April, 1977: *Gazette* 7th April, 1977, p. 1070.
Commencement of Credit Unions Act Amendment Act, 1980: 9th October, 1980; *Gazette* 9th October, 1980, p. 1085.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 5th May, 1977, p. 1277; 2nd February, 1978, p. 456; 31st January, 1980, p. 231; 9th October, 1980, p. 1091.
s. 42. Notice: *Gazette* 12th May, 1977, p. 1362.

Cremation Act, 1891-1964

Regulations: *Gazette* 9th March, 1978, p. 801.
Regulation under the Fees Regulation Act, 1927, relating to fees for cremation: *Gazette* 24th November, 1927, p. 1229.

Crimes (Offences at Sea) Act, 1980

Commencement: 8th May, 1980; *Gazette* 8th May, 1980, p. 1263.

Criminal Injuries Compensation Act, 1977-1978

Commencement: 1st July, 1978; *Gazette* 29th June, 1978, p. 2235.
This proclamation incorrectly refers to the Act as the "Statutes Amendment (Criminal Injuries Compensation Act, 1977-1978)." *See Gazette* 1st February, 1979, p. 249.
Regulations: *Gazette* 30th November, 1978, p. 2101.
Rules of Supreme Court: *Gazette* 6th July, 1978, p. 77.
Rules for District Criminal Courts: *Gazette* 2nd May, 1974, p. 1624 (made under Criminal Injuries Compensation Act, 1969); 13th July, 1978, p. 135.

Criminal Law Consolidation Act, 1935-1980

Commencement: 2nd January, 1936; *Gazette* 2nd January, 1936, p. 1.
Commencement of Criminal Law Consolidation Act Amendment Act (No. 2), 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 701.
Commencement of Criminal Law Consolidation Act Amendment Act (No. 3), 1969: 17th September, 1970; *Gazette* 17th September, 1970, p. 1198.
Commencement of Criminal Law Consolidation Act Amendment Act, 1972: 2nd November, 1972; *Gazette* 28th September, 1972, p. 1671.
Commencement of Criminal Law Consolidation Act Amendment Act (No. 3), 1972: 1st February, 1973; *Gazette* 1st February, 1973, p. 377.
Commencement of Criminal Law Consolidation Act Amendment Act (No. 5), 1972: 15th February, 1973; *Gazette* 15th February, 1973, p. 497.
Commencement of Criminal Law Consolidation Act Amendment Act (No. 6), 1972: 15th February, 1973; *Gazette* 15th February, 1973, p. 496.
Commencement of Criminal Law Consolidation Act Amendment Act, 1980: 11th December, 1980; *Gazette* 11th December, 1980, p. 2119.
s. 321. Proclamations: *Gazette* 6th April, 1911, p. 603; 26th August, 1937, p. 497; 16th May, 1963, p. 1269.
Rules of Court as to criminal appeals were made 1st September, 1925, but have not been published in the *Gazette*.
Rules of Court as to payment for transcripts and documents: *Gazette* 19th November, 1925, p. 1358.
Regulations as to abortion: *Gazette* 8th January, 1970, p. 4; 2nd April, 1970, p. 1309; 11th June, 1970, p. 2068; 15th July, 1971, p. 178; 18th November, 1971, p. 2078; 28th September, 1972, p. 1671; 8th November, 1973, p. 2808; 26th September, 1974, p. 2400; 10th October, 1974, p. 2598; 21st November, 1974, p. 332; 13th March, 1975, p. 1054; 1st April, 1976, p. 1678; 14th June, 1979, p. 1837; 18th September, 1980, p. 883.
Regulations as to costs and treatment of appellant: *Gazette* 5th November, 1925, p. 1231; 18th August, 1960, p. 456; 6th February, 1969, p. 413; 21st December, 1972, p. 2816; 24th May, 1973, p. 2201.
Regulations as to habitual criminals: *Gazette* 6th April, 1911, p. 606; 23rd November, 1916, p. 997.
Regulations as to payments to witnesses and others at criminal prosecutions: *Gazette* 19th January, 1978, p. 300.
Regulations as to payments to psychiatrists under section 77a: *Gazette* 3rd February, 1955, p. 203; 26th September, 1974, p. 2400.
Regulation as to places of confinement under section 77 (2): *Gazette* 6th March, 1924, p. 596.

Crown Lands Act, 1929-1980

Commencement of Crown Lands Act Amendment Act, 1968: 30th January, 1969; *Gazette* 30th January, 1969, p. 338.
Commencement of Crown Lands Act Amendment Act, 1969; 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.
Commencement of Crown Lands Act Amendment Act, 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2534.
Commencement of Crown Lands Act Amendment Act, 1974: 26th April, 1974; *Gazette* 26th April, 1974, p. 1457.
Commencement of Crown Lands Act Amendment Act, 1976-1977: 28th July, 1977; *Gazette* 28th July, 1977, p. 232.
Commencement of Crown Lands Act Amendment Act, 1978; 15th June, 1978; *Gazette* 15th June, 1978, p. 2034.
s. 5g. Proclamations: *Gazette* 30th November, 1972, p. 2463; 7th December, 1972, p. 2535; 22nd March, 1973, p. 1004.
s. 211a. Proclamation declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.

Crown Lands Act, 1929-1980—*continued*

Regulations: *Gazette* 16th October, 1941, p. 789; 29th November, 1956, p. 1236; 15th November, 1962, p. 1395; 3rd March, 1966, p. 1230; 9th December, 1971, p. 2481; 21st December, 1972, p. 2743; 30th January, 1975, p. 350; 25th March, 1976, p. 1411; 23rd November, 1978, p. 2059; 20th June, 1979, p. 1890.
Regulations under Crown Lands Act, 1929-1939, and Fees Regulation Act, 1927, relating to the fee payable on noting instrument on Crown lease, etc.: *Gazette* 18th July, 1940, p. 86.
Notice setting out conditions for application for licences under Part XIV: *Gazette* 19th February, 1942, p. 301.
Rules of the Lyrup Village Association: *Gazette* 15th June, 1978, p. 2037.

Crown Proceedings Act, 1972-1980

Commencement: 14th December, 1972; *Gazette* 14th December, 1972, p. 2630.
Commencement of Crown Proceedings Act Amendment Act, 1980: 17th July, 1980; *Gazette* 17th July, 1980, p. 230.
Regulations: *Gazette* 14th December, 1972, p. 2642.

Dairy Cattle Improvement Act, 1921-1972

Commencement of Dairy Cattle Improvement Act Amendment Act, 1972: 1st July, 1973; *Gazette* 22nd February, 1973, p. 632.
Commencement of Dairy Cattle Improvement Act Amendment Act (No. 2), 1972: 1st July, 1973 (see Section 2 of the said Act).
Administration: Committed to the Minister of Agriculture; *Gazette* 2nd February, 1922, p. 471.
s. 7a. Notice: *Gazette* 30th January, 1941, p. 97.
Regulations: *Gazette* 17th December, 1970, p. 2794; 10th May, 1973, p. 2000.

Dairy Industry Act, 1928-1973

Commencement: 8th August, 1929; *Gazette* 8th August, 1929, p. 329.
Commencement of Dairy Industry Act Amendment Act, 1972: 1st July, 1973; *Gazette* 10th May, 1973, p. 1994.
Commencement of Dairy Industry Act Amendment Act, 1974: 12th February, 1976; *Gazette* 12th February, 1976, p. 611.
s. 3. Proclamations: *Gazette* 16th December, 1965, p. 2098; 10th May 1973, p. 1994.
General Regulations: *Gazette* 8th August, 1974, p. 911; 1st February, 1979, p. 259.

Dairy Produce Act, 1934-1974

Commencement: 13th December, 1934; *Gazette* 13th December, 1934, p. 1185.
Commencement of Dairy Produce Act Amendment Act, 1974: 12th February, 1976; *Gazette* 12th February, 1976, p. 611.
Administration: Committed to the Minister of Agriculture; *Gazette* 27th May, 1937, p. 1205.
Regulations: *Gazette* 11th April, 1935, p. 1119; 9th January, 1936, p. 26; 18th November, 1937, p. 1348.

Daylight Saving Act, 1971-1972

Administration: Committed to the Chief Secretary; *Gazette* 17th May, 1979, p. 1453.

Defective Houses Act, 1976

Commencement: 20th January, 1977; *Gazette* 20th January, 1977, p. 100.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 21st February, 1980, p. 364.

Dentists Act, 1931-1974

Commencement of Dentists Act Amendment Act, 1971: 20th January, 1972; *Gazette* 20th January, 1972, p. 153.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Rules of Court: *Gazette* 4th August, 1932, p. 183.
Retulations: *Gazette* 24th May, 1934, p. 1315; 28th June, 1934, p. 1520; 5th July, 1934, p. 2; 20th June, 1940, p. 1399; 5th September, 1940, p. 513; 30th November, 1961, p. 1811; 2nd November, 1972, p. 2138; 15th August, 1974, p. 1285; 5th December, 1974, p. 3569.
Regulation under Fees Regulation Act, 1927, relating to the fee payable on publication of the register of dentists: *Gazette* 11th November, 1937, p. 1307.

Discharged Soldiers Settlement Act, 1934-1978

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 644.
Administration: Committed to the Minister of Lands; *Gazette* 29th June, 1978, p. 2234.
Regulations: *Gazette* 2nd December, 1920, p. 1429; 11th August, 1921, p. 270; 19th January, 1922, p. 100; 2nd March, 1922, p. 729; 6th April, 1922, p. 988; 30th August, 1923, p. 493; 31st January, 1924, p. 211; 7th August, 1924, p. 283; 18th February, 1926, p. 326; 17th February, 1927, p. 339; 28th April, 1927, p. 935; 12th May, 1927, p. 1044; 21st January, 1932, p. 69; 7th June, 1934, p. 1395; 18th April, 1935, p. 1136; 24th December, 1936, p. 1337; 30th January, 1941, p. 98; 25th March, 1976, p. 1409.

Dog Control Act, 1979-1980

Commencement: 1st July, 1979; *Gazette* 24th May, 1979, p. 1498.
Administration: Committed to the Minister of Local Government; *Gazette* 24th May, 1979, p. 1498.
Regulations: *Gazette* 24th May, 1979, p. 1569; 20th June, 1979, p. 1888; 12th June, 1980, p. 1558; 3rd July, 1980, p. 82.

Dog Fence Act, 1946-1978

Commencement: 17th June, 1947; *Gazette* 12th June, 1947, p. 1637.
Commencement of Dog Fence Act Amendment Act, 1975: 2nd October, 1975; *Gazette* 2nd October, 1975, p. 1822.
Administration: Committed to the Minister of Lands; *Gazette* 27th February, 1947, p. 745.
ss. 19 and 21. Proclamations: *Gazette* 3rd July, 1947, p. 1; 2nd October, 1947, p. 970; 18th May, 1950, p. 1036; 25th August, 1960, p. 569; 9th January, 1964, p. 40; 30th March, 1972, p. 1170.
s. 35a. Proclamation: *Gazette* 2nd October, 1975, p. 1819.

Door to Door Sales Act, 1971-1979

Commencement: 1st March, 1972; *Gazette* 20th January, 1972, p. 152.
Commencement of Door to Door Sales Act Amendment Act, 1979: 1st November, 1979; *Gazette* 6th September, 1979, p. 573.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
s. 5. Proclamations: 14th September, 1972, p. 1485; 6th September, 1979, p. 572.
Regulations: 6th September, 1979, p. 604; 8th November, 1979, p. 1196.

Dried Fruits Act, 1934-1972

Commencement of Dried Fruits Act Amendment Act, 1972: 1st July, 1972; *Gazette* 29th June, 1972, p. 2688.
Administration: Committed to the Minister of Agriculture; *Gazette* 20th December, 1934, p. 1218.
Regulations: *Gazette* 13th January, 1955, p. 70; 19th January, 1956, p. 108; 4th October, 1956, p. 740; 10th January, 1957, p. 25; 11th July, 1957, p. 55; 6th March, 1958, p. 761; 7th August, 1958, p. 332; 1st October, 1959, p. 827; 14th December, 1961, p. 1966; 13th May, 1971, p. 2432; 2nd March, 1972, p. 810; 18th July, 1974, p. 569; 3rd April, 1975, p. 1360; 30th August, 1979, p. 509; 7th August, 1980, p. 494.

Drought and Frost Relief Act, 1944

Administration: Committed to the Minister of Agriculture; *Gazette* 22nd March, 1945, p. 447.
Regulations: *Gazette* 25th January, 1945, p. 141.

Drought Relief Act, 1940

Administration: Committed to the Minister of Agriculture; *Gazette* 15th June, 1944, p. 717.
Regulations: *Gazette* 16th October, 1941, p. 802.

Drought Relief Act, 1945

Administration: Committed to the Minister of Agriculture; *Gazette* 7th February, 1946, p. 206.
Regulations: *Gazette* 23rd May, 1946, p. 938.

Easter Act, 1929

Commencement: At 31st December, 1980, this Act had not been brought into operation.

Education Act, 1972-1980

Commencement (except Part IV): 14th December, 1972; *Gazette* 14th December, 1972, p. 2628.
Commencement of Part IV, Division I: 1st July, 1973; *Gazette* 7th June, 1973, p. 2423.
Commencement of Part IV, Divisions II to VI inclusive: 1st February 1974; *Gazette* 24th January, 1974, p. 211.
Commencement of Education Act Amendment Act, 1975: 8th April, 1976; *Gazette* 8th April, 1976, p. 1892.
Commencement of Education Act Amendment Act (No. 2), 1976: 29th January, 1977; *Gazette* 27th January, 1977, p. 179.
s. 63(4) Notice: *Gazette* 26th August, 1976, p. 660.
Regulations: 26th August, 1976, p. 669; 13th January, 1977, p. 56; 18th August, 1977, p. 432; 27th January, 1978, p. 299; 1st February, 1979, p. 262; 24th May, 1979, p. 1512; 14th June, 1979, p. 1836; 5th July, 1979, p. 10; 17th January, 1980, p. 106; 10th April, 1980, p. 968; 21st August 1980, p. 591, p. 592; 23rd December, 1980, p. 2410.
Regulations relating to registration of teachers: *Gazette* 26th June, 1975, p. 2469; 22nd June, 1978, p. 2183; 13th July, 1978, p. 133.

Egg Industry Stabilization Act, 1973-1980

Commencement of all provisions except s. 2, s. 49 and the first schedule (all of which excepted provisions came into operation on assent to the Act): 23rd May, 1974; *Gazette* 23rd May, 1974, p. 1828.
Commencement of Egg Industry Stabilization Act Amendment Act, 1980: 26th June, 1980; *Gazette* 26th June, 1980, p. 1718.
Administration: Committtted to the Minister of Agriculture; *Gazette* 20th June, 1974, p. 2450.
Regulations: *Gazette* 3rd April, 1975, p. 1362.

Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1979

Commencement of Eight Mile Creek Settlement (Drainage Maintenance) Act Amendment Act, 1977; 1st May, 1978; *Gazette* 20th April, 1978, p. 1256.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
Regulations: *Gazette* 28th June, 1979, p. 2008.

Electoral Act, 1929-1976

Commencement: 19th December, 1929; *Gazette* 19th December, 1929, p. 1305.
Commencement of Electoral Act Amendment Act, 1969: 4th December, 1969; *Gazette* 4th December, 1969, p. 1858.
Commencement of Electoral Act Amendment Act, 1972: 8th February, 1973; *Gazette* 8th February, 1973, p. 438.
Commencement of Constitution and Electoral Acts Amendment Act, 1973: 22nd November 1973; *Gazette* 22nd November, 1973, p. 2970.
Commencement of Electoral Act Amendment Act (No. 2), 1973: 13th December, 1973; *Gazette* 13th December, 1973, p. 3266.
Commencement of Electoral Act Amendment Act (No. 4), 1976: 3rd February, 1977; *Gazette* 3rd February, 1977, p. 274.
Administration: Committed to the Attorney-General; *Gazette* 18th October, 1979, p. 1003.
s. 13. Proclamations: *Gazette* 23rd June, 1949, p. 1816; 8th December, 1955, p. 1273.
s. 14. Notices: *Gazette* 13th February, 1930, p. 323; 20th February, 1930, p. 374; 13th March, 1930, p. 531; 17th November, 1932, p. 959; 1st December, 1932, p. 1040; 23rd February, 1933, p. 285; 9th March, 1933, p. 373; 30th March, 1933, p. 522; 1st February, 1934, p. 196; 2nd August, 1934, p. 186; 16th August, 1934, p. 312; 23rd August, 1934, p. 375; 30th May, 1935, p. 1464; 6th June, 1935, p. 1502; 16th January, 1941, p. 40; 20th February, 1941, p. 234; 20th March, 1941, p. 422.
s. 80. Proclamation: *Gazette* 9th February, 1950, p. 283.
s. 194. Proclamation: *Gazette* 20th February, 1958, p. 627.
Regulations: *Gazette* 19th December, 1957, p. 1543; 13th March, 1958, p. 796; 7th April, 1960, p. 993; 10th August, 1961, p. 649; 13th February, 1964, p. 285; 5th March, 1964, p. 529; 25th February, 1965, p. 349; 26th January, 1967, p. 214; 11th January, 1968, p. 75; 23rd April, 1970, p. 1555; 12th October, 1972, p. 1880; 15th February, 1973, p. 987; 26th June, 1975, p. 2468; 25th March, 1976, p. 1414; 19th January, 1978, p. 328; 9th March, 1978, p. 808; 31st January, 1980, p. 235; 7th February, 1980, p. 269.
Regulations as to joint Commonwealth and State electoral rolls: *Gazette* 10th February, 1921, p. 279; 16th May, 1929, p. 1003.

Electrical Articles and Materials Act, 1940-1967

Administration: Committed to the Minister of Mines and Energy: *Gazette* 17th July, 1975, p. 310.
s. 10. Proclamations: *Gazette* 16th September, 1954, p. 694; 12th September, 1968, p. 774.
s. 11. Proclamations: *Gazette* 16th September, 1954, p. 692; 2nd February, 1956, p. 163; 7th August, 1958, p. 330; 26th May, 1960, p. 1436; 6th July, 1961, p. 1; 5th April, 1962, p. 751; 20th August, 1964, p. 422; 3rd December, 1964, p. 1716; 8th July, 1965, p. 34; 20th October, 1966, p. 1655; 12th September, 1968, p. 774; 27th November, 1969, p. 1783; 11th June, 1970, p. 2062; 21st January, 1971, p. 186; 16th August, 1973, p. 919; 1st May, 1975, p. 1698; 19th February, 1976, p. 685; 8th June, 1978, p. 1974.

Electrical Articles and Materials Act, 1940-1967

Regulations: *Gazette* 16th September, 1954, p. 736; 2nd February, 1956, p. 165; 7th August, 1958, p. 332; 26th May, 1960, p. 1442; 6th July, 1961, p. 9; 5th April, 1962, p. 753; 20th August, 1964, p. 427; 3rd December, 1964, p. 1718; 8th July, 1965, p. 73; 20th October, 1966, p. 1732; 12th September, 1968, p. 800; 27th November, 1969, p. 1823; 11th June, 1970, p. 2066; 21st January, 1971, p. 190; 16th August, 1973, p. 965; 1st May, 1975, p. 1706; 16th October, 1975, p. 2025; 19th February, 1976, p. 685; 8th June, 1978, p. 1992; 16th August, 1979, p. 395; 28th August, 1980, p. 657.

Electrical Workers and Contractors Licensing Act, 1965-1978

Administration: Committed to the Minister of Mines and Energy; *Gazette* 29th January, 1976, p. 355.
s. 3. Proclamation: *Gazette* 25th January, 1968, p. 200.
s. 7. Proclamation: *Gazette* 20th April, 1967, p. 1341.
Regulations: *Gazette* 13th October, 1966, p. 1630; 23rd February, 1967, p. 512; 26th June, 1969, p. 1822; 20th December, 1979, p. 2371.

Electricity Act, 1943-1973

Administration: Committed to the Minister of Mines and Energy; *Gazette* 17th July, 1975, p. 310.

Electricity (Country Areas) Subsidy Act, 1962-1975

Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.

The Electricity Supply (Industries) Act, 1963-1975

s. 3. Notice: *Gazette* 6th May, 1965, p. 1034.

Electricity Trust of South Australia Act, 1946-1975

Commencement: 30th August, 1946; *Gazette* 30th August, 1946, p. 387.
Commencement of Part IVa: 6th February, 1948; *Gazette* 5th February, 1948, p. 311.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 17th July, 1975, p. 310.
s. 27. Proclamation of 1st September, 1946, as the "appointed day": *Gazette* 30th August, 1946, p. 387.
Regulations as to sale of liquor at Leigh Creek: *Gazette* 11th January, 1951, p. 32.
Regulations: *Gazette* 20th July, 1972, p. 284.

Emergency Medical Treatment of Children Act, 1960-1971

Administration: Committed to the Minister of Health; *Gazette* 26th April, 1979, p. 1224.

Emergency Powers Act, 1941-1952

Administration: Committed to the Treasurer; *Gazette* 11th December, 1941, p. 1361.
s. 2. Proclamation declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.
Regulations: *Gazette* 18th December, 1941, p. 1499; 18th December, 1941, p. 1503; 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 5th February, 1942, p. 238; 19th February, 1942, p. 326; 2nd April, 1942, p. 497; 9th April, 1942, p. 525; 16th April, 1942, p. 575; 16th April, 1942, p. 577; 16th April, 1942, p. 578; 7th May, 1942, p. 673; 14th May, 1942, p. 713; 23rd July, 1942, p. 78; 24th December, 1942, p. 1217; 4th February, 1943, p. 133; 18th February, 1943, p. 190; 25th February, 1943, p. 222; 4th March, 1943, p. 244; 25th March, 1943, p. 377; 1st April, 1943, p. 411; 15th April, 1943, p. 493; 22nd April, 1943, p. 499; 6th May, 1943, p. 600; 19th August, 1943, p. 227; 26th August, 1943, p. 231; 20th January, 1944, p. 53; 3rd February, 1944, p. 146; 30th March, 1944, p. 384; 4th May, 1944, p. 546; 11th May, 1944, p. 582; 31st August, 1944, p. 268; 21st December, 1944, p. 876; 18th January, 1945, p. 77; 29th March, 1945, p. 495; 19th April, 1945, p. 594; 28th March, 1946, p. 530; 5th January, 1950, p. 5; 19th October, 1950, p. 949.
The above regulations relate to the following matters:—
Administration: *Gazette* 18th December, 1941, p. 1499; 8th January, 1942, p. 53; 16th April, 1942, p. 575.
Air raid shelters: *Gazette* 8th January, 1942, p. 53.
Aliens, disqualification from holding office in councils or voting at council elections or polls: *Gazette* 14th May, 1942, p. 713.
Animals, destruction of: *Gazette* 16th April, 1942, p. 575.
Bank holiday cancellation: *Gazette* 18th December, 1941, p. 1503.
Chaff supplies: *Gazette* 31st August, 1944, p. 268.
Civil Defence Force: *Gazette* 18th December, 1941, p. 1499; 19th February, 1942, p. 326; 16th April, 1942, p. 575; 7th May, 1942, p. 673.
District council elections and polls: *Gazette* 9th April, 1942, p. 525; 14th May, 1942, p. 713; 25th March, 1943, p. 377; 6th May, 1943, p. 600; 30th March, 1944, p. 384; 4th May, 1944, p. 546; 29th March, 1945, p. 495; 19th April, 1945, p. 594; 28th March, 1946, p. 530.
District councils' powers: *Gazette* 18th December, 1941, p. 1499; 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 4th February, 1943, p. 133; 25th February, 1943, p. 222; 1st April, 1943, p. 411; 31st August, 1944, p. 268.
Fire fighting materials in houses: *Gazette* 5th February, 1942, p. 238.
Fruit cases, preservation of: *Gazette* 15th April, 1943, p. 493.
General: *Gazette* 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 5th February, 1942, p. 238; 19th February, 1942, p. 326.
Harbours and ports: *Gazette* 16th April, 1942, p. 578.
Hay Supplies: *Gazette* 31st August, 1944, p. 268.
Hospital employees' duties in case of attack: *Gazette* 19th February, 1942, p. 326.
Inoculation, compulsory: *Gazette* 19th February, 1942, p. 326.
Iron-tyred trailers, use on improved main roads: *Gazette* 24th December, 1942, p. 1217.
Lights in buildings and streets: *Gazette* 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 5th February, 1942, p. 238; 19th February, 1942, p. 326.
Lights on vehicles: *Gazette* 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 5th February, 1942, p. 238; 23rd July, 1942, p. 78.
Medical officers under Mental Defectives Act, postponement of leave of: *Gazette* 11th May, 1944, p. 582; 5th January, 1950, p. 5.
Milk shelters on roads: *Gazette* 1st April, 1943, p. 411.
Motor vehicle registration fees: *Gazette* 4th March, 1943, p. 244.

Emergency Powers Act, 1941-1952—*continued*

Municipal council elections and polls: *Gazette* 9th April, 1942, p. 525; 14th May, 1942, p. 713; 25th March, 1943, p. 377; 6th May, 1943, p. 600; 30th March, 1944, p. 384; 4th May, 1944, p. 546; 29th March, 1945, p. 495; 19th April, 1945, p. 524; 28th March, 1946, p. 530.
Municipal councils' powers: *Gazette* 18th December, 1941, p. 1499; 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 4th February, 1943, p. 133; 25th February, 1943, p. 222; 1st April, 1943, p. 411; 31st August, 1944, p. 268.

Protection of persons and property: *Gazette* 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 5th February, 1942, p. 238; 19th February, 1942, p. 326; 16th April, 1942, p. 575; 18th February, 1943, p. 190; 19th August, 1943, p. 227.
Roof spotting: *Gazette* 19th February, 1942, p. 326; 16th April, 1942, p. 575.
Scrub and stubble burning: *Gazette* 16th April, 1942, p. 577.
Shareholders' returns by companies: *Gazette* 22nd April, 1942, p. 499.
Shipping: *Gazette* 16th April, 1942, p. 578.
Sirens, restrictions on use of: *Gazette* 25th December, 1941, p. 1499.
Special constables, duties of employers to: *Gazette* 2nd April, 1942, p. 497.
Traders' plates, fees payable for under Road Traffic Act, 1934-1944: *Gazette* 18th January, 1945, p. 77.
Uranium, mining and disposal of: *Gazette* 21st October, 1944, p. 876.
Vaccination, compulsory: *Gazette* 19th February, 1942, p. 326.
Water restrictions in metropolitan area: *Gazette* 20th January, 1944, p. 53; 3rd February, 1944, p. 146.
Weirs, locks and dams: *Gazette* 16th April, 1942, p. 575.

Notices and orders given pursuant to regulations—
Ambulances, order by the Premier exempting from certain provisions of the Road Traffic Act, 1934-1942: *Gazette* 6th May, 1943, p. 560.
Blackout on 7th July, 1942, order by Premier declaring: *Gazette* 2nd July, 1942, p. 23.
Carriage of goods by primary producers, order by Premier as to: *Gazette* 18th March, 1943, p. 331.
Carriage of hay by primary producers to certain depots, order by Premier as to: *Gazette* 30th November, 1944, p. 748.
Carriage of wheat by primary producers to Wallaroo, order by Premier as to: *Gazette* 27th April, 1944, p. 530.
Delegation by Premier of powers to take possession of land, etc.: *Gazette* 19th February, 1942, p. 329.
Headlamps on motor vehicles, notice by Premier fixing date after which must be screened: *Gazette* 29th January, 1942, p. 176.
Sirens, notice by Commissioner of Civil Defence as to use of: *Gazette* 12th February, 1942, p. 245.
Trailers, notice by Premier exempting certain, from registration fee: *Gazette* 25th June, 1942, p. 867.

Code for the construction of air raid shelters, published for guidance: *Gazette* 26th February, 1942, p. 358.

Employees Registry Offices Act, 1915-1973

Administration: Committed to the Minister of Industry and Employment; *Gazette* 24th June, 1937, p. 1361.

Encroachments Act, 1944-1969

Commencement of Encroachments Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.

Enfield General Cemetery Act, 1944-1972

Administration: Committed to the Minister of Local Government; *Gazette* 11th January, 1945, p. 27.
Commencement of Enfield General Cemetery Act Amendment Act, 1972: 18th May, 1972; *Gazette* 11th May, 1972, p. 1759.
s. 5. Appointed day for purposes of s. 5: 18th May, 1972; *Gazette* 11th May, 1972, p. 1759.
s. 38. Notices: *Gazette* 10th March, 1949, p. 634; 25th October, 1956, p. 920; 18th May, 1961, p. 1172; 26th April, 1963, p. 1066; 12th April, 1973, p. 1474; 21st June, 1973, p. 2646.
Regulations: *Gazette* 20th February, 1947, p. 733.

Environmental Protection Council Act, 1972-1980

Commencement: 23rd November, 1972; *Gazette* 23rd November, 1972, p. 2406.
Commencement of Environmental Protection Council Act Amendment Act, 1980: 4th September, 1980; *Gazette* 4th September, 1980, p. 763.
Administration: Committed to the Minister of the Environment; *Gazette* 17th May, 1979, p. 1452.

Evidence Act, 1929-1978

Commencement of Evidence Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 701.
Commencement of Evidence Act Amendment Act, 1972: 1st February, 1973; *Gazette* 1st February, 1973, p. 377.
Commencement of Evidence Act Amendment Act, 1974: 28th November, 1974; *Gazette* 28th November, 1974, p. 3372.
Rules of the Supreme Court relating to reciprocal procedures for obtaining evidence: *Gazette* 20th July, 1978, p. 264.

Excessive Rents Act, 1962-1973

Rules of Local Court: *Gazette* 20th December, 1962, p. 1771; 5th March, 1964, p. 522.

Explosives Act, 1936-1974

Commencement: 1st July, 1937; *Gazette* 25th March, 1937, p. 644.
Administration: Committed to the Deputy Premier; *Gazette* 4th October, 1979, p. 871.
s. 5. Proclamation: 9th June, 1977, p. 1651.
s. 6. Notices: 12th January, 1978, p. 58, p. 60; 3rd January, 1980, p. 12; 20th March, 1980, p. 554; 12th June, 1980, p. 1550; 11th December, 1980, p. 2123.
s. 20. Proclamation: *Gazette* 17th December, 1903, p. 1182.
s. 24. Notices: *Gazette* 1st September, 1938, p. 589; 7th February, 1957, p. 205; 5th August, 1965, p. 342; 19th July, 1973, p. 345.
s. 30. Notices: *Gazette* 1st September, 1938, p. 474; 11th May, 1939, p. 1086.
s. 48. Proclamations: *Gazette* 30th March, 1950, p. 678; 12th April, 1962, p. 816.
Regulations: *Gazette* 17th July, 1975, p. 401; 31st July, 1975, p. 678; 12th February, 1976, p. 624; 8th September, 1977, p. 661; 31st August, 1978, p. 783; 15th November, 1979, p. 1268; 6th December, 1979, p. 1909.

Fair Credit Reports Act, 1974-1975

Commencement: 17th April, 1975; *Gazette* 17th April, 1975, p. 1508.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 17th April, 1975, p. 1513.
Regulations relating to reporting agencies: *Gazette* 17th April, 1975, p. 1604.

Family Relationships Act, 1975

Commencement: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.
Rules of Court: *Gazette* 1st May, 1980, p. 1189.

Farmers Assistance Act, 1933-1943

Commencement: 1st January, 1934; *Gazette* 21st December, 1933, p. 1239.
Administration: Committed to the Minister of Lands; *Gazette* 25th February, 1954, p. 400.
s. 12 Proclamations: *Gazette* 23rd March, 1944, p. 355; 25th January, 1945, p. 86; 25th October, 1945, p. 600; 21st November, 1946, p. 1279; 30th October, 1947, p. 1303; 28th October, 1948, p. 1345; 3rd November, 1949, p. 1085.
Regulations: *Gazette* 4th October, 1934, p. 682.

Fees Regulation Act, 1927

Regulations: *Gazette* 24th November, 1927, p. 1227; 24th November, 1927, p. 1229 (revoked; *Gazette* 31st January, 1980, p. 204); 17th May, 1928, p. 1036; 12th July, 1928, p. 46; 19th December, 1929, p. 1311; 11th September, 1930, p. 531; 4th December, 1930, p. 1131; 22nd October, 1931, p. 776; 3rd December, 1931, p. 1033; 8th June, 1933, p. 974; 30th August, 1934, p. 428 (revoked; *Gazette* 31st January, 1980, p. 204); 22nd August, 1935, p. 374; 11th November, 1937, p. 1307; 18th January, 1940, p. 73; 18th July, 1940, p. 86; 19th October, 1950, p. 948; 10th March, 1955, p. 553; 17th November, 1955, p. 1116; 13th September, 1956, p. 581 (revoked; *Gazette* 31st January, 1980, p. 204); 20th September, 1956, p. 629 (regulations 1, 2 and 3 repealed by section 32 of the Licensing Act Amendment Act, 1963); 14th February, 1957, p. 228; 8th August, 1957, p. 313; 15th August, 1957, p. 368; 30th January, 1958, p. 162; 16th April, 1959, p. 814; 1st October, 1959, p. 818; 1st October, 1959, p. 821; 1st October, 1959, p. 824; 1st October, 1959, pp. 825-826; 1st October, 1959, p. 828; 22nd October, 1959, p. 972; 24th December, 1959, p. 1545; 3rd March, 1960, p. 680; 14th April, 1960, p. 1042; 20th October, 1960, p. 1070; 6th July, 1961, p. 18; 20th September, 1962, p. 722 (revoked; *Gazette* 31st January, 1980, p. 204); 15th November, 1962, p. 1397; 21st March, 1963, p. 696; 19th September, 1963, p. 907; 9th December, 1965, p. 2053; 3rd March, 1966, p. 1232; 1st September, 1966, p. 1160; 1st September, 1966, p. 1162; 22nd September, 1966, p. 1360; 27th October, 1966, p. 1757; 20th April, 1967, p. 1350; 31st August, 1967, p. 1200; 30th May, 1968, p. 1642; 19th September, 1968, pp. 856, 857; 26th September, 1968, p. 986; 10th October, 1968, p. 1159; 23rd January, 1969, p. 261; 19th February, 1970, p. 798; 17th December, 1970, p. 2780; 28th October, 1971, p. 1757; 9th December, 1971, p. 2480; 17th August, 1972, p. 1180; 31st August, 1972, p. 1333; 30th January, 1975, p. 337; 27th October, 1977, p. 1316; 1st December, 1977, p. 2075.

Fences Act, 1975-1977

Commencement: 16th October, 1975; *Gazette* 16th October, 1975, p. 2011.
Regulations: *Gazette* 11th August, 1977, p. 362; 20th April, 1978, p. 1270
Rules of Local Court: *Gazette* 16th October, 1975, p. 2020.

Fibre and Sponges Act, 1909-1973

Administration: Committed to the Minister of Fisheries; *Gazette* 15th November, 1973, p. 2898.
Regulations: *Gazette* 2nd June, 1977, p. 1591.

Film Classification Act, 1971-1978

Commencement: 24th February, 1972; *Gazette* 24th February, 1972, p. 655.
Administration: Committed to the Attorney-General; *Gazette* 16th August, 1979, p. 386.
Regulations: *Gazette* 24th February, 1972, p. 659; 30th August, 1973, p. 1521; 15th December, 1977, p. 2214.

Financial Emergency Act, 1931-1936

Commencement: 23rd July, 1931; *Gazette* 23rd July, 1931, p. 93.
Rules of Court: *Gazette* 17th September, 1931, p. 492.

Financial Emergency Act Extension Act, 1931-1939

s. 4. Notice: *Gazette* 29th November, 1934, p. 1113.

Firearms Act, 1977

Commencement: 1st January, 1980; *Gazette* 6th December, 1979, p. 1897 (including sections 11 and 13).
Administration: Committed to the Chief Secretary; *Gazette* 28th February, 1980, p. 420.
Regulations: *Gazette*, 6th December, 1979, p. 1911.

Fire Brigades Act, 1936-1976

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 642.
Commencement of Fire Brigades Act Amendment Act (No. 2), 1973: 20th December, 1973; *Gazette* 20th December, 1973, p. 3334.
Administration: Committed to the Chief Secretary; *Gazette* 25th March, 1937, p. 642
s. 6. Proclamations: *Gazette* 24th June, 1937, p. 1361; 13th January, 1938, p. 53; 7th July, 1938, p. 1; 26th January, 1939, p. 254; 4th May, 1939, p. 1028; 8th June, 1939, p. 1382; 6th February, 1941, p. 147; 12th June, 1941, p. 861; 17th July, 1941, p. 84; 5th March, 1942, p. 369; 11th June, 1942, p. 827; 16th July, 1942, p. 45; 24th June, 1943, p. 741; 30th September, 1943, p. 412; 22nd February, 1954, p. 310; 26th July, 1945, p. 99; 17th January, 1956, p. 72; 24th January, 1946, p. 119; 15th August, 1946, p. 251; 26th September, 1946, p. 673; 4th September, 1947, p. 642; 1st April, 1948, p. 691; 13th April, 1950, p. 781; 21st September, 1950, p. 694; 8th March, 1951, p. 528; 22nd October, 1953, p. 1052; 5th August, 1954, p. 271; 19th August, 1954, p. 359; 23rd December, 1954, p. 1544; 26th May, 1955, p. 1209; 3rd November, 1955, p. 997; 15th December, 1955, p. 1339; 12th January, 1956, p. 41; 12th July, 1956, p. 57; 29th August, 1957, p. 473; 6th March, 1958, p. 757; 3rd April, 1958, p. 996; 6th November, 1958, p. 1251; 4th February, 1960, p. 349; 20th April, 1961, pp. 913, 914; 27th April, 1961, p. 993; 7th September, 1961, p. 879; 9th November, 1961, p. 1579; 10th May, 1962, p. 1256; 13th December, 1962, p. 1691; 7th March, 1963, p. 584; 28th March, 1963, p. 758; 5th September, 1963, p. 712; 26th September, 1963, p. 951; 17th October, 1963, p. 1139; 5th March, 1964, p. 521; 15th October, 1964, p. 1203; 15th October, 1964, p. 1204; 25th February, 1965, p. 347; 18th March, 1965, p. 621; 20th January, 1966, p. 98; 26th May, 1966, p. 1996; 28th July, 1966, p. 292; 28th July, 1966, p. 293; 15th September, 1966, p. 1275; 23rd February, 1967, p. 506; 23rd May, 1968, pp. 1553, 1554; 25th July, 1968, p. 217; 10th October, 1968, p. 1133; 28th November, 1968, p. 2313; 16th October, 1969, p. 1269; 16th

Fire Brigades Act, 1936-1976—*continued*

October, 1969, p. 1270; 6th November, 1969, p. 1482; 11th December, 1969, p. 1955; 11th December, 1969, p. 1958; 5th February, 1970, p. 598; 3rd March, 1970, p. 927; 11th June, 1970, p. 2061; 2nd July, 1970, p. 2; 1st October, 1970, p. 1399; 8th October, 1970, p. 1505; 19th November, 1970, p. 2326; 22nd April, 1971, p. 2185; 27th May, 1971, p. 2620; 5th August, 1971, p. 397; 12th August, 1971, p. 523; 13th January, 1972, p. 48; 6th April, 1972, p. 1368; 13th July, 1972, p. 131; 24th August, 1972, p. 1243; 23rd November, 1972, p. 2406; 6th December, 1973, p. 3166; 31st January, 1974, p. 311; 18th April, 1974, p. 1339, p. 1340; 5th June, 1975, p. 2178 (two); 20th November, 1975, p. 2800; 27th November, 1975, p. 2902; 24th June, 1976, p. 3168; 1st July, 1976, p. 3; 2nd December, 1976, p. 1813; 13th January, 1977, p. 42 (two), p. 43; 22nd December, 1977, p. 2269.

s. 7. Notices: *Gazette* 20th April, 1916, p. 823; 6th July, 1916, p. 34; 17th January, 1918, p. 89; 13th June, 1929, p. 1400; 20th June, 1929, p. 1487; 18th October, 1945, p. 95; 17th June, 1948, p. 1248; 24th June, 1948, p. 1307; 30th September, 1954, p. 846; 22nd June, 1961, p. 1378; 29th June, 1961, p. 1544; 23rd May, 1963, p. 1334; 6th June, 1963, p. 1473; 15th April, 1965, p. 883; 24th June, 1965, p. 1638; 1st July, 1965, p. 16; 7th April, 1966, p. 1638; 30th June, 1966, p. 2310; 29th September, 1966, p. 1520; 29th June, 1967, p. 1962; 13th July, 1967, p. 430; 27th June, 1968, p. 1921; 16th October, 1969, p. 1269; 16th October, 1969, p. 1270; 12th March, 1970, p. 1017; 29th October, 1970, p. 1899.

s. 31 (1) x. Proclamation: *Gazette* 10th December, 1925, p. 1528.

By-laws relating to conditions of service for firemen: *Gazette* 19th July, 1900, p. 121.

Regulations: *Gazette* 29th July, 1937, p. 258 (nomination of members of the board); 31st May, 1906, p. 949 (volunteer fire brigades); 26th March, 1914, p. 748 (functions, duties, and powers of the chairman); 9th December, 1976, p. 1887 (charges for services rendered outside brigade's area).

Fisheries Act, 1971-1980

Commencement: 1st December, 1971; *Gazette* 30th November, 1971, p. 2261.

Commencement of Fisheries Act Amendment Act, 1976-1977: 26th January, 1978; *Gazette* 26th January, 1978, p. 368. *See* the text of this proclamation for reference to an earlier proclamation purporting to fix the date of commencement as 23rd June, 1977.

Commencement of Fisheries Act Amendment Act, 1980: 27th June, 1980; *Gazette* 26th June, 1980, p. 1718.

Administration: Committed to the Minister of Fisheries; *Gazette* 5th July, 1973, p. 8.

Proclamations (General): *Gazette* 30th November, 1971, p. 2262; 23rd December, 1971, p. 2630; 6th April, 1972, p. 1369; 9th November, 1972, p. 2252; 22nd March, 1973, p. 1002; 26th July, 1973, p. 372; 6th September, 1973, p. 1900; 1st November, 1973, p. 2722; 8th November, 1973, p. 2798; 17th January, 1974, p. 109; 14th March, 1974, p. 896; 21st March, 1974, p. 988; 27th June, 1974, p. 2553; 19th February, 1976, p. 676; 5th August, 1976, p. 322; 2nd December, 1976, p. 1813; 12th January, 1978, p. 52; 16th February, 1978, p. 539; 24th April, 1980, pp. 1065 and 1067; 26th June, 1980, p. 1718; 10th July, 1980, p. 118; 11th September, 1980, p. 824; 25th September, 1980, p. 949; 16th October, 1980, p. 1154; 11th December, 1980, p. 2119, p. 2121 (corrigendum 18th December, 1980, p. 2216); 18th December, 1980, p. 2364; 23rd December, 1980, p. 2369, p. 2371.

s. 24 (1). Proclamations: *Gazette* 22nd January, 1976, p. 262; 26th February, 1976, p. 780; 2nd August, 1979, p. 278; 1st November, 1979, p. 1105.

s. 24 (9). Notices: *Gazette* 23rd December, 1971, p. 2644; 23rd August, 1973, p. 1005.

s. 49. Proclamation: *Gazette* 22nd January, 1976, p. 262.

General Regulations: *Gazette* 30th November, 1971, p. 2270; 23rd March, 1972, p. 1134; 9th November, 1972, p. 2261; 16th December, 1976, p. 2259; 2nd June, 1977, p. 1595; 6th September, 1979, p. 606; 12th June, 1980, p. 1557; 28th August, 1980, p. 653.

Managed Fisheries regulations: *Gazette* 30th November, 1971, p. 2285; 9th November, 1972, p. 2264; 27th January, 1977, p. 190; 21st September, 1978, p. 984; 10th October, 1978, p. 1175; 28th August, 1980, p. 654; 2nd October, 1980, p. 1045.

Flag of the State of South Australia

Proclamation: *Gazette* 30th October, 1980, p. 1256.

Flammable Clothing Act, 1973

Commencement: 1st January, 1974; *Gazette* 20th December, 1973, p. 3336.

Administration: Committed to the Minister of Consumer Affairs: *Gazette* 20th September, 1979, p. 771.

s. 3. Appointed day, 1st July, 1977: *Gazette* 30th June, 1977, p. 1850; 22nd March, 1979, p. 731.

Regulations: *Gazette* 22nd March, 1979, p. 739.

The Flinders University of South Australia Act, 1966-1973

Commencement: 1st July, 1966; *Gazette* 12th May, 1966, p. 1887.

Commencement of Flinders University of South Australia Act Amendment Act, 1973: 10th January, 1974; *Gazette* 20th December, 1973, p. 3336.

Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.

By-laws: *Gazette* 17th November, 1966, p. 1957; 27th June, 1974, p. 2560; 4th March, 1976, p. 946; 18th March, 1976, p. 1207; 24th February, 1977, p. 492.

Food and Drugs Act, 1908-1976

Commencement of Food and Drugs Act Amendment Act, 1972: 25th January, 1973; *Gazette* 25th January, 1973, p. 274.

Commencement of Food and Drugs Act Amendment Act, 1975-1976: 5th May, 1977; *Gazette* 5th May, 1977, p. 1264.

Commencement of Food and Drugs Act Amendment Act, 1976: 14th July, 1977; *Gazette* 14th July, 1977, p. 74.

Administration: committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.

s. 5. Proclamation defining "metropolitan area": *Gazette* 17th February, 1916, p. 299.

s. 5. Proclamations declaring poison schedule: *Gazette* 21st December, 1978, p. 2288; 22nd February, 1979, p. 416; 13th December, 1979, p. 1995; 24th July, 1980, p. 294.

s. 5b. Proclamations declaring controlled therapeutic substances: *Gazette* 23rd August, 1962, p. 384; 25th June, 1964, p. 1600; 27th November, 1969, p. 1778.

s. 15. Proclamation: *Gazette* 26th April, 1963, p. 1018.

s. 30a. Proclamation: *Gazette* 25th July, 1935, p. 138.

s. 39. Proclamations: *Gazette* 29th July, 1909, p. 190; 14th August, 1975, p. 883.

General regulations: *Gazette* 21st December, 1978, p. 2319; 22nd February, 1979, p. 428; 13th December, 1979, p. 2241; 31st January, 1980, p. 234; 4th December, 1980, p. 2034.

Foot and Mouth Disease Eradication Fund Act, 1958-1971

Commencement: 14th March, 1968; *Gazette* 14th March, 1968, p. 849.
Commencement of Foot and Mouth Disease Eradication Fund Act Amendment Act, 1971: 1st November, 1971; *Gazette* 28th October, 1971, p. 1752.

Footwear Regulation Act, 1969-1972

Commencement: 1st January, 1970; *Gazette* 18th December, 1969, p. 2019.
Commencement of Footwear Regulation Act, 1972: 1st January, 1974; *Gazette* 21st June, 1973, p. 2565.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 18th December, 1969, p. 2061.

Foreign Judgments Act, 1971

Commencement: 23rd December, 1971; *Gazette* 23rd December, 1971, p. 2629.
s. 6. Proclamations: *Gazette* 21st August, 1975, p. 995; 18th December, 1975, p. 3283; 15th April, 1976, p. 1978; 20th May, 1976, p. 2620; 15th July, 1976, p. 138; 4th August, 1977, p. 296; 21st February, 1980, p. 361.
Rules of the Supreme Court: *Gazette* 10th August, 1972, p. 1134.

Forestry Act, 1950-1974

Commencement of Forestry Act Amendment Act, 1974: 29th May, 1975; *Gazette* 27th May, 1975, p. 2083.
s. 2b. Proclamations: *Gazette* 25th March, 1976, p. 1406; 1st April, 1976, p. 1668; 8th April, 1976, p. 1894; 6th May, 1976, p. 2357; 23rd September, 1976, p. 969; 7th October, 1976, p. 1108 (three); 28th October, 1976, p. 1475; 10th March, 1977, p. 638 (two), 9th June, 1977, p. 1652 (two), p. 1653; 18th August, 1977, p. 400; 23rd March, 1978, p. 948 (three); p. 949 (two); 27th April, 1978, p. 1484; 4th May, 1978, p. 1540, p. 1541; 18th May, 1978, p. 1737 (three); 8th June, 1978, p. 1973; 27th July, 1978, p. 287; 21st September, 1978, p. 976; 12th October, 1978, p. 1181; 23rd November, 1978, p. 2046 (two); 21st December, 1978, p. 2304; 15th February, 1979, p. 414; 13th September, 1979, p. 644; 10th January, 1980, p. 33; 21st February, 1980, p. 364; 20th March, 1980, p. 538; 20th November, 1980, p. 1922.

Friendly Societies Act, 1919-1975

Commencement of Friendly Societies Act Amendment Act, 1968: 30th January, 1969; *Gazette* 30th January, 1969, p. 339.
Commencement of Friendly Societies Act Amendment Act (No. 2) 1975: 5th June, 1975; *Gazette* 5th June, 1975, p. 2180.
s. 5. Proclamations: *Gazette* 5th May, 1921, p. 981; 7th June, 1928, p. 1209; 15th January, 1931, p. 65; 14th May, 1936, p. 1002; 10th December, 1953, p. 1403; 28th June, 1956, p. 1614; 14th December, 1961, p. 1963; 6th September, 1962, p. 590; 19th July, 1973, p. 287; 28th March, 1974, p. 1046.
Regulation under Fees Regulation Act, 1927, relating to the fee payable to the Crown Solicitor for perusing and settling rules: *Gazette* 19th December, 1929, p. 1311.

Fruit and Plant Protection Act, 1968-1976

Commencement: 1st July, 1975; *Gazette* 22nd May, 1975, p. 1987.
Administration: Committed to the Minister of Agriculture; *Gazette* 22nd May, 1975, p. 1987.
ss. 3 and 4. Proclamations: *Gazette* 3rd June, 1976, p. 2880; 2nd December, 1976, p. 1811; 16th December, 1976, p. 2254; 5th May, 1977, p. 1265; 24th November, 1977, p. 1562.
s. 7. Proclamations: *Gazette* 19th December, 1975, p. 3483; 12th February, 1976, p. 611; 17th February, 1976, p. 673.
Regulations: *Gazette* 19th December, 1975, p. 3484; 3rd June, 1976, p. 2885; 17th June, 1976, p. 3150; 24th November, 1977, p. 1572.

Fruit and Vegetables (Grading) Act, 1934

Administration: Committed to the Minister of Agriculture; *Gazette* 28th January, 1937, p. 187.
s. 4. Proclamations: *Gazette* 14th February, 1935, p. 463; 8th July, 1971, p. 92.
Regulations: *Gazette* 7th December, 1961, p. 1899; 20th August, 1964, p. 426; 29th May, 1969, p. 1575; 8th July, 1971, p. 94; 27th January, 1972, p. 260.

Fruit and Vegetables (Prevention of Injury) Act, 1927-1975

Administration: Committed to the Minister of Agriculture; *Gazette* 26th January, 1928, p. 149.
Regulations: *Gazette* 19th April, 1928, p. 821; 25th July, 1940, p. 181; 20th December, 1973, p. 3435.

Fruit Fly Act, 1947-1978

Regulations: *Gazette* 19th January, 1950, p. 106.

Fruit Fly (Compensation) Acts, 1967-1972

Regulations: *Gazette* 19th January, 1950, p. 106.

Fruitgrowing Industry (Assistance) Act, 1972

Commencement: 2nd November, 1972; *Gazette* 2nd November, 1972, p. 2135.
Administration: Committed to the Minister of Agriculture; *Gazette* 15th September, 1977, p. 727.

Further Education Act, 1975-1980

Commencement: 29th April, 1976; *Gazette* 29th April, 1976, p. 2218 (Operation of Part V suspended until a day to be fixed by subsequent proclamation).
Commencement of Part V: 3rd November, 1977; *Gazette* 3rd November, 1977, p. 1350.
Commencement of Further Education Act Amendment Act, 1979: 3rd May, 1979; *Gazette* 3rd May, 1979, p. 1313 (Part II of this Act deemed to have come into operation on 1st January, 1978 by virtue of section 2 of the Act).
Day fixed for purposes of s. 35: 16th September, 1976; *Gazette* 16th September, 1976, p. 889.
Regulations: 29th April, 1976, p. 2233; 10th June, 1976, p. 2951; 16th September, 1976, p. 897; 2nd December, 1976, p. 1818; 1st March, 1977, p. 651; 2nd November, 1978, p. 1435; 5th April, 1979, p. 916.

Garden Produce (Regulation of Delivery) Act, 1967

Commencement: 23rd November, 1967; *Gazette* 23rd November, 1967, p. 2268.
Regulations: *Gazette* 2nd November, 1967, p. 1973.

Garden Suburb Act, 1919-1973

Regulations: 22nd May, 1975, p. 1994.

Gas Act, 1924-1980

Commencement of Gas Act Amendment Act, 1974: 2nd May, 1974; *Gazette* 2nd May, 1974, p. 1614.
Commencement of Gas Act Amendment Act, 1980: 9th October, 1980; *Gazette* 9th October, 1980, p. 1085.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 1st March, 1979, p. 681.
s. 5a. Proclamation: *Gazette* 3rd March, 1955, p. 467.
s. 32. Proclamations: *Gazette* 3rd September, 1925, p. 571; 2nd February, 1928, p. 205; 8th August, 1929, p. 329.
s. 45b. Notice specifying 2nd December, 1955, as the day for conversion: *Gazette* 1st December, 1955, p. 1252.
Regulations: *Gazette* 19th November, 1925, p. 1346; 24th February, 1955, p. 389; 18th January, 1962, p. 90; 13th May, 1965, p. 1084; 26th September, 1968, p. 985; 4th March, 1976, p. 949; 9th September, 1976, p. 829; 28th September, 1978, p. 1044.

Geographical Names Act, 1969

Commencement: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.
s. 10. Notices: *Gazette* 22nd February, 1973, p. 639 (Mount Madjuri); 8th March, 1973, p. 863 (Para Vista); 25th October, 1973, p. 2675 (Kilburn); 30th September, 1976, p. 1035; 23rd June, 1977, p. 1761; 11th August, 1977, p. 359; 22nd September, 1977, p. 811; 29th September, 1977, p. 890; 19th January, 1978, p. 345; 18th May, 1978, p. 1740 (two), p. 1741 (three); 13th July, 1978, p. 165 (two); 9th November, 1978, p. 1479; 7th December, 1978, p. 2201; 14th December, 1978, p. 2222; 9th August, 1979, p. 345; 10th January, 1980, p. 61; 17th January, 1980, p. 96; 14th February, 1980, p. 320; 3rd April, 1980, p. 916; 10th July, 1980, p. 122; 11th September, 1980, p. 827; 18th September, 1980, p. 877; 27th November, 1980, p. 2002.

Goods (Trade Descriptions) Act, 1935-1969

Commencement: 1st March, 1937; *Gazette* 28th January, 1937, p. 187.
Commencement of Goods (Trade Descriptions) Act Amendment Act, 1969: 1st January, 1970; *Gazette* 11th December, 1969, p. 1959.
Administration: Committed to Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
s. 5. Proclamation: 16th February, 1956, p. 300.
Regulations: *Gazette* 16th February, 1956, p. 303.

Governor's Pensions Act, 1976

Commencement: 1st July, 1976; *Gazette* 1st July, 1976, p. 2.
Administration: Committed to the Treasurer; *Gazette* 5th July, 1979, p. 3.

Guardianship of Infants Act, 1940-1975

Commencement of Guardianship of Infants Act Amendment Act, 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.
Rules of Court: *Gazette* 1st May, 1890, p. 1215; 5th March, 1964, p. 522; 10th April, 1969, p. 1055; 1st May, 1969, p. 1240.

Hairdressers Registration Act, 1939-1978

Commencement: 1st March, 1940; *Gazette* 11th January, 1940, p. 33.
Commencement of Hairdressers Registration Act, 1978: 1st April, 1979 (Operation of section 6 suspended until 1st October, 1979); *Gazette* 30th March, 1979, p. 893.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 30th March, 1979, p. 894.
Regulation under Fees Regulation Act, 1927, relating to the fee payable under section 21: *Gazette* 28th October, 1971, p. 1757; 19th December, 1974, p. 3789.

Harbors Act, 1936-1978

Commencement: 1st April, 1937; *Gazette* 25th March, 1937, p. 641.
Commencement of Harbors Act Amendment Act, 1966: 20th March, 1967; *Gazette* 2nd March, 1967, p. 681.
Commencement of Harbors Act Amendment Act, 1973: 20th May, 1974; *Gazette* 16th May, 1974, p. 1777.
Commencement of Harbors Act Amendment Act, 1978: 21st December, 1978; *Gazette* 21st December, 1978, p. 2303.
Administration of Parts II and III: Committed to the Minister of Marine; *Gazette* 25th March, 1937, p. 642.
s. 87. Proclamations (made under Marine Board and Navigation Act, 1881): *Gazette* 15th June, 1899, p. 1280; 8th September, 1904, p. 449; 22nd April, 1915, p. 1001; 10th June, 1926, p. 1462; 13th June, 1929, p. 1399.
Harbors Board Department discontinued and Department of Marine and Harbors declared in lieu thereof, as from 20th March, 1967. Proclamation: *Gazette* 2nd March, 1967, p. 681.
s. 121. Proclamation (made under Marine Board and Navigation Act, 1881): *Gazette* 10th June, 1926, p. 1462.
s. 191. Proclamations: *Gazette* 10th September, 1914, p. 623; 24th September, 1914, p. 707; 26th November, 1914, p. 1145; 17th December, 1914, p. 1266; 25th March, 1915, p. 775; 3rd June, 1915, p. 1284; 15th July, 1915, p. 331; 16th June, 1921, p. 1267; 18th March, 1926, p. 793; 3rd June, 1926, p. 1421; 14th April, 1927, p. 842; 28th April, 1927, p. 934; 3rd April, 1930, p. 649; 13th November, 1930, p. 985; 12th February, 1931, p. 262; 25th August, 1932, p. 342; 19th January, 1933, p. 70; 26th January, 1933, p. 109; 26th October, 1933, p. 899; 25th January, 1934, p. 130; 26th April, 1934, p. 1095; 12th July, 1934, p. 39; 25th October, 1934, p. 846; 14th March, 1935, p. 777; 30th January, 1936, p. 270; 10th September, 1936, p. 490; 21st October, 1937, p. 1053; 29th September, 1938, p. 871; 18th December, 1941, p. 1461; 17th October, 1946, p. 999; 14th September, 1950, p. 655; 7th December, 1950, p. 1366; 5th March, 1953, p. 397; 8th October, 1953, p. 935; 11th July, 1957, p. 50; 3rd September, 1959, p. 563; 31st March, 1960, p. 880; 7th July, 1960, p. 1; 31st January, 1963, p. 193; 17th December, 1964, p. 1897; 11th December, 1969, p. 1954; 5th March, 1970, p. 928; 9th April, 1970, p. 1348; 11th June, 1970, p. 2061; 21st August, 1975, p. 996; 19th August, 1976, p. 578; 16th December, 1976, p. 2253.
Regulations made under Marine Board and Navigation Acts, 1881-1933, relating to matters provided for in Harbors Act, 1936, as amended:—
General harbor regulations: *Gazette* 26th April, 1883, p. 1429; 1st July, 1886, p. 2; 12th March, 1891, p. 768; 30th November, 1893, p. 1326; 4th November, 1897, p. 1384; 2nd April, 1903, p. 618.
Miscellaneous regulations: *Gazette* 11th November, 1897, p. 1446; 15th February, 1900, p. 302; 30th November, 1911, p. 1184; 22nd August, 1912, p. 466; 10th April, 1913, p. 680.
Mooring regulations: *Gazette* 4th June, 1891, p. 1462; 5th May, 1892, p. 986; 30th November, 1893, p. 1326.
Pilotage regulations: *Gazette* 26th September, 1889, p. 1354; 4th June, 1891, p. 1462; 16th February, 1899, p. 301; 2nd October, 1934, p. 825.
River Murray navigation regulations: *Gazette* 30th October, 1884, p. 1641; 26th January, 1893, p. 147; 4th October, 1906, p. 714.

Harbors Act, 1936-1978—*continued*

Regulations made under Harbors Act, 1913-1933, and Harbors Act, 1936-1978:—

General harbor regulations: *Gazette* 14th October, 1926, p. 923; 15th July, 1937, p. 115; 12th March, 1942, p. 395; 19th August, 1954, p. 375; 20th September, 1956, p. 677; 17th November, 1960, p. 1375; 29th June, 1961, p. 1468; 11th January, 1962, p. 52; 31st May, 1962, p. 1433; 28th May, 1964, p. 1183; 11th November, 1965, p. 1688; 25th April, 1968, p. 1299; 12th March, 1970, p. 1026; 5th August, 1971, p. 412; 27th April, 1972, p. 1635; 31st January, 1974, p. 313.

Harbors and Wharves regulations: covering pilotage; tonnage rates and conservancy dues; management of wharves, harbors and departmental land; licensing of cranes and forklifts; wharfage; sorting stacking and delivery of cargo; conduct of vessels in harbors; *Gazette* 30th March, 1972, p. 1215; 22nd March, 1973, p. 1192; 5th July, 1973, p. 13; 12th July, 1973, p. 117; 11th July, 1974, p. 101; 2nd October, 1975, p. 1823; 19th August, 1976, p. 623; 26th August, 1976, p. 666; 9th September, 1976, p. 831; 6th October, 1977, p. 1046; 21st December, 1978, p. 2504, p. 2507, p. 2509; 15th February, 1979, p. 400; 12th July, 1979, p. 119, p. 123; 1st November, 1979, p. 1141; 17th April, 1980, p. 1008; 8th May, 1980, p. 1274; 19th June, 1980, p. 1676.

Helm orders, Regulations for: *Gazette* 22nd December, 1932, p. 1188.

Inflammable Liquids Regulations made under Inflammable Liquids Act, 1961 and Harbors Act, 1936, as amended: "Inflammable Liquids (Ships and Wharves) Regulations, 1967"; *Gazette* 29th August, 1968, p. 627; 21st August, 1969, p. 463; 12th August, 1971, p. 526; 15th June, 1972, p. 2356; 17th October, 1974, p. 2692; 26th August, 1976, p. 667; 31st August, 1978, p. 789.

Miscellaneous regulations: *Gazette* 23rd September, 1915, p. 925; 23rd March, 1916, p. 570; 4th January, 1917, p. 7; 8th May, 1919, p. 832; 3rd July, 1919, p. 2; 23rd June, 1921, p. 1318; 22nd December, 1932, p. 1188; 21st July, 1966, p. 221; 17th July, 1969, p. 164; 4th May, 1978, p. 1549.

Port McDonnell Boat Haven: *Gazette* 12th July, 1979, p. 119.

Port Pirie, Fishing and other boats at: *Gazette* 12th September, 1940, p. 567.

Port Vincent, regulations for use of Fishermen's Jetty: *Gazette* 17th July, 1969, p. 164.

Robe boat haven: *Gazette* 25th November, 1965, p. 1887; 12th July, 1979, p. 123.

Sixty ton crane, hire of: *Gazette* 25th April, 1968, p. 1229.

Survey, etc., of vessels: *Gazette* 23rd June, 1921, p. 1318; 30th May, 1935, p. 1433; 8th August, 1935, p. 237; 19th August, 1954, p. 375; 2nd March, 1961, p. 470; 3rd October, 1974, p. 2529.

Regulations made under Harbors Act, 1936, as amended, and Boating Act, 1974: *Gazette* 16th January, 1975, p. 153.

Restriction of speed of vessels (River Murray Harbor): *Gazette* 27th November, 1975, p. 2927.

River Murray (Murray Bridge) Zoning Regulations: *Gazette* 6th November, 1975, p. 2351; 13th November, 1975, p. 2441.

Regulations for the operation of the North Arm Fishing Haven: *Gazette* 21st December, 1978, p. 2504; 31st January, 1980, p. 232.

Hartley College of Advanced Education Act, 1978

Commencement: 1st January, 1979; *Gazette* 14th December, 1978, p. 2219.

Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.

Hawkers Act, 1934-1960

Regulations: *Gazette* 14th February, 1935, p. 523.

Health Act, 1935-1978

Commencement of Health Act Amendment Act, 1968 (other than ss. 12 and 13): 15th May, 1969; *Gazette* 15th May, 1969, p. 1413.

Commencement of ss. 12 and 13 of Health Act Amendment Act, 1968: 26th February, 1970; *Gazette* 26th February, 1970, p. 859.

Commencement of Health Act Amendment Act, 1971: 6th July, 1972; *Gazette* 6th July, 1972, p. 3.

Commencement of Health Act Amendment Act, 1972: 5th July, 1973; *Gazette* 5th July, 1973, p. 8.

Commencement of Health Act Amendment Act, 1975: 5th May, 1977; *Gazette* 5th May, 1977, p. 1264.

Commencement of Health Act Amendment Act, 1976: 14th July, 1977; *Gazette* 14th July, 1977, p. 74.

Administration: Committed to the Minister of Health; *Gazette* 28th February, 1952, p. 465; Minister of Health's powers and functions under ss. 94a, 94b, 94c and 94d delegated to the Minister of Environment; *Gazette* 10th July, 1980, p. 121.

s. 5a. Proclamations: *Gazette* 9th February, 1956, p. 223; 4th November, 1965, p. 1557.

s. 29. Proclamations: *Gazette* 13th July, 1899, p. 57; 2nd November, 1899, p. 1039; 19th December, 1940, p. 1552.

s. 38. Proclamations: *Gazette* 2nd November, 1899, p. 1039; 19th December, 1940, p. 1552; 17th July, 1969, p. 161.

s. 89. Proclamations: *Gazette* 17th August, 1899, p. 344; 24th August, 1899, p. 407; 4th July, 1901, p. 1; 5th September, 1901, p. 503; 21st November, 1901, p. 1009; 20th March, 1902, p. 675; 9th January, 1908, p. 33; 23rd January, 1908, p. 107; 27th February, 1908, p. 358; 16th September, 1909, p. 561; 13th January, 1910, p. 31; 1st June, 1916, p. 161; 10th August, 1916, p. 237; 7th September, 1916, p. 460; 7th June, 1917, p. 944; 23rd June, 1938, p. 1485.

s. 146x. Proclamation: 26th October, 1978, p. 1320.

Clean Air Regulations: *Gazette* 13th November, 1969, p. 1541 (to come into force 1st January, 1972); 6th July, 1972, p. 53 (to come into force 1st January, 1973); 25th January, 1973, p. 308; 25th January, 1973, p. 310; 28th August, 1975, p. 1134; 27th May, 1976, p. 2766; 29th July, 1976, p. 266; 12th August, 1976, p. 534; 12th January, 1978, p. 63.

Model regulations for the guidance of local boards: *Gazette* 29th June, 1899, p. 1442.

General regulations: *Gazette* 13th March, 1969, p. 789; 26th June, 1969, p. 1820; 26th February, 1970, p. 863; 5th July, 1973, p. 11; 26th April, 1974, p. 1535; 18th July, 1974, p. 623; 2nd October, 1975, p. 1831; 12th February, 1976, p. 613; 13th May, 1976, p. 2530; 29th July, 1976, p. 266; 5th May, 1977, p. 1269; p. 1306; 14th July, 1977, pp. 89, 90, 91; 2nd March, 1978, p. 735; 8th June, 1978, p. 1987; 18th September, 1980, p. 884.

Regulations under Part IXA: *Gazette* 16th September, 1954, p. 734.

Regulations under Part IXB: *Gazette* 29th March, 1962, p. 661; 24th February, 1972, p. 665; 19th January, 1978, p. 325; 1st February, 1979, p. 261.

Regulations under Fees Regulation Act, 1927, relating to fees for examination of plans and inspection of bacteriolytic tanks: *Gazette* 24th November, 1927, p. 1226; 20th October, 1960, p. 1070; 19th February, 1970, p. 798.

Regulations under s. 115: *Gazette* 25th November, 1954, p. 1295; 5th July, 1956, p. 4; 12th September, 1963, p. 863; 19th December, 1968, p. 2672; 13th March, 1969, p. 839.

Regulations under s. 126: *Gazette* 26th April, 1962, p. 1020; 29th October, 1964, p. 1395; 7th October, 1965, p. 1345; 16th January, 1969, p. 241.

Proclamation exempting from provisions of Part IXaa: *Gazette* 6th September, 1973, p. 1899.

Hide, Skin and Wool Dealers Act, 1915-1965

Commencement of sections 4 and 6 of Hide, Skin and Wool Dealers Act Amendment Act, 1959: 29th September, 1960; *Gazette* 29th September, 1960, p. 846.

Administration: Committed to the Minister of Agriculture; *Gazette* 14th June, 1979, p. 1824.

Regulations: *Gazette* 26th November, 1936, p. 1150; 29th September, 1960, p. 849; 17th June, 1965, p. 1539; 12th May, 1966, p. 1934; 20th December, 1973, p. 3424; 9th December, 1976, p. 1884; 18th May, 1978, p. 1750; 14th September, 1978, p. 913.

Highways Act, 1926-1980

Commencement: 3rd February, 1927; *Gazette* 3rd February, 1927, p. 258.

Commencement of Highways Act Amendment Act (No. 2), 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.

Commencement of Highways Act Amendment Act, 1972: 6th April, 1972; *Gazette* 6th April, 1972, p. 1369.

Commencement of Highways Act Amendment Act (No. 2), 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2534.

Administration: Committed to the Minister of Transport; *Gazette* 17th May, 1973, p. 2092.

s. 27aa. Proclamations: *Gazette* 15th February, 1973, p. 499; 12th April, 1973, p. 1460; 19th April, 1973, p. 1777, 19th July, 1973, p. 288; 26th July, 1973, p. 372, p. 373; 20th September, 1973, p. 2052, p. 2053; 11th October, 1973, p. 2353 (four); 18th October, 1973, p. 2465; 15th November, 1973, p. 2897; 10th January, 1974, p. 38; 31st January, 1974, p. 312; 30th May, 1974, p. 2096; 6th June, 1974, p. 2196; 19th September, 1974, p. 2259 (two) p. 2260; 17th October, 1974, p. 2687 (two), p. 2688; 21st November, 1974, p. 3261; 19th December, 1974, p. 3766; 20th March, 1975, p. 1086 (three); 17th April, 1975, p. 1511; 8th May, 1975, p. 1802 (two); 15th May, 1975, p. 1917 (two); 22nd May, 1975, p. 1987; 3rd July, 1975, p. 3; 31st July, 1975, p. 676; 14th August, 1975, p. 884; 21st August, 1975, p. 994 (two); 11th September, 1975, p. 1426; 18th September, 1975, p. 1573; 30th October, 1975, p. 2265; 18th December, 1975, p. 3282; 25th March, 1976, p. 1405; 29th April 1976, p. 2218; 20th May, 1976, p. 2619; 12th August, 1976, p. 520; 16th September, 1976, p. 891; 25th November, 1976, p. 1744, p. 1745; 16th December, 1976, p. 2254; 23rd December, 1976, p. 2321; 17th February, 1977, p. 433; 18th August, 1977, p. 412; 3rd November, 1977, p. 1352; 17th November, 1977, p. 1506; 8th December, 1977, p. 2140, p. 2143; 6th April, 1978, p. 1112; 8th June, 1978, p. 1973; 22nd June, 1978, p. 2120, p. 2126; 18th January, 1979, p. 96; 25th October, 1979, p. 1057; 31st January, 1980, p. 192; 22nd May, 1980, p. 1372.

s. 30. Proclamations: *Gazette* 9th June, 1938, p. 1285; 8th December, 1938, p. 1452; 2nd February, 1939, p. 334; 9th March, 1939, p. 569; 30th March, 1939, p. 739; 14th September, 1939, p. 746; 21st September, 1939, p. 814; 26th October, 1939, p. 1157; 23rd November, 1939, p. 1380; 4th January, 1940, p. 2 (republished 18th January, 1940, p. 70); 15th February, 1940, p. 369; 22nd February, 1940 pp. 409, 410; 28th March, 1940, pp. 645, 646; 8th August, 1940, pp. 222, 223; 29th August, 1940, p. 405; 12th September, 1940, p. 516; 24th October, 1940, p. 841; 20th February, 1941, p. 229; 6th March, 1941, p. 335; 24th April, 1941, p. 587; 15th May, 1941, p. 717; 5th June, 1941, p. 812; 26th June, 1941, p. 923; 14th August, 1941, p. 265; 25th September, 1941, p. 623; 3rd December, 1942, p. 1089; 20th May, 1943, p. 628; 28th October, 1943, p. 544; 6th August, 1953, p. 448; 20th August, 1953, p. 539; 8th October, 1953, p. 936; 1st March, 1956, p. 419; 10th November, 1960, p. 1302; 20th April, 1961, p. 916; 23rd May, 1963, p. 1333; 8th July, 1976, p. 74, p. 79; 16th September, 1976, p. 886; 30th September, 1976, p. 1030.

s. 30a. Proclamations: *Gazette* 22nd December, 1960, p. 1702; 24th October, 1963, p. 1236; 27th August, 1964, p. 548; 17th December, 1964, p. 1901; 9th March, 1967, p. 786; 19th November, 1970, p. 2328; 14th January, 1971, p. 93; 1st April, 1971, p. 1384; 29th April, 1971, p. 2264; 27th January, 1972, p. 230; 27th January, 1972, p. 234; 25th May, 1972, p. 2007; 27th July, 1972, p. 681; 10th August, 1972, p. 1034; 3rd May, 1973, p. 1927; 13th September, 1973, p. 1989; 6th December, 1973, p. 3167; 20th December, 1973, p. 3339; 7th March, 1974, p. 722; 4th April, 1974, p. 1126; 6th June, 1974, p. 2196; 9th January, 1975, p. 4; 10th April, 1975, p. 1436; 17th April, 1975, p. 1508; 29th May, 1975, p. 2053; 17th July, 1975, p. 307; 24th July, 1975, p. 554; 27th November, 1975, p. 2902; 11th December, 1975, p. 3128; 13th January, 1977, p. 46; 3rd February, 1977, p. 274; 24th March, 1977, p. 868; 31st March, 1977, p. 996; 30th June, 1977, p. 1836; 18th August, 1977, p. 400; 9th March, 1978, p. 796; 30th March, 1978, p. 1034; 6th April, 1978, p. 1106; 3rd August, 1978, p. 406 (two), p. 408 (three); 28th September, 1978, p. 1030, p. 1032, p. 1033; 12th October, 1978, p. 1178; 18th January, 1979, p. 78; 29th March, 1979, p. 834; 12th April, 1979, p. 968; 28th June, 1979, p. 1942; 26th July, 1979, p. 220; 13th September, 1979, p. 634; 25th October, 1979, p. 105; 13th December, 1979, p. 1986, p. 1991, p. 1993.

s. 30d. Notices: *Gazette* 22nd December, 1960, p. 1704; 24th October, 1963, p. 1239; 27th August, 1964, p. 549; 17th December, 1964, p. 1903; 19th November, 1970, p. 2330; 14th January, 1971, p. 93; 1st April, 1971, p. 1388; 29th April, 1971, p. 2268; 27th January, 1972, pp. 232, 238; 25th May, 1972, p. 2019; 27th July, 1972, p. 687; 10th August, 1972, p. 1037.

Regulations as to the preservation of trees: *Gazette* 19th September, 1929, p. 701.

Regulations as to the opening of Birkenhead Bridge: *Gazette* 5th December, 1940, p. 1289; 8th July, 1954, p. 61; 4th October, 1962, p. 917; 14th June, 1973, p. 2498.

Regulations as to the control of traffic, etc., at Birkenhead and Jervois Bridges: *Gazette* 8th November, 1945, p. 696.

Regulation as to the control of traffic, etc., South-Eastern Freeway: *Gazette* 14th August, 1969, p. 408. Revoked: *Gazette* 21st December, 1972, p. 2749.

Holidays Act, 1910-1980

Commencement of Holidays Act Amendment Act, 1958: 8th January, 1960; *Gazette* 17th December, 1959, p. 1504.

Homes Act, 1941-1968

s. 10. proclamation: *Gazette* 5th July, 1945, p. 1.

Regulations: *Gazette* 15th January, 1942, p. 67; 13th June, 1946, p. 1095; 16th June, 1955, p. 1395.

Hospitals Act, 1934-1971

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 642.

Commencement of Hospitals Act Amendment Act, 1958: 16th March, 1959; *Gazette* 5th March, 1959, p. 486.

Administration: Committed to the Chief Secretary; *Gazette* 25th March, 1937, p. 642.

s. 5. Proclamations: *Gazette* 16th January, 1868, p. 51; 23rd March, 1882, p. 960; 12th October, 1905, p. 728; 9th August, 1934, p. 251; 24th September, 1936, p. 626; 3rd December, 1936, p. 1195; 1st July, 1937, p. 1; 2nd November, 1939, p. 1213; 11th February, 1954, p. 226; 10th December, 1964, p. 1804; 19th February, 1970, p. 794; 17th June, 1971, p. 2924; 2nd March, 1972, p. 738; 18th April, 1974, p. 1339; 2nd May, 1974, p. 1614.

s. 15. Proclamations: *Gazette* 25th March, 1964, p. 525; 1st April, 1976, p. 1670.

Hospitals Act, 1934-1971—*continued*

s. 37. Notices: *Gazette* 25th March, 1920, p. 935; 23rd September, 1920, p. 849; 21st July, 1921, p. 95; 29th September, 1921, p. 714; 18th January, 1923, p. 93; 25th December, 1924, p. 1625; 13th May, 1926, p. 1233; 24th November, 1927, p. 1223; 28th June, 1928, p. 1623; 10th October, 1929, p. 854; 11th September, 1930, p. 583; 6th February, 1936, p. 301; 3rd September, 1936, p. 417; 30th November, 1939, p. 1437; 30th November, 1939, p. 1438; 4th April, 1946, p. 536; 28th November, 1946, p. 1328; 28th August, 1947, p. 587; 18th January, 1951, p. 74; 26th July, 1951, p. 173; 8th May, 1952, p. 1007; 8th July, 1954, p. 57; 30th June, 1955, p. 1499; 27th March, 1958, p. 914; 1st July, 1965, p. 4; 31st July, 1969, p. 285; 7th August, 1969, p. 340; 21st May, 1970, p. 1844; 17th June, 1971, p. 2925; 1st March, 1973, p. 739; 10th May, 1974, p. 1683.

s. 43. Proclamations: *Gazette* 20th January, 1927, p. 122; 27th January, 1927, p. 178; 17th February, 1927, p. 338; 3rd March, 1927, p. 513; 24th March, 1927, p. 674; 19th May, 1927, p. 1099; 14th July, 1927, p. 45; 12th April, 1928, p. 774; 22nd November, 1928, p. 1094; 23rd May, 1929, p. 1051; 23rd May, 1929, p. 1052; 19th September, 1929, p. 698; 20th February, 1930, p. 371; 15th May, 1930, p. 892; 29th October, 1936, p. 949; 7th March, 1940, p. 494; 1st August, 1940, p. 183; 15th August, 1940, p. 273; 5th June, 1947, p. 1606.

s. 48. Proclamations: *Gazette* 8th January, 1931, p. 26; 30th November, 1939, p. 1436; 31st July, 1952, p. 253; 2nd August, 1956, p. 257; 20th April, 1961, p. 914; 31st July, 1969, p. 285; 21st May, 1970, p. 1844; 21st May, 1970, p. 1844; 17th June, 1971, p. 2924; 1st March, 1973, p. 739; 10th May, 1974, p. 1680; 3rd July, 1975, p. 3; 28th August, 1975, p. 1126.

Proclamation of Her Majesty as to The Queen Elizabeth Hospital: *Gazette* 24th March, 1954, p. 615; 13th January, 1966, p. 61.

Regulations relating to the following hospitals:—

Royal Adelaide Hospital: *Gazette* 23rd February, 1922, p. 641; 7th December, 1922, p. 1460; 28th August, 1924, p. 555; 24th December, 1975, p. 1665; 19th August, 1926, p. 440; 27th January, 1927, p. 179; 19th January, 1933, p. 76; 10th January, 1935, p. 267; 16th July, 1936, p. 67; 15th September, 1938, p. 697; 24th August, 1939, p. 496; 25th January; 1940, p. 167; 9th May, 1940, p. 987; 7th October, 1948, p. 1217; 29th July, 1954, p. 221; 16th April, 1964, p. 816; 9th May, 1968, p. 1439; 2nd September, 1971, p. 743.

Bedford Park Sanatorium: *Gazette* 15th March, 1934, p. 788.

Lady Weigall Hospital, Barmera: *Gazette* 8th October, 1936, p. 735.

The Morris Hospital, Northfield: *Gazette* 30th August, 1934, p. 431.

Mount Gambier Hospital: *Gazette* 27th January, 1938, p. 217.

Port Adelaide Casualty Hospital: *Gazette* 8th December, 1960, p. 1613

Port Augusta Hospital: *Gazette* 8th September, 1938, p. 662.

Port Lincoln Hospital: *Gazette* 4th November, 1937, p. 1269.

Port Pirie Hospital: *Gazette* 11th October, 1928, p. 806.

Wallaroo Hospital: *Gazette* 21st January, 1937, p. 162.

General regulations relating to the powers of the Inspector-General of Hospitals: *Gazette* 27th September, 1923, p. 727.

Regulations relating to rating for hospital purposes: *Gazette* 19th August, 1920, p. 383.

Regulations as to fees payable by patients: *Gazette* 24th December, 1970, p. 2948; 25th February, 1971, p. 826; 6th May, 1971, p. 2347; 2nd September, 1971, p. 743; 3rd December, 1971, p. 2302; 31st August, 1972, p. 1339; 28th September, 1972, p. 1671; 31st May, 1971, p. 2323; 16th August, 1973, p. 982; 1st November, 1973, p. 2737; 31st July, 1975, p. 682; 23rd September, 1976, p. 978; 23rd December, 1976, p. 2377; 21st December, 1978, p. 2514; 7th June, 1979, p. 1687; 23rd August, 1979, p. 450; 13th December, 1979, p. 2015.

Housing Agreement Act, 1978

Commencement: 30th August, 1979; *Gazette* 30th August, 1979, p. 498.

Housing Grants Administration Act, 1971

Commencement: 1st January, 1972; *Gazette* 16th December, 1971, p. 2498.

Housing Improvement Act, 1940-1978

Commencement: 19th December, 1940; *Gazette* 19th December, 1940, p. 1551.

Administration: Committed to the Minister for Planning; *Gazette* 13th November, 1975, p. 2430.

s. 5. Proclamation committing execution of Act to the South Australian Housing Trust: *Gazette* 19th December, 1940, p. 1551.

s. 6. Proclamation: *Gazette* 19th May, 1949, p. 1212.

s. 49. Proclamations: *Gazette* 9th October, 1941, p. 713; 24th September, 1970, p. 1303.

Regulations under section 6: *Gazette* 19th December, 1940, p. 1587; 18th November, 1971, p. 2077; 3rd August, 1972, p. 983; 26th April, 1974, p. 1564; 1st May, 1975, p. 1712.

Regulations as to standards of habitation: *Gazette* 8th January, 1942, p. 57; 25th September, 1952, p. 897; 11th April, 1968, p. 1199; 26th February, 1970, p. 866; 24th September, 1970, p. 1307.

Rules of Local Court: *Gazette* 10th July, 1941, p. 45; 13th August, 1959, p. 397; 27th October, 1960, p. 1140; 5th March, 1964, p. 522.

Housing Loans Redemption Fund Act, 1962-1974

Commmencement: 1st November, 1962; *Gazette* 1st November, 1962, p. 1198.

Impounding Act, 1920-1977

Commencement of Impounding Act Amendment Act, 1974: 5th December, 1974; *Gazette* 5th December, 1974, p. 3558.

Administration: Committed to the Minister of Local Government; *Gazette* 22nd April, 1937, p. 849.

Imprint Act, 1951

Administration: Committed to the Chief Secretary; *Gazette* 31st January, 1952, p. 171.

Income Tax Assessment Act, 1936-1946

s. 132. Proclamation: *Gazette* 18th February, 1937, p. 334.

Regulations under Taxation Act, 1884, and its amendments: *Gazette* 22nd January, 1885, p. 203; 29th December, 1904, p. 1205; 24th December, 1908, p. 1257.

Regulations under Taxation Act, 1915, and its amendments: *Gazette* 20th December, 1917, p. 1320; 3rd January, 1918, p. 6; 20th December, 1923, p. 1436; 21st August, 1924, p. 403; 9th April, 1925, p. 627; 23rd July, 1925, p. 199.

Regulations under Taxation Act, 1927, and its amendments: *Gazette* 29th December, 1927, p. 1681; 28th June, 1928, p. 1624; 4th July, 1929, p. 17; 19th December, 1929, p. 1307; 10th July, 1930, p. 49; 4th August, 1932, p. 182; 13th June, 1935, p. 1576.

Regulations under Income Tax Assessment Act, 1936: *Gazette* 24th December, 1936, p. 1367; 18th February, 1937, p. 375; 27th May, 1937, p. 1206.

Industrial and Provident Societies Act, 1923-1974

Administration: Committed to the Minister of Corporate Affairs; *Gazette* 18th September, 1979, p. 768.

Regulations: *Gazette* 20th August, 1964, p. 437.
Rules of Court under section 9 (3): *Gazette* 2nd October, 1924, p. 830.

Industrial Code, 1967-1971

Commencement of Parts I to XI and XIII: 1st March, 1968; *Gazette* 8th February, 1968, p. 344.
Commencement of Parts XII and XIV: 1st November, 1968; *Gazette* 10th October, 1968, p. 1132.
Commencment of Industrial Code Amendment Act (No. 2), 1970: 1st January, 1971; *Gazette* 10th December, 1970, p. 2646.
Commencement of Industrial Code Amendment Act, 1972: 1st September, 1975; *Gazette* 26th June, 1975, p. 2456.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 38. Proclamation: *Gazette* 10th October, 1968, p. 1131.

Rules of Industrial Court and Industrial Commission, 1968: *Gazette* 29th February, 1968, p. 689; 31st July, 1969, p. 321; 25th March, 1971, p. 1315. (Revoked except as to proceedings to which s. 5 (3) *(d)* of the Industrial Conciliation and Arbitration Act, 1972 (q.v.) applies; *Gazette* 4th January, 1973, p. 55).
Regulations: *Gazette* 28th November, 1968, p. 2329; 5th June, 1969, p. 1650; 20th August, 1970, p. 853; 27th August, 1970, p. 905; 17th December, 1970, p. 2789; 10th June, 1971, p. 2833; 4th November, 1971, p. 1821; 6th June, 1974, p. 2220.

Industrial Commission Jurisdiction (Temporary Provisions) Act, 1975-1977

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.

Industrial Conciliation and Arbitration Act, 1972-1979

Commencement: 4th January, 1973; *Gazette* 4th January, 1973, p. 51.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 89. Proclamations: *Gazette* 30th August, 1973, p. 1400 (Whyalla Sheltered Workshop); 15th November, 1973, p. 2899 (Prisoners' Aid Association); 8th April, 1976, p. 1894 (Goodwill Industries).
Regulations: 4th January, 1973, p. 52; 15th June, 1978, p. 2048.
Rules of Court: *Gazette* 4th January, 1972, p. 55; 24th May, 1972, p. 2202; 15th January, 1976, p. 182; 13th April, 1978, p. 1209.

Industrial Safety, Health and Welfare Act, 1972-1978

Commencement: 1st April, 1974; *Gazette* 7th March 1974, p. 729.
Commencement of Industrial Safety, Health and Welfare Act Amendment Act, 1976: 1st April, 1977; *Gazette* 10th February, 1977, p. 314.
Commencement of Industrial Safety, Health and Welfare Act Amendment Act, 1978: 1st April, 1978; *Gazette* 30th March, 1978, p. 1037.
Administration: Committed to the Minister of Industrial Affairs; 18 September, 1979, p. 768.
s. 7. Proclamations: *Gazette* 31st November, 1974, p. 3260; 6th October, 1977, p. 940; 1st December, 1977, p. 2062 (three), p. 2064; 15th February, 1979, p. 349; 22nd February, 1979, p. 415; 22nd November, 1979, p. 1308.
s. 23. Proclamations: *Gazette* 1st December, 1977, p. 2063; 27th June, 1978, p. 2458 (two).
s. 24. Proclamation: *Gazette* 1st December, 1977, p. 2063.
s. 26. Proclamation: *Gazette* 16th October, 1975, p. 2010.
Regulations relating to power driven machinery: *Gazette* 21st November, 1974, p. 3265.
Regulations relating to rural industries (Machine Safety): *Gazette* 21st November, 1974, p. 3268; 13th March, 1975, p. 1508; 14th August, 1980, p. 537.
Regulations relating to the logging industry; *Gazette* 6th October, 1977, p. 946; 14th August, 1980, p. 537.
Industrial Safety Code Regulations: *Gazette* 26th June, 1975, p. 2503; 10th July, 1975, p. 151; 18th December, 1975, p. 3291; 30th September, 1976, p. 1043; 29th June, 1978, p. 2259; 27th July, 1978, p. 298; 31st August, 1978, p. 790.
Construction Safety Regulations: *Gazette* 7th March, 1974, p. 767; 26th September, 1974, p. 2404; 10th October, 1974, p. 2595; 11th December, 1975, p. 1341; 30th September, 1976, p. 1044; 24th March, 1977, p. 891, p. 892; 14th August, 1980, p. 537, p. 538.
Commercial Safety Code Regulations: *Gazette* 27th July, 1978, p. 349.
Regulations relating to handling of pesticides: 22nd February, 1979, p. 544.

Industries Development Act, 1941-1978

Commencement of Industries Development Act Amendment Act, 1971: 1st June, 1971; *Gazette* 13th May, 1971, p. 2428.
Commencement of Industries Development Act Amendment Act, 1972: 9th August, 1973; *Gazette* 9th August, 1973, p. 850.
Commencement of Industries Development Act Amendment Act, 1974: 23rd January, 1975; *Gazette* 23rd January, 1975, p. 258.
Commencement of Industries Development Act Amendment Act (No. 2), 1977: 4th May, 1978; *Gazette* 4th May, 1978, p. 1541.
Commencement of Industries Development Act Amendment Act, 1978: 4th May, 1978; *Gazette* 4th May, 1978, p. 1540.
Delegation: function vested in Treasurer by s. 10 delegated to Minister of Industrial Affairs; *Gazette* 4th September, 1980, p. 765.
s. 2a. Proclamation: *Gazette* 20th February, 1975, p. 578.
Regulations relating to the bread industry: *Gazette* 17th April, 1980, p. 1003.
Regulations relating to bread pricing: *Gazette* 22nd July, 1980, p. 289.

Infectious Diseases Hospital Transfer Act, 1947

s. 3. Notice fixing 1st April, 1948, as the "appointed day": *Gazette* 25th March, 1948, p. 645.
s. 8. Commencement: 16th September, 1948; *Gazette* 16th September, 1948, p. 1068.

Inflammable Liquids Act, 1961-1976

Commencement: 1st October, 1963; *Gazette* 19th September, 1963, p. 870.
Administration: Committed to the Minister of Labour and Industry; *Gazette* 19th September, 1963, p. 870.
Regulations: *Gazette* 19th September, 1963, p. 883; 6th October, 1966, p. 1546; 27th October, 1966, p. 1761; 10th October, 1968, p. 1162; 9th March, 1972, p. 838.

Regulations made under the Inflammable Liquids Act and the Harbors Act: *Gazette* 29th August, 1968, p. 627; 21st August, 1969, p. 463; 12th August, 1971, p. 526; 15th June, 1972, p. 2356; 17th October, 1974, p. 2692; 26th August, 1976, p. 667; 31st August, 1978, p. 789.

Inheritance (Family Provision) Act, 1972-1975

Commencement: 1st June, 1972; *Gazette* 1st June, 1972, p. 2163.
Commencement of Inheritance (Family Provision) Act Amendment Act, 1975: 29th January, 1975; *Gazette* 29th January, 1976, p. 356.
Rules of Supreme Court: *Gazette* 1st March, 1973, p. 820.

Institute of Medical and Veterinary Science Act, 1937-1978

Commencement: 9th June, 1938; *Gazette* 9th June, 1938, p. 1270.
Regulations: *Gazette* 30th June, 1938, p. 1568; 21st December, 1949, p. 1581; 4th October, 1956, p. 790; 30th June, 1960, p. 1696; 10th August, 1961, p. 648; 3rd September, 1964, p. 811; 15th August, 1968, p. 439; 9th October, 1969, p. 1191; 10th May, 1974, p. 1692.

Interest on Crown Advances and Leases Act, 1944-1951

s. 2. Notices: *Gazette* 25th January, 1945, p. 91; 25th September, 1952, p. 899; 12th July, 1956, p. 120; 23rd August, 1956, p. 466; 1st June, 1961, p. 1271; 16th May, 1963, p. 1304; 25th July, 1963, p. 163; 20th August, 1964, p. 515; 29th April, 1965, p. 975; 9th March, 1972, p. 846; 19th July, 1973, p. 291; 11th July, 1974, p. 103; 24th April, 1980, p. 1071.
s. 3. Notices: *Gazette* 25th January, 1945, p. 91; 25th September, 1952, p. 899; 12th July, 1956, p. 120; 23rd August, 1956, p. 466; 1st June, 1961, p. 1270; 22nd June, 1961, p. 1382; 16th May, 1963, p. 1304; 25th July, 1963, p. 164; 20th August, 1964, p. 515; 29th April, 1965, p. 975; 9th March, 1972, p. 840; 19th July, 1973, p. 291; 11th July, 1974, p. 103; 24th April, 1980, p. 1071.

Irrigation Act, 1930-1978

Commencement: 5th February, 1931; *Gazette* 5th February, 1931, p. 189.
Commencement of Irrigation Act Amendment Act, 1971: 3rd February, 1972; *Gazette* 3rd February, 1972, p. 431.
Administration: Committed to the Minister of Lands; *Gazette* 29th June, 1978, p. 2236.
ss. 16, 17, and 18. Proclamations relating to irrigation areas: *Gazette* 11th July, 1907, p. 43; 12th November, 1908, p. 933; 25th March, 1909, p. 572; 29th April, 1909, p. 785; 27th January, 1910, p. 104; 13th October, 1910, p. 744; 3rd November, 1910, p. 919; 24th November, 1910, p. 1063; 19th September, 1912, p. 677; 12th June, 1913, p. 1268; 21st May, 1914, p. 1106; 4th February, 1915, p. 276; 25th February, 1915, p. 484; 25th February, 1915, p. 485; 2nd September, 1915, p. 800; 17th February, 1916, p. 299; 17th August, 1916, p. 289; 28th September, 1916, p. 568; 9th November, 1916, p. 910; 13th June, 1918, p. 1117; 30th October, 1919, p. 1083; 11th August, 1921, p. 269; 15th December, 1921, p. 1386; 26th January, 1922, p. 158; 27th April, 1922, p. 1119; 24th August, 1922, p. 413; 7th September, 1922, p. 545; 12th April, 1923, p. 819; 17th May, 1923, p. 1074; 12th July, 1923, p. 49; 16th August, 1923, p. 350; 5th June, 1924, p. 1271; 4th June, 1925, p. 1085; 9th July, 1925, p. 51; 24th September, 1925, p. 739; 9th September, 1926, p. 614; 22nd December, 1927, p. 1609; 17th May, 1928, p. 1035; 25th September, 1930, p. 621; 13th November, 1930, p. 986; 8th January, 1931, p. 26; 17th January, 1935, p. 292; 14th October, 1943, p. 475; 22nd January, 1948, p. 167; 12th August, 1948, p. 647; 30th September, 1948, p. 1168; 8th September, 1949, p. 647; 23rd November, 1950, p. 1255; 12th June, 1952, p. 1291; 11th December, 1952, p. 1504; 13th May, 1954, p. 958; 24th June, 1954, p. 1237; 3rd October, 1963, p. 1019; 18th November, 1971, 2070; 26th April, 1974, p. 1456; 1st July, 1976, p. 7; 18th September, 1980, p. 873.
Regulations: *Gazette* 29th June, 1978, p. 2266.

Irrigation on Private property Act, 1939-1978

Commencement: 5th January, 1940; *Gazette* 4th January, 1940, p. 1.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
s. 9. Proclamations: *Gazette* 12th December, 1940, p. 1425; 6th February, 1941, p. 148; 27th September, 1945, p. 490; 15th May, 1952, p. 1058; 6th October, 1955, p. 785; 20th October, 1960, p. 1062; 22nd June, 1961, p. 1375; 15th March, 1962, p. 531; 1st November, 1962, p. 1195; 27th June, 1963, p. 1630; 30 September, 1965, p. 1197; 14th December, 1972, p. 2628; 21st February, 1974, p. 541.
s. 10. Proclamation: *Gazette* 1st November, 1962, p. 1198.

Judges' Pensions Act, 1971-1974

Commencement: 1st May, 1971; *Gazette* 22nd April, 1971, p. 2186.
Commencement of Judges' Pensions Act Amendment Act, 1972: 2nd August, 1973; *Gazette* 2nd August, 1973, p. 720.
Commencement of Judges' Pensions Act Amendment Act, 1974: 28th November, 1974; *Gazette* 28th November, 1974, p. 3372.
s. 4. Proclamations: 14th December, 1972, p. 2630; 31st January, 1974, p. 310.
s. 12. Proclamations: *Gazette* 3rd December, 1971, p. 2300; 21st September, 1972, p. 1536; 2nd August, 1973, p. 720; 20th September, 1973, p. 2053.

Juries Act, 1927-1976

Commencement: 6th January, 1928; *Gazette* 5th January, 1928, p. 1.
Commencement of Juries Act Amendment Act, 1965: 2nd December, 1965; *Gazette* 2nd December, 1965, p. 1953.
Commencement of Juries Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.
Commencement of Juries Act Amendment Act, 1974; 12th September, 1974, *Gazette* 12th September, 1974, p. 1736.
Commencement of Juries Act Amendment Act, 1976: 4th March, 1976; *Gazette* 4th March, 1976, p. 940.
ss. 9 and 10. Proclamations: *Gazette* 28th September, 1950, p. 738; 29th November, 1956, p. 1231; 31st August, 1961, p. 824; 14th July, 1966, p. 156; 20th August, 1970, p. 702; 17th December, 1970, p. 2768; 20th October, 1977, p. 1180; 26th January, 1978, p. 368.
s. 77. Proclamations: *Gazette* 17th December, 1970, p. 2768; 18th October, 1973, p. 2465; 21st December, 1978, p. 2304.
Rules of Court (Supreme Court and District Criminal Court): 7th November, 1974, p. 3051.

Justices Act, 1921-1980

Commencement: 26th July, 1922; *Gazette* 29th June, 1922, p. 1575.
Commencement of Justices Act Amendment Act, 1957: 1st February, 1958; *Gazette* 19th December, 1957, p. 1529.
Commencement of Justices Act Amendment Act, 1969: 2nd January, 1970; *Gazette* 18th December, 1969, p. 2019.
Commencement of Justices Act Amendment Act (No. 2), 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.
Commencement of Justices Act Amendment Act, 1972: 30th November, 1972; *Gazette* 16th November, 1972, p. 2334.
Commencement of Justices Act Amendment Act (No. 2), 1972: 15th February, 1973; *Gazette* 15th February, 1973, p. 496.
Commencement of Justices Act Amendment Act (No. 2), 1975: 22nd May, 1975; *Gazette* 22nd May, 1975, p. 1987.
s. 4a. Proclamations: *Gazette* 24th May, 1973, p. 2195; 28th March, 1974, p. 1046; 31st March, 1977, p. 1010; 15th February, 1979, p. 350.
s. 57a. Proclamations: *Gazette* 21st August, 1975, p. 994; 18th September, 1975, p. 1574.

Justices Act, 1921-1980—*continued*

Rule fixing fees payable in substitution for fees and exemptions in second schedule of Act: *Gazette* 3rd July, 1980, p. 16.
Rules of the Supreme Court as to appeals under Part VI: *Gazette* 13th December, 1956, p. 1329; 12th January, 1967, p. 56; 9th November, 1972, p. 2276.
Rules made by the governor under section 203: *Gazette* 27th February, 1930, p. 443; 3rd April, 1930, p. 650; 6th April, 1933, p. 552; 1st September, 1938, p. 499; 15th June, 1944, p. 718; 6th December, 1956, p. 1283; 19th December, 1957, p. 1540; 21st September, 1961, p. 1032; 21st December, 1961, p. 2043; 24th November, 1966, p. 2026; 5th February, 1970, p. 597; 14th May, 1970, p. 1733; 20th August, 1970, p. 854; 24th February, 1972, p. 658; 16th November, 1972, p. 2345; 23rd September, 1976, p. 981; 2nd March, 1978, p. 739.
Rules as to payment to witnesses and others for attendance at courts of summary jurisdiction: *Gazette* 19th January, 1978, p. 302.
Rules under Maintenance Orders (Facilities for Enforcement) Act, 1922, and Justices Act, 1921: *Gazette* 25th October, 1923, p. 953; 26th February, 1931, p. 374; 14th June, 1956, p. 1384.

Kindergarten Union Act, 1974-1975

Commencement: 8th May, 1975; *Gazette* 8th May, 1975, p. 1804.
Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.
Statutes: *Gazette* 17th June, 1976, p. 3138; 3rd March, 1977, p. 593; 10th November, 1977, p. 1428.

Kingston College of Advanced Education Act—*See* Hartley College of Advanced Education Act.

Kingswood Recreation Ground (Vesting) Act, 1970

s. 3 (1). Notice: *Gazette* 29th April, 1971, p. 2272.

Land Acquisition Act, 1969-1972

Commencement: 28th May, 1970; *Gazette* 28th May, 1970, p. 1954.
Commencement of Land Acquisition Act Amendment Act, 1972: 8th February, 1973; *Gazette* 8th February, 1973, p. 439.
Administration: Committed to the Attorney-General; *Gazette* 28th May, 1970, p. 1954.
Regulations: *Gazette* 28th May, 1970, p. 1967; 14th December, 1972, p. 2639.

Land and Business Agents Act, 1973-1979

Commencement: 24th June, 1974; *Gazette* 16th May, 1974, p. 1775.
Commencement of Land and Business Agents Act Amendment Act, 1974: 1st April, 1975; *Gazette* 27th February, 1975, p. 665.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 21st February, 1980, p. 364.
Regulations relating to Land and Business Agents: *Gazette* 23rd May, 1974, p. 1955; 27th February, 1975, p. 670; 6th September, 1979, p. 600.
Regulation relating to Code of Conduct for Land and Business Agents: *Gazette* 27th February, 1975, p. 677.
Regulations relating to Land Brokers: *Gazette* 23rd May, 1974, p. 1993.

Land Commission Act, 1973-1977

Commencement: 8th November, 1973; *Gazette* 8th November, 1973, p. 2797.
Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.
Regulations: *Gazette* 28th February, 1974. p. 622.
s. 14. Notice: *Gazette* 25th September, 1975, p. 1665.

Landlord and Tenant Act, 1936-1978

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 645.

Landlord and Tenant (Control of Rents) Act, 1942-1961

Commencement: 1st January, 1943; *Gazette* 3rd December, 1942, p. 1089.
Commencement of Part V: 16th August, 1948; *Gazette* 13th August, 1948, p. 703.
Administration: Committed to the Attorney-General; *Gazette* 10th December, 1942, p. 1123.
s. 5. Proclamations: *Gazette* 11th December, 1952, p. 1505; 14th May, 1953, p. 1095; 1st April, 1954, p. 665; 2nd April, 1959, p. 694.
s. 29. Notice: *Gazette* 15th November, 1956, p. 1102.
s. 32. Notice: *Gazette* 1st December, 1960, p. 1588.
s. 34. Notice: *Gazette* 29th January, 1959, p. 221.
Regulations: *Gazette* 26th January, 1950, p. 178.
Regulations prescribing forms of notice to quit: *Gazette* 25th January, 1951, p. 119; 22nd February, 1951, p. 474; 14th February, 1952, p. 387.
Regulation prescribing form of notice under section 55d (3): *Gazette* 5th December, 1957, p. 1374.
Rules of Local Court: *Gazette* 1st May, 1947, p. 1121; 15th December, 1949, p. 1516; 22nd March, 1951, p. 655.
Proclamations under section 294 of the Local Courts Act, 1926, as to fees payable in proceedings in local court: *Gazette* 8th May, 1947, p. 1425; 15th December, 1949, p. 1507.

Land Settlement Act, 1944-1978

Regulations: *Gazette* 20th December, 1951, p. 1568; 11th March, 1954, p. 517; 4th July, 1957, p. 5; 14th May, 1959, p. 1028; 15th November, 1962, p. 1400; 29th April, 1976, p. 2232; 27th October, 1977, p. 1305; 14th February, 1980, p. 317.

Land Settlement (Development Leases) Act, 1949-1969

Commencement of Land Settlement (Development Leases) Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.

Lands for Public Purposes Acquisition Act, 1914-1972

s. 5. Proclamations: *Gazette* 13th May, 1971, p. 2429; 26th August, 1971, p. 667; 27th April, 1972, p. 1633; 13th July, 1972, p. 133; 10th January, 1974, p. 38.

Land Tax Act, 1936-1979

Commencement: 7th January, 1937; *Gazette* 7th January, 1937, p. 1.
Commencement of Land Tax Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.
Commencement of Land Tax Act Amendment Act, 1970: *Gazette* 10th June, 1971, p. 2830.
Commencement of Land Tax Act Amendment Act, 1975: 2nd June, 1975; *Gazette* 22nd May, 1975, p. 1987.
s. 12c. Proclamations: *Gazette* 2nd November, 1961, p. 1409; 25th August, 1966, p. 1073; 27th June, 1968, p. 1864; 24th June, 1971, p. 3077; 26th June, 1975, p. 2457.
ss. 45 and 48. Proclamations: *Gazette* 8th December, 1955, p. 1285; 17th January, 1957, p. 55; 18th April, 1957, p. 750; 11th July, 1957, p. 51; 26th September, 1957, p. 688; 11th December, 1958, p. 1572; 20th October, 1960, p. 1063; 7th December, 1961, p. 1884; 10th December, 1964, pp. 1804, 1805; 19th January, 1967, p. 122; 7th December, 1967, p. 2443.
Regulations: *Gazette* 2nd April, 1953, p. 699; 29th May, 1975, p. 2094; 22nd December, 1977, p. 2281; 26th June, 1980, p. 1729.

Land Valuers Licensing Act, 1969-1974

Commencement: 1st May, 1970; *Gazette* 23rd April, 1970, p. 1461.
Administration: Committed to the Attorney-General; *Gazette* 23rd April, 1970, p. 1461: Committed to the Minister of Consumer Affairs; *Gazette* 21st February, 1980, p. 364.
Regulations: *Gazette* 23rd April, 1970, p. 1565; 6th September, 1979, p. 599.

Law of Property Act, 1936-1980

Commencement: 1st November, 1937; *Gazette* 25th March, 1937, p. 646.
Commencement of Law of Property Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Commencement of Law of Property Act Amendment Act (No. 2), 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.
Commencement of Law of Property Act Amendment Act, 1972: 1st November, 1973; *Gazette* 6th September, 1973, p. 1899.
Commencement of Law of Property Act Amendment Act (No. 2), 1972: 1st November, 1973; *Gazette* 6th September, 1973, p. 1899.
Commencement of Law of Property Act Amendment Act, 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 357.
Regulations: *Gazette* 13th February, 1947, p. 681.

Legal Practitioners Act, 1936-1979

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 645.
Commencement of Legal Practitioners Act Amendment Act, 1964: 12th November, 1964; *Gazette* 12th November, 1964, p. 1500.
Commencement of Legal Practitioners Act Amendment Act, 1969: 4th December, 1969; *Gazette* 4th December, 1969, p. 1858.
Commencement of Legal Practitioners Act Amendment Act, 1972: 14th December, 1972; *Gazette* 14th December, 1972, p. 2628.
Commencement of Legal Practitioners Act Amendment Act, 1979: 9th July, 1979; *Gazette* 5th July, 1979, p. 4.
Rules of Court as to the statutory committee: *Gazette* 9th November, 1916, p. 943.
Rules of Court as to trust accounts and other matters: *Gazette* 31st August, 1939, p. 573; 21st February, 1957, p. 291; 13th August, 1970, p. 628.
Admission Rules: *Gazette* 4th August, 1977, p. 309; 29th June, 1978, p. 2258; 13th July, 1978, p. 134.

Legal Services Commission Act, 1977-1979

Commencement: 4th May, 1978; *Gazette* 4th May, 1978, p. 1541 (Suspending ss. 4, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 21, 22, 23, 26, 28, 29, 30 and 31 and the schedule to a day to be fixed by subsequent proclamation).
Commencement of ss. 10 (except subsection (1) (*b*)), 11, 12, 13, 15, 16, 17, 18, 19, 20, 21, 22, 23, 26, 28, 29, 30 and 31: 21st December, 1978; *Gazette* 21st December, 1978; p. 2305.
Commencement of ss. 4 and 10 (1) (*b*) and the schedule: 30th January, 1979; *Gazette* 21st December, 1978, p. 2305.

Levi Park Act, 1948-1976

Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.
s. 7. Notice: *Gazette* 27th January, 1949, p. 191.
By-laws: *Gazette* 26th November, 1953, p. 1339.

Libraries and Institutes Act, 1939-1979

Commencement: 1st February, 1940; *Gazette* 18th January, 1940, p. 69.
Commencement of Libraries and Institutes Act Amendment Act, 1974: 26th April, 1974; *Gazette* 26th April, 1974, p. 1457.
Commencement of Libraries and Institutes Act Amendment Act, 1975: 24th April 1975; *Gazette* 24th April, 1975, p. 1626.
Commencement of Libraries and Institutes Act Amendment Act, 1979: 26th April, 1979; *Gazette* 26th April, 1979, p. 1224.
Administration: Committed to the Minister of Local Government; *Gazette* 18th September, 1979, p. 768.
s. 36. Proclamations: *Gazette* 7th March, 1940, p. 494; 8th August, 1940, p. 221; 12th December, 1940, p. 1427; 4th December, 1941, p. 1193; 23rd April, 1942, p. 613; 20th August, 1942, p. 264; 12th November, 1942, p. 985; 25 March, 1943, p. 333; 25th November, 1943, p. 691; 22nd June, 1944, p. 735; 20th July, 1944, p. 67; 20th July, 1944, p. 68; 19th October, 1944, p. 472; 22nd February, 1945, p. 309; 26th July, 1945, p. 99; 20th August, 1945, p. 247; 6th June, 1946, p. 1021; 12th February, 1948, p. 360; 2nd June, 1949, p. 1500; 27th October, 1949, p. 1010; 22nd December, 1949, p. 1579; 16th March, 1950, p. 585; 25th October, 1951, p. 1001; 8th May, 1952, p. 1005; 7th August, 1952, p. 413; 4th September, 1952, p. 723; 4th December, 1952, p. 1431; 12th March, 1953, p. 462; 23rd April, 1953, p. 968; 28th May, 1953, p. 1319; 27th August, 1953, p. 644; 1st October, 1953, p. 891; 1st October, 1953, p. 892; 22nd October, 1953, p. 1052; 7th January, 1954, p. 2; 1st April, 1954, p. 665; 12th May, 1955, p. 1103; 25th August, 1955, p. 411; 19th April, 1956, p. 740; 7th February, 1957, p. 179; 9th May, 1957, p. 880; 4th July, 1957, p. 2; 12th September, 1957, p. 583; 9th October, 1958, p. 1017; 10th September, 1959, p. 640; 19th November, 1959, p. 1231; 10th December, 1959, p. 1449; 21st January, 1960, p. 193; 23rd June, 1960, p. 1644; 18th May, 1961, p. 1140; 24th August, 1961, p. 739; 22nd February, 1962, pp. 377, 378; 23rd August, 1962, pp. 385, 386; 28th February, 1963, p. 504; 20th June, 1963, p. 1549; 25th July, 1963, p. 160; 13th August, 1964, p. 314; 20th August, 1964, p. 421; 19th November, 1964, p. 1564; 29th July, 1965, p. 230; 23rd June, 1966, p. 2244; 25th August, 1966, p. 1076; 27th October, 1966, p. 1752; 22nd December, 1966, p. 2267; 20th June, 1968, p. 1799; 25th July, 1968, p. 218; 9th January, 1969, pp. 46, 47; 2nd April, 1970, p. 1301; 11th June, 1970, p. 2060; 5th November, 1970, p. 2086; 7th October, 1971, p. 1338; 21st October, 1971, p. 1610; 25th November, 1971, p. 2164; 24th February, 1972, p. 655; 27th July, 1972, p. 680; 24th August, 1972, p. 1242; 18th January, 1973, p. 187; 5th July, 1973, p. 6; 10th January, 1974, p. 36; 27th June, 1974, p. 2557; 25th July, 1974, p. 684; 26th September, 1974, p. 2392; 24th

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July, 1974, p. 2758; 19th December, 1974, p. 3766 (two); p. 3767 (two); 31st July, 1975, p. 677; 24th July, 1976, p. 254; 30th September, 1976, p. 1034; 10th March, 1977, p. 641; 8th September, 1977, p. 648; 1st December, 1977, p. 2062, p. 2064; 29th June, 1978, p. 2234; 19th October, 1978, p. 1266, p. 1267; 23rd November, 1978, p. 2046; 14th December, 1978, p. 2218; 1st March, 1979, p. 551; 10th May, 1979, p. 1396; 24th May, 1979, p. 1499; 28th June, 1979, p. 1950; 26th July, 1979, p. 225 (two); 25th October, 1979, p. 1057; 28th February, 1980, p. 420 (two); 6th March, 1980, p. 472; 22nd May, 1980, p. 1372, p. 1373 (two); 10th July, 1980, p. 116; 14th August, 1980, p. 524 (three); 27th November, 1980, p. 1969.

Regulations: *Gazette* 28th November, 1974, p. 3377; 1st May, 1975, p. 1711; 26th April, 1979, p. 1234; 8th November, 1979, p. 1192; 10th July, 1980, p. 127.

Regulations relating to the Institutes Association: *Gazette* 6th October, 1910, p. 714; 26th August, 1926, p. 609; 23rd April, 1936, p. 890; 14th July, 1938, p. 78; 1st August, 1940, p. 191; 3rd January, 1946, p. 24; 20th November, 1958, p. 1383; 22nd March, 1962, p. 602; 3rd December, 1964, p. 1796; 27th March, 1926, p. 976; 8th April, 1971, p. 1479.

Libraries (Subsidies) Act, 1955-1977

Administration: Committed to the Minister of Local Government; *Gazette* 18th September, 1979, p. 768.

Licensing Act, 1967-1977

Commencement: 28th September, 1967; *Gazette* 28th September, 1967, p. 1485.

Commencement of Licensing Act Amendment Act 1972: 18th May, 1972; *Gazette* 18th May, 1972, p. 1927.

Commencement of Licensing Act Amendment Act (No. 2), 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2538.

Commencement of Licensing Act Amendment Act, 1974: 30th May, 1974; *Gazette* 30th May, 1974, p. 2094.

Commencement of Licensing Act Amendment Act (No. 2), 1974: 5th December, 1974, *Gazette* 5th December, 1974, p. 3558.

Commencement of Licensing Act Amendment Act (No. 2), 1976: 9th December, 1976; *Gazette* 9th December, 1976, p. 1880.

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771: Minister of Tourism's powers and functions under s. 192a delegated to the Minister of Consumer Affairs; *Gazette* 10th January, 1980, p. 48.

s. 192. Proclamations: *Gazette* 29th December, 1973, p. 3056 (Inglewood Inn); 18th December 1975, p. 3283 (Caledonian Inn, Robe).

Licensing Court Rules of Court: *Gazette* 29th September, 1967, p. 1573; 22nd February, 1968, p. 530; 5th November, 1970, p. 2101; 18th May, 1972, p. 1976; 9th November, 1972, p. 2258; 29th March, 1973, p. 1266; 5th December, 1974, p. 3567; 19th December, 1974, p. 3788; 16th December, 1976, p. 2262.

Regulations: *Gazette* 26th September, 1968, p. 955; 24th July, 1980, p. 300.

Regulations under Fees Regulation Act, 1927, varying fees payable under Licensing Act, 1967: *Gazette* 19th September, 1968, p. 856.

Life Assurance Companies Act, 1936-1941

Regulations: *Gazette* 27th June, 1889, p. 1800; 2nd October, 1941, p. 676.

Lifts and Cranes Act, 1960-1978

Commencement: 1st March, 1966; *Gazette* 24th February, 1966, p. 1129.

Commencement of Lifts Act Amendment Act, 1971: 1st December, 1972; *Gazette* 2nd November, 1972, p. 2135.

Commencement of Lifts and Cranes Act Amendment Act, 1972: 1st April, 1974; *Gazette* 28th February, 1974, p. 720.

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.

Regulations: *Gazette* 2nd November, 1972, p. 2111; 24th June, 1976, p. 3179.

Liquefied Petroleum Gas Act, 1960-1973

Commencement: 1st April, 1965: *Gazette* 13th May, 1965, p. 1081

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.

Regulations: *Gazette* 27th May, 1965, p. 1315; 22nd December, 1966, p. 2311; 9th March, 1972, p. 834; 1st July, 1976, p. 25.

Listening Devices Act, 1972-1975

Commencement: 2nd April, 1973; *Gazette* 8th March, 1973, p. 856.

Administration: Committed to the Chief Secretary; *Gazette* 8th March, 1973, p. 856.

s. 8. Notice: *Gazette* 14th February, 1974, p. 477.

Loans for Fencing and Water Piping Act, 1938-1975

Commencement: 1st February, 1939; *Gazette* 19th January, 1939, p. 121.

s. 13 (7). Notice: *Gazette* 4th December, 1958, p. 1556.

Loans to Producers Act, 1927-1962

Administration: Committed to the Treasurer; *Gazette* 9th October, 1980, p. 1085.

Regulations: *Gazette* 21st July, 1927, p. 126; 6th March, 1930, p. 484; 8th April, 1948, p. 768; 9th October, 1980, p. 1092.

Local and District Criminal Courts Act, 1926-1980

Commencement: 7th March, 1927; *Gazette* 10th February, 1927, p. 297.

Commencement of Local Courts Act Amendment Act, 1956: 18th March, 1957; *Gazette* 14th March, 1957, p. 519.

Commencement of Local Courts Act Amendment Act, 1962: 1st March, 1963; *Gazette* 14th February, 1963, p. 277.

Commencement of Statutes Amendment (Local Courts and Workmen's Liens) Act, 1964: 3rd December, 1964; *Gazette* 3rd December, 1964, p. 1715.

Commencement of Local Courts Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 699.

Commencement of Local and District Criminal Courts Act Amendment Act, 1972: 9th November, 1972; *Gazette* 9th November, 1972, p. 2252.

Commencement of Local and District Criminal Courts Act Amendment Act, 1974: 30th May, 1974; *Gazette* 30th May, 1974, p. 2095.

Commencement of Local and District Criminal Courts Act Amendment Act (No. 2), 1974: 1st January, 1975; *Gazette* 12th December, 1974, p. 3649.

s. 7. (*see also* s. 8a). Proclamations: *Gazette* 15th June, 1967, p. 1811; 26th September, 1968, p. 942; 26th August, 1971, p. 667; 26th July, 1979, p. 224; 23rd August, 1979, p. 437; 11th December, 1980, p. 2121.

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s. 8a. Proclamations: *Gazette* 20th August, 1970, p. 762; 23rd September, 1971, p. 1099; 17th February, 1972, p. 575; 18th December, 1975, p. 3281; 20th January, 1977, p. 99; 14th June, 1979, p. 1824.

s. 294. Proclamations: *Gazette* 5th November, 1936, p. 1005; 8th May, 1947, p. 1425; 20th January, 1949, p. 113; 15th December, 1949, p. 1507; 20th December, 1951, p. 1553; 6th December, 1956, p. 1277; 18th January, 1962, p. 87; 5th March, 1964, p. 522; 30th September, 1965, p. 1208; 24th November, 1966, p. 2024; 20th August, 1970, p. 697; 31st October, 1974, p. 2877; 20th January, 1977, p. 99; 8th September, 1977, p. 653; 22nd November, 1979, p. 1309; 27th March, 1980, p. 678; 10th July, 1980, p. 119; 4th September, 1980, p. 763.

General rules of Court: *Gazette* 17th December, 1953, p. 1460; 27th October, 1960, p. 1137; 20th August, 1970, p. 725; ("Local Court Rules, 1970"); 3rd September, 1970, p. 1020; 25th May, 1972, p. 2101; 4th April, 1974, p. 1181, 13th March, 1975, p. 1070; 7th September, 1978, p. 851; 7th February, 1980, p. 273; 10th April, 1980, p. 967.

Rules of Court as to bailiffs' fees: *Gazette* 20th October, 1932, p. 802.

Rules of Court as to practitioner's costs: See General Rules of Court.

Rules of Court as to appeals under Bailiffs and Inquiry Agents Licensing Act, 1945: *Gazette* 9th May, 1946, p. 887; 5th March, 1964, p. 522.

Rules of Court as to appeals under section 77 of Bush Fires Act, 1960; *Gazette* 4th November, 1965, p. 1642.

Rules of Court under Excessive Rents Act, 1962: *Gazette* 20th December 1962, p. 1771; 5th March, 1964, p. 522.

Rules of Court under Fences Act, 1975: *Gazette* 16th October, 1975, p. 2011.

Rules of Court under section 13 of Firearms Act, 1958: *Gazette* 17th September, 1959, p. 708 (repealed; *Gazette* 10th January, 1980, p. 67); 5th March, 1964, p. 522.

Rules of Court under Guardianship of Infants Act, 1940: *Gazette* 1st May, 1969, p. 1240.

Rules of Court as to appeals under Housing Improvement Act, 1940: *Gazette* 10th July, 1941, p. 45; 13th August, 1959, p. 397; 27th October, 1960, p. 1140; 5th March, 1964, p. 522.

Rules of Court as to appeals and other matters under Landlord and Tenant (Control of Rents) Act, 1942: *Gazette* 1st May, 1947, p. 1121; 15th December, 1949, p. 1516; 22nd March, 1951, p. 655.

Rules of Court in respect of section 309 of Local Government Act, 1934: *Gazette* 4th November, 1948, p. 1425; 4th November, 1965, p. 1616.

Rules of Court in respect of section 666b of Local Government Act, 1934: *Gazette* 3rd July, 1958, p. 7; 5th March, 1964, p. 522.

Regulations as to applications under section 10 of Marine Stores Act, 1898: *Gazette* 22nd June, 1899, p. 1357.

Rules of Court as to applications under Mortgagors Relief Act, 1931: *Gazette* 28th January, 1932, p. 158.

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Rules of Court as to appeals relating to the Points Demerit Scheme: *Gazette* 27th November, 1975, p. 2925.

Rules of Court as to proceedings under National Security (Landlord and Tenant) Regulations: *Gazette* 20th September, 1945, p. 487.

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Rules of Court as to appeals under section 53 or section 96 of South-Eastern Drainage Act, 1931: *Gazette* 5th May, 1932, p. 779.

Rules of Court under Warehousemen's Liens Act, 1941: *Gazette* 26th March, 1942, p. 477; 5th March, 1964, p. 522.

Rules of Supreme Court as to Local Court Appeals: Order 71A: *Gazette* 7th January, 1971, p. 67; 9th November, 1972, p. 2267; 28th June, 1973, p. 2849.

Rules of Court under Residential Tenancies Act, 1978: *Gazette* 20th July, 1978, p. 262.

Rules for District Criminal Courts as to reciprocal proceedings for obtaining evidence: *Gazette* 31st August, 1978, p. 769; 7th September, 1978, p. 855.

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Commencement of Local Government Act Amendment Act, 1974: 24th October, 1974; *Gazette* 24th October, 1974, p. 2758.

Commencement of Local Government Act Amendment Act, 1975: 22nd May, 1975; *Gazette* 22nd May, 1975, p. 1987.

Commencement of Local Government Act Amendment Act (No. 2), 1975: 4th March, 1976; *Gazette* 4th March, 1976, p. 940; (paragraph (3) of s. 3, paragraphs *(b)*, *(c)* and *(e)* of s. 4 and ss. 9, 17, 18, 19, 20, 21, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 42, 43, 44, 45, 68, 70 and 71 suspended until a day to be fixed by subsequent proclamation).

Commencement of ss. 4 *(b)*, *(c)* and *(e)*, 22-39 and 42-45 of Local Government Act Amendment Act (No. 2), 1975: 1st July, 1976; *Gazette* 24th June, 1976, p. 3169.

Commencement of s. 9 of Local Government Act Amendment Act (No. 2), 1975: 12th August, 1976; *Gazette* 24th June, 1976, p. 3169.

Commencement of ss. 3 *(c)*, 68, 70 and 71 of Local Government Act Amendment Act (No. 2), 1975: 1st September, 1976; *Gazette* 26th August, 1976, p. 658.

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Commencement of Local Government Act Amendment Act, 1977: 21st April, 1977; *Gazette* 21st April, 1977, p. 1154.

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Commencement of sections 4, 20, 23, 24, 26, 27, 28, 79, 80 and 81 of Local Government Act Amendment Act, 1978: 13th July, 1978; *Gazette* 13th July, 1978, p. 120.

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22nd April, 1937, pp. 849-50; 17th June, 1937, p. 1305; 14th October, 1937, pp. 986-7; 10th February, 1938, p. 295; 7th April, 1938, p. 792; 5th May, 1938, pp. 938-9; 26th May, 1938, p. 1101; 26th May, 1938, pp. 1101-3; 26th May, 1938, pp. 1103-4; 18th August, 1938, pp. 333-4; 1st September, 1938, pp. 471-2; 8th December, 1938, p. 1451; 9th March, 1939, p. 569; 5th May, 1939, pp. 938-9; 6th July, 1939, p. 2; 27th February, 1941, p. 278; 1st May, 1941, pp. 625-6; 12th February, 1942, p. 243; 19th March, 1942, p. 428; 9th December, 1943, pp. 753-4; 16th December, 1943, p. 781; 23rd March, 1944, p. 355; 30th March, 1944, p. 381; 30th March, 1944, pp. 415-6; 8th June, 1944, pp. 699-700; 24th August, 1944, pp. 221-2; 7th December, 1944, p. 779; 15th February, 1945, pp. 271-2; 14th April, 1945, p. 939; 21st April, 1945, pp. 902-6; 31st May, 1945, pp. 829-30; 13th September, 1945, p. 381; 13th December, 1945, p. 861; 11th April, 1946, pp. 569-70; 11th April, 1946, pp. 570-2; 30th May, 1946, p. 977; 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9th June, 1966, p. 2115; 4th July, 1966, p. 347; 14th July, 1966, pp. 157-8; 4th August, 1966, p. 347; 4th August, 1966, p. 348; 18th May, 1967, p. 1591; 22nd June, 1967, p. 1849; 22nd June, 1967, p. 1851; 5th October, 1967, p. 1627; 23rd November, 1967, p. 2267; 11th April, 1968, p. 1191; 3rd October, 1968, p. 1067; 3rd December, 1968, p. 1967; 9th January, 1969, p. 41; 20th February, 1969, p. 521; 6th March, 1969, p. 632; 13th March, 1969, p. 710; 24th March, 1969, p. 925; 10th April, 1969, p. 1052; 5th June, 1969, pp. 1684-9; 20th November, 1969, p. 1603; 8th January, 1970, p. 2; 22nd January, 1970, p. 258; 9th April, 1970, p. 1348; 16th April, 1970, p. 1412; 30th April, 1970, p. 1588; 7th May, 1970, p. 258; 28th May, 1970, p. 1952; 11th June, 1970, p. 2060; 25th June, 1970, pp. 2186-90; 2nd July, 1970, p. 2; 20th August, 1970, pp. 695-6; 24th September, 1970, p. 1302; 21st January, 1971; p. 188; 14th January, 1971, p. 91; 3rd February, 1971, p. 431; 11th March, 1971, p. 1063; 1st April, 1971, p. 1382; 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s. 8. Proclamation: *Gazette* 24th December, 1964, pp. 2013-5.

s. 24. Proclamation: *Gazette* 21st September, 1978, p. 980.

s. 48. Proclamations: *Gazette* 25th April, 1935, p. 1195; 23rd December, 1943, p. 810; 11th April, 1946, p. 573; 21st November, 1946 p. 1279; 20th April, 1950, 813; 11th September, 1952, p. 795; 26th February, 1953, p. 345; 9th April, 1953, p. 895; 22nd October, 1953, p. 1052; 9th December, 1954, p. 1364; 6th November, 1958, p. 1252; 25th February, 1960, p. 575; 29th October, 1963, p. 1236; 25th June, 1964, p. 1597; 30th July, 1964, p. 225; 10th September, 1964, pp. 876-7; 8th February, 1968, p. 341; 21st January, 1970, p. 188; 16th April, 1970, p. 1412; 11th June, 1970, p. 2060.

s. 65a. Proclamations: *Gazette* 17th April, 1969, p. 1090; 24th April, 1969, pp. 1175-6; 9th April, 1970, p. 1348; 22nd April, 1971, p. 2185; 13th January, 1972, p. 52; 13th January, 1972, p. 53; 2nd May, 1974, p. 1614 (2); 31st October, 1974, p. 2877; 20th November, 1975, p. 2799; 20th May, 1976, p. 2620; 15th May, 1973, p. 1264; 13th April, 1978, p. 1202; 20th July, 1978, p. 190.

s. 74. Proclamations: *Gazette* 14th May, 1936, p. 1002; 18th May, 1939, p. 1206; 20th December, 1947, p. 685; 9th April, 1953, p. 895; 24th November, 1955, p. 1185; 15th December, 1960, pp. 1646-7; 13th August, 1964, p. 315; 27th May, 1965, p. 1301; 10th February, 1966, p. 593; 2nd September, 1971, p. 739.

s. 163b. Notice: *Gazette* 28th September, 1939, p. 868.

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s. 179. Proclamations: *Gazette* 22nd August, 1946, p. 308; 24th August, 1950, p. 462; 24th May, 1951, p. 1121; 28th June, 1951, p. 1373; 2nd October, 1952, p. 939; 24th June, 1954, p. 1219; 24th June, 1954, p. 1238; 30th August, 1956, p. 469; 8th November, 1956, p. 1041; 28th June, 1957, p. 1373; 20th February, 1958, p. 627; 26th June, 1958, p. 1989; 21st August, 1958, p. 443; 4th September, 1958, p. 748; 9th July, 1959, p. 49; 3rd September, 1959, p. 564; 3rd September, 1959, p. 565; 3rd March, 1960, p. 644; 18th August, 1960, p. 441; 1st September, 1960, p. 634; 20th October, 1960, p. 1062; 24th November, 1960, p. 1429; 13th April, 1961, p. 861; 7th August, 1961, p. 882; 10th August, 1961, p. 644; 17th December, 1964, p. 1897; 13th May, 1965, p. 1080; 2nd May, 1968, p. 1372; 30th October, 1975, p. 2206; 22nd September, 1976, p. 769; 11th August, 1977, p. 358.

s. 196. Proclamations: *Gazette* 2nd May, 1963, pp. 1085-6; 11th May, 1967, p. 1352; 24th June, 1971, p. 3076; 2nd March, 1972, p. 739; 25th July, 1974, p. 685; 5th December, 1974, p. 3559; 27th April, 1978, p. 1485.

s. 214b. Proclamations: *Gazette* 19th August, p.577; 26th August, 1967, p. 658 (two); p. 659; 9th September, 1976, p. 825; 7th October, 1976, p. 1107; 18th November, 1976, p. 1649.

s. 244a. Proclamation: *Gazette* 31st May, 1962, p. 1431.

s. 395. Proclamations: *Gazette* 10th November, 1977, p. 1427; 24th November, 1977, p. 1563; 13th July, 1978, p. 120; 14th February, 1980, p. 310; 30th October, 1980, p. 1256.

s. 476. Proclamations: *Gazette* 21st December, 1972, p. 2725; 27th November, 1975, p. 2909.

s. 495. Proclamations: *Gazette* 28th February, 1935, p. 592; 28th November, 1935, p. 1285; 14th January, 1937, p. 33; 12th June, 1941, p. 862; 1st October, 1942, p. 494; 12th September, 1946, p. 449; 11th October, 1973, p. 354; 23rd May, 1974, p. 1828; 10th July, 1975, p. 147; 4th December, 1975, p. 2993; 18th December , 1975, p. 3282; 24th March, 1977, p. 882; 20th October, 1977, p. 1180; 27th October, 1977, p. 1266; 4th December, 1980, p. 2025.

s. 555a. Proclamation: *Gazette* 24th August, 1961, p. 740.

s. 587. Proclamations: *Gazette* 14th May, 1970, p. 1730; 7th August, 1975, p. 770; 4th December, 1975, p. 2993; 10th November, 1977, p. 1426; 27th April, 1978, p. 1480.

s. 601. Proclamation: *Gazette* 18th February, 1960, p. 470.

s. 625. Proclamations: *Gazette* 7th December, 1944, p. 779; 10th June, 1948, p. 1195; 30th September, 1948, p. 1168; 8th December, 1949, p. 1411; 22nd December, 1949, p. 1579; 6th February, 1955, p. 489; 28th April, 1955, p. 948; 28th April, 1955, pp. 984-8; 14th July, 1955, p. 59; 11th August, 1955, p. 290; 10th November, 1955, pp. 1057-8; 22nd December, 1955, pp. 1503-4; 9th May, 1957, pp. 877-8; 27th June, 1957, p. 1563; 23rd January, 1958, pp. 121-2; 30th January, 1958, p. 159; 20th February, 1958, p. 627; 7th April, 1960, p. 987; 14th January, 1971, p. 91.

s. 647. Proclamation: *Gazette* 3rd May, 1894, p. 1009.

s. 871t. Proclamations: *Gazette* 19th February, 1959, p. 349; 11th July, 1968, p. 58.

Regulations relating to control of traffic-parking: *Gazette* 24th May, 1979, p. 1545 (disallowed by House of Assembly 4th June, 1980; *Gazette* 5th June, 1980, p. 1472); 5th June, 1980, p. 1512 (revoked; *Gazette* 4th December, 1980, p. 2039).

Regulations relating to how to vote cards: *Gazette* 10th February, 1977, p. 316.

Regulations relating to a poll of electors: *Gazette* 30th March, 1978, p. 1045.

Regulations relating to forms prescribed pursuant to ss. 88 and 91: *Gazette* 28th April, 1977, p. 1244; 22nd February, 1979, p. 424.

Regulations relating to form prescribed under s. 835: *Gazette* 29th June, 1978, p. 2249.

Regulations relating to local government auditors' certificates: *Gazette* 1st April, 1976, p. 1675; 20th June, 1979, p. 1893.

Regulations relating to long service leave: *Gazette* 3rd April, 1980, p. 924.

Regulations relating to parking: *Gazette* 4th December, 1980, p. 2039; 18th December, 1980, p. 2219.

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Regulations relating to reflectors on barriers: *Gazette* 8th November, 1956, p. 1045.

Regulations relating to the charges of the Crown Solicitor under section 674: *Gazette* 31st January, 1935, p. 371; 21st January, 1971, p. 189.

Regulations relating to cemeteries generally: *Gazette* 5th October, 1944, p. 444; 15th February, 1951, p. 335; 23rd May, 1974, p. 1838; 30th May, 1974, p. 2179.

Regulations relating to the West Terrace Cemetery: *Gazette* 2nd October, 1930, p. 662; 31st October, 1940, p. 960; 5th February, 1942, p. 237; 31st August, 1967, p. 1200; 31st August, 1972, p. 1333.

Regulations as to prohibited area signs: *Gazette* 15th December, 1960, p. 1660; 13th June, 1974, p. 2339.

Regulations as to local government accounting: *Gazette* 28th September, 1967, p. 1501.

Regulations as to Government grants to City of Adelaide: *Gazette* 29th July, 1976, p. 265.

Regulations as to exempt stock and meat: *Gazette* 2nd November, 1950, p. 1068; 23rd May, 1974, p. 1837.

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Rules of the Local Court in respect of notices for removal of unsightly chattels and structures: *Gazette* 3rd July, 1958, p. 7; 5th March, 1964, p. 522.

Rules of Court of Local Government Disputed Returns: *Gazette* 1st June, 1978, p. 1884; 14th June, 1979, p. 1834; 5th July, 1979, p. 7.

Model by-laws: *Gazette* 17th September, 1936, p. 562. Amendments of model by-laws: 5th October, 1950, p. 797 (re-enactment of model by-law No. 1); 18th August, 1938, p. 335 (amendment of model by-law No. VII); 19th October, 1939, p. 1095 (amendment of model by-law No. XVIII.); 5th October, 1944, p. 415 (amendment of model by-law No. XXI.);12th September, 1940, p. 515 (amendment of model by-law No. XXIV.); 28th September, 1950, p. 739 (amendment of model by-law No. XXIV.); 23rd November, 1950, p. 1254 (amendment of model by-law No. XXIV.); 4th September, 1941, p. 458 (amendment of model by-law No. XXV.); 12th September, 1940, p. 515 (amendment of model by-law No. XXVII.); 28th September, 1950, p. 739 (amendment of model by-law No. XXVII.); 23rd November, 1950, p. 1254 (amendment of model by-law No. XXVII.); 4th September, 1941 (amendment of model by-law No. XXIX.); 12th September, 1940, p. 515 (amendment of model by-law No. XXXII.); 5th October, 1944, p. 415 (amendment of model by-law No. XXXIV.); 12th October, 1950, p. 862 (model by-law as to height of fences, etc., at intersections); 4th October, 1951, p. 830 (model by-law as to wrapping of bread); 9th October, 1952, p. 987 (model by-law as to motor vehicles plying for hire); 9th October, 1958, p. 1019 (model by-law as to inflammable undergrowth); 26th October, 1961, p. 1339 (amendment of model by-laws Nos. XIII and XXX); 9th November, 1961, pp. 1580 and 1583; 25th October, 1962, pp. 1116, 1119 (model by-laws as to child-minding centres); 13th September, 1962, p. 655 (amendment of model by-laws Nos. XIII and XXX); 26th March, 1964, p. 693 (amendment of model by-law as to height of hedges); 24th September, 1964, p. 1035 (amendment of model by-law No. V); 22nd October, 1964, p. 1251 (amendment of model by-law as to height of fences, etc., at intersections); 31st March, 1966, p. 1567; 7th November, 1968; p. 1769 (amendment of model by-law No. XXXVI); 17th April, 1969, p. 1092 (relating to child-minding centres); 29th January, 1970, p. 420 (amendment of model by-law as to height of fences, etc., at intersections); 24th September, 1970, p. 1302 (amendment of model by-law as to height of fences, etc., at intersections); 27th July, 1978, p. 288 (Amendment of model by-law No. XIX).

Local Government (City of Enfield Loan) Act, 1953-1961

Administration: Committed to the Minister of Local Government; *Gazette* 14th January, 1954, p. 57.

Local Government (City of Woodville West Lakes Loan) Act, 1970

Administration: Committed to the Minister of Local Government; *Gazette* 3rd December, 1970, p. 2560.

Local Government (Forestry Reserves) Act, 1944

Administration: Committed to the Minister of Forests; *Gazette* 25th January, 1945, p. 86

Long Service Leave Act, 1967-1976

Commencement of Long Service Leave Act Amendment Act, 1972: 1st January, 1973; *Gazette* 14th December, 1973, p. 2630.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 11. Notices: *Gazette* 23rd May, 1968, pp. 1582, 1583; 30th May, 1968, p. 1662; 6th June, 1968, p. 1735; 4th July, 1968, p. 32; 17th May, 1973, p. 2127; 24th May, 1973, p. 2249.
Regulations: *Gazette* 29th February, 1968, p. 727.

Long Service Leave (Building Industry) Act, 1975-1976

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Regulations: 24th March, 1977, p. 929; 15th September, 1977, p. 733; 4th May, 1978, p. 1551.

Lottery and Gaming Act, 1936-1980

Commencement of Lottery and Gaming Act Amendment Act (No. 2), 1938: 19th December, 1938; *Gazette* 15th December, 1938, p. 1497.
Commencement of Lottery and Gaming Act Amendment Act (No. 1), 1950: 1st December, 1950; *Gazette* 30th November, 1950, p. 1301.
Commencement of Lottery and Gaming Act Amendment Act, 1964: 2nd November, 1964; *Gazette* 5th November, 1964, p. 1401.
Commencement of Lottery and Gaming Act Amendment Act, 1966: 8th December, 1966; *Gazette* 8th December, 1966, p. 2152.
Commencement of Lottery and Gaming Act Amendment Act (No. 2), 1967: 24th August, 1967; *Gazette* 17th August, 1967, p. 1063.
Commencement of Lottery and Gaming Act Amendment Act, 1970: 1st April, 1971; *Gazette* 25th February, 1971, p. 824.
Commencement of s. 20 (1a) of Lottery and Gaming Act Amendment Act (No. 2), 1970: 14 January, 1971; *Gazette* 14th January, 1971, p. 90.
Commencement of Lottery and Gaming Act Amendment Act, 1972: 13th April, 1972; *Gazette* 13th April, 1972, p. 1430.
Commencement of Lottery and Gaming Act Amendment Act (No. 2), 1972: 6th May, 1972; *Gazette* 4th May, 1972, p. 1680.
Commencement of Lottery and Gaming Act Amendment Act, 1973: 17th September, 1973; *Gazette* 13th September, 1973, p. 1987.
Commencement of Lottery and Gaming Act Amendment Act (No. 2), 1973: 1st January, 1974; *Gazette* 20th December, 1973, p. 3337.
Commencement of Lottery and Gaming Act Amendment Act, 1974: 23rd December, 1974; *Gazette* 12th December, 1974, p. 3648.
Commencement of Lottery and Gaming Act Amendment Act, 1980: 1st January, 1981; *Gazette* 18th December, 1980, p. 2364 (Operation of ss. 3 *(b)*, 3 *(c)*, 4, 5 and 6 suspended until a day to be fixed by subsequent proclamation).
Administration: Committed to the Minister of Recreation and Sport; *Gazette* 31st May, 1979, p. 1613.
s. 28. Proclamation declaring 29th March, 1967, to be appointed day; *Gazette* 23rd March, 1967, p. 1037: declaring 6th May, 1972, to be appointed day; *Gazette* 4th May, 1972, p. 1680.
s. 31b (4a). Proclamation: *Gazette* 14th January, 1971, p. 90.
s. 31w. Proclamation: *Gazette* 12 December, 1974, p. 3649.
Part IIIB. Proclamation declaring 1st August, 1971 to be appointed day: *Gazette* 1st July, 1971, p. 2.
s. 42. Directions as to procedure: *Gazette* 31st January, 1946, p. 194.
General regulations as to lotteries: *Gazette* 25th February, 1971, p. 837; 19th August, 1971, p. 603; 29th May, 1975, p. 2092; 22nd April, 1976, p. 2088; 16th March, 1978, p. 893; 20th March, 1980, p. 561; 24th July, 1980, p. 306.
Rules as to bookmakers: *Gazette* 13th February, 1947, p. 651; 2nd December, 1948, p. 1686; 21st July, 1949, p. 208; 28th July, 1949, p. 280; 1st December, 1949, p. 1361; 30th March, 1950, p. 718; 30th November, 1950, p. 1311; 18th December, 1952, p. 1593; 24th December, 1952, p. 1648; 30th July, 1953, p. 409; 8th April, 1954, p. 710; 29th July, 1954, p. 228; 24th February, 1955, p. 426; 17th April, 1958, p. 1087; 3rd August, 1961, p. 584; 1st February, 1962, p. 209; 22nd February, 1962, p. 419; 22nd August, 1963, p. 593; 27th January, 1966, p. 250; 13th July, 1967, p. 430; 7th September, 1967, p. 1306; 27th March, 1969, p. 960; 10th July, 1969, p. 69; 31st July, 1969, p. 316; 4th February, 1971, p. 386; 22nd July, 1971, p. 231.
Rules under section 22a: *Gazette* 28th April, 1955, p. 990.
Rules and regulations as to the totalizator: *Gazette* 13th April, 1978, p. 1213; 23rd November, 1978, p. 2057.
Rules relating to investments with or through the South Australian Totalizator Agency Board: *Gazette* 23rd March, 1967, p. 1102.
Rules relating to trotting: (s. 31xk) 18th November, 1971, p. 2143; 26th September, 1974, p. 2503.

Lower River Broughton Irrigation Trust Act, 1938-1972

Commencement: 2nd February, 1939; *Gazette* 2nd February, 1939, p. 334.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
ss. 7 and 8. Proclamation: *Gazette* 20th July, 1939, p. 114.

Manufacturers Warranties Act, 1974

Commencement: 10th April, 1975; *Gazette* 10th April, 1975, p. 1442.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 21st February, 1980, p. 364.

Manufacturing Industries Protection Act, 1937

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 3. Proclamations: *Gazette* 5th May, 1938, p. 938; 11th August, 1938, p. 273; 20th April, 1939, p. 915; 28th July, 1960, p. 225.

Margarine Act, 1939-1975

Commencement: 14th December, 1939; *Gazette* 14th December, 1939, p. 1565.
Commencement of Margarine Act Amendment Act, 1974: 1st April, 1975; *Gazette* 27th March, 1975, p. 1263.
Commencement of Margarine Act Amendment Act, 1974: 12th February, 1976; *Gazette* 12th February, 1976, p. 611.
Administration: Committed to the Minister of Agriculture, 14th December, 1939; *Gazette* 14th December, 1939, p. 1565.
Regulations: *Gazette* 14th October, 1976, p. 1272.
Regulations under s. 3a: *Gazette* 7th June, 1962, p. 1491.

Marginal Dairy Farms (Agreement) Act, 1971

Administration: Committed to the Minister of Agriculture; *Gazette* 15th September, 1977, p. 727.

Marine Act, 1936-1976

Commencement: 1st July, 1937; *Gazette* 25th March, 1937, p. 641.
Commencement of Marine Act Amendement Act, 1968: 1st September, 1969; *Gazette* 28th August, 1969 p. 556.
Commencement of Marine Act Amendment Act, 1970: 25th March, 1971; *Gazette* 18th March, 1971, p. 1143.
Commencement of Marine Act Amendment Act, 1973: 21st March, 1974; *Gazette* 21st March, 1974, p. 988.
Commencement of Marine Act Amendment Act, 1976: 31st March, 1977; *Gazette* 31st March, 1977, p. 1010.
Administration: Committed to the Minister of Marine; *Gazette* 25th March, 1937, p. 641.
Regulations and rules made under Marine Board and Navigation Acts, 1881-1933, and Marine Act, 1936, as amended and other Acts:—
Prevention of collisions at sea: *Gazette* 24th February, 1966, p. 1125.
Vessels in South Australian Waters: *Gazette* 7th July, 1977, p. 17 (Revoking regulations and rules in Second Schedule, Part I, of the Act).
River Murray navigation: *Gazette* 30th October, 1884, p. 1641; 26th January, 1893, p. 157; 4th October, 1906, p. 714; 20th January, 1977, p. 145.
Adjustment of compasses: *Gazette* 12th September, 1974, p. 1917.
Engagement and discharge of seamen: *Gazette* 16th April, 1883, p. 1429; 4th August, 1887, p. 246; 26th September, 1889, p. 1354.
Receiver of Wreck: *Gazette* 26th April, 1883, p. 1429.
Survey, etc., of vessels: *Gazette* 15th April, 1880, p. 1259; 26th April, 1883, p. 1429; 1st July, 1886 p. 2; 30th November, 1899, p. 1197; 9th October, 1913, p. 815; 23rd June, 1921, p. 1318; 30th May, 1935, p. 1433; 19th August, 1954, p. 375; 2nd March, 1961, p. 470; 3rd October, 1974, p. 2529.
Examination of masters and mates: *Gazette* 8th March, 1973, p. 887; 30th August, 1973, p. 1526.
Examination of engineers: *Gazette* 18th June, 1970, p. 2129; 15th October, 1970, p. 1765.
Court of Survey (Rules): *Gazette* 19th November, 1885, p. 1328.
Court of Marine Inquiry (Rules): *Gazette* 27th February, 1936, p. 506; 14th May, 1964, p. 1007.
Dangerous goods: *Gazette* 20th July, 1950, p. 159; 24th July, 1952, p. 178.
Radiotelephony equipment: *Gazette* 16th February, 1978, p. 644.
Manning of fishing vessels: *Gazette* 4th July, 1963, p. 5; 27th October, 1966, p. 1756; 11th October, 1973, p. 2362.
River Murray (Murray Bridge) Zoning Regulations: *Gazette* 6th November, 1975, p. 2351; 13th November, 1975, p. 2441.
Operation of commercial houseboats: *Gazette* 21st October, 1976, p. 1403.
Survey and equipment of fishing vessels: *Gazette* 7th August, 1969, p. 353t; 13th May, 1971, p. 2430; 23rd September, 1971, p. 1198; 4th May, 1972, p. 1683; 26th April, 1979, p. 1231.
Miscellaneous: *Gazette* 11th November, 1897, p. 1446; 15th February, 1900, p. 302; 2nd November, 1911, p. 911; 30th November, 1911, p. 1184; 22nd August, 1912, p. 466; 10th April, 1913, p. 680; 8th May, 1913, p. 100.

Marine Stores Act, 1898-1975

Commencement: 2nd March, 1899; *Gazette* 2nd March, 1899, p. 401.
Regulations: *Gazette* 22nd June, 1899, p. 1357; 24th September, 1908, p. 632; 22nd December, 1921, p. 1458; 5th September, 1957, p. 525; 8th October, 1970, p. 1517; 17th June, 1971, p. 2938.
Regulations under Fees Regulation Act, 1927, as to fee for dealer's licence: *Gazette* 24th November, 1927, p. 1227.

Marketable Securities Act, 1971

Commencement: 1st July, 1971; *Gazette* 1st July, 1971.
Administration: Committed to the Minister of Corporate Affairs; *Gazette* 18th September, 1979, p. 768.
Declaration under s. 3 (2): *Gazette* 1st July, 1971, p. 3.
Regulations: *Gazette* 1st July, 1971, p. 62; 20th April, 1972, p. 1501; 29th March, 1973, p. 1265.

Marketing of Eggs Act, 1941-1980

Commencement of Marketing of Eggs Act Amendment Act, 1972: 18th January, 1973; *Gazette* 18th January, 1973, p. 190. s. 6. Notice: *Gazette* 1st July, 1965, p. 1
Regulations: *Gazette* 29th August, 1974, p. 1499; 29th January, 1976, p. 365.
Regulations as to election of producer members of the board: *Gazette* 27th February, 1964, p. 515; 23rd February 1967, p. 513; 15th February, 1973, p. 589.

The Markets Clauses Act, 1870-1956

s. 49. Proclamation: *Gazette* 24th October, 1889, p. 1584.

Matrimonial Causes Act, 1929-1941

Commencement: 20th March, 1930: *Gazette* 20th March, 1930, p. 561.
Rules of Court: *Gazette* 5th December, 1935, p. 1349.
(These rules are incorporated in the second schedule of the above Act: see Volume 5, pp. 710-728 of the South Australian Statutes, 1837-1936.)
Rules of Court as to increase of costs: *Gazette* 17th June, 1937, p. 1312.

Meat Hygiene Act, 1980

Commencement: 12th June, 1980; *Gazette* 12th June, 1980, p. 1549. (Operation of ss. 19-65 suspended until a day to be fixed by subsequent proclamation).

Medical Practitioners Act, 1919-1974

Commencement of s. 29c: 31st March, 1971; *Gazette* 25th February, 1971, p. 823.
Commencement of Medical Practitioners Act Amendment Act, 1971: 1st December, 1971; *Gazette* 25th November, 1971, p. 2164.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
s. 29a. Proclamations: *Gazette* 4th December, 1969, p. 1858; 18th June, 1970, p. 2115. Regulations: *Gazette* 13th November, 1975, p. 2443.

Mental Health Act, 1935-1974

Commencement: 2nd January, 1936; *Gazette* 2nd January, 1936, p. 1.
Commencement of Part VIIA: 1st January, 1942; *Gazette* 17th July, 1941, p. 83.
Commencement of Mental Health Act Amendment Act, 1967: 1st July 1970; *Gazette* 11th June, 1970, p. 2062.
s. 12. Proclamations: *Gazette* 23rd March, 1922, p. 876; 2nd May, 1929, p. 903; 17th August, 1939, p. 421; 17th August, 1939, p. 422; 25th November, 1954, p. 1259; 18th January, 1962, p. 87; 15th April, 1965, p. 880; 20th March, 1969, p. 863; 18th February, 1971, p. 496; 9th September, 1971, p. 849; 24th January, 1974, p. 212; 9th October, 1975, p. 1946; 12th October, 1978, p. 1180.
s. 16. Proclamations: *Gazette* 24th October, 1940, p. 841; 22nd November, 1973, p. 2967; 24th January, 1974, p. 213.
s. 122. Proclamations: *Gazette* 21st January, 1915, p. 127; 26th October, 1922, p. 941; 6th November, 1952, p. 1200; 16th June, 1955, p. 1391; 27th February, 1969, p. 575.
s. 123. Proclamation: *Gazette* 27th February, 1969, p. 575.
Regulations relating to charges for accommodation: *Gazette* 23rd September, 1976, p. 976.
Regulations relating to the Parkside Mental Hospital: *Gazette* 2nd December, 1915, p. 1559; 20th January, 1916, p. 94; 21st December, 1922, p. 1560; 28th June, 1923, p. 1375; 27th January, 1927, p. 179; 10th January, 935, p. 265; 29th March, 1956, p. 611.
Regulations relating to the Enfield Receiving House: *Gazette* 18th January, 1923, p. 98; 18th April, 1940, p. 862; 2nd November, 1944, p. 614.
Regulations relating to the Northfield Mental Hospital: *Gazette* 13th August, 1931, p. 255; 18th April, 1940, p. 862; 2nd November, 1944, p. 613.
Regulations relating to voluntary boarders: *Gazette* 23rd May, 1929, p. 1052.
Regulations relating to criminal mental defectives: *Gazette* 24th October, 1940, p. 886.
Regulations relating to powers to write off charges, etc.: *Gazette* 10th August, 1916, p. 237.
Regulation for the alteration of forms in certain schedules to the Act: *Gazette* 27th May, 1937, p. 1206.
Regulations relating to private mental hospitals: *Gazette* 7th August, 1941, p. 254; 15th August, 1963, p. 428; 11th June, 1970, p. 2067.
Rules of Court: *Gazette* 3rd September, 1914, p. 585.

Mental Health Act, 1976-1979

Commencement: 1st October, 1979; *Gazette* 13th September, 1979, p. 644.
Administration: Committed to the Minister of Health; *Gazette* 13th September, 1979, p. 645.
Regulations: *Gazette* 13th September, 1979, p. 714; 31st July, 1980, p. 389.

Metropolitan Adelaide Road Widening Plan Act, 1972-1976

Commencement: 1st January, 1974; *Gazette* 1st November, 1973, p. 2722.
Commencement of Metropolitan Adelaide Road Widening Plan Act Amendment Act, 1976; 1st May, 1977; *Gazette* 24th March, 1977, p. 885.
Administration: Committed to the Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.
Regulations: *Gazette* 28th July, 1977, p. 243.

Metropolitan Drainage Act, 1935-1974

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
ss. 7, 8 and 15. Notices: *Gazette* 26th June, 1941, p. 946; 27th April, 1944, p. 544; 24th August, 1950, p. 463.
ss. 10, 11 and 15. Notices: *Gazette* 16th June, 1938, p. 1458; 28th March, 1940, p. 649.
Regulations: *Gazette* 7th July, 1938, p. 2.

Metropolitan Milk Supply Act, 1946-1980

Commencement of Part III: 2nd October, 1947; *Gazette* 2nd October, 1947, p. 970.
Commencement of Metropolitan Milk Supply Act Amendment Act, 1957: 6th March, 1958; *Gazette* 6th March, 1958, p. 757.
Commencement of Statutes Amendment (Metropolitan Milk Supply, Food and Drugs, and Health) Act, 1967: 1st January, 1968; *Gazette* 7th December, 1967, p. 2445.
s. 18. Notice: *Gazette* 2nd September, 1971, p. 740.
s. 28. Notice: *Gazette* 18th November, 1954, p. 1245.
s. 31. Notice: *Gazette* 2nd May, 1968, p. 1380.
Regulations: *Gazette* 23rd October, 1975, p. 2099; 13th January, 1977, p. 53; 7th July, 1977, p. 13, p. 15; 17th April, 1980, p. 1005.
Regulations fixing the price of cream: *Gazette* 20th December, 1979, p. 2416; 14th August, 1980, p. 569.
Regulations fixing the price of milk: *Gazette* 30th August, 1979, p. 502; 24th April, 1980, p. 1140; 14th August, 1980, p. 569; 4th December, 1980, p. 2084.

Metropolitan Taxi-Cab Act, 1956-1978

Commencement of Metropolitan Taxi-Cab Act Amendment Act, 1972: 10th August, 1972; *Gazette* 10th August, 1972, p. 1033.
Commencement of Metropolitan Taxi-Cab Act Amendment Act, 1974: 1st April, 1975; *Gazette* 14th November, 1974, p. 3140.
Commencement of Metropolitan Taxi-Cab Act Amendment Act, 1978: 19th February, 1979; *Gazette* 18th January, 1979, p. 98.
Administration: Committed to the Minister of Transport; *Gazette* 18th March, 1965, p. 619.
s. 3. Proclamations: *Gazette* 19th March, 1959, p. 587; 17th October, 1963, p. 1140; 11th June, 1964, p. 1227; 15th January, 1970, p. 115; 23rd August, 1973, p. 1004; 19th February, 1976, p. 676.
s. 25. Proclamation of 1st April, 1958, as the proclaimed day: *Gazette* 28th November, 1957, p. 1277.
Regulations under s. 4: *Gazette* 7th February, 1957, p. 182.
General regulations: *Gazette* 6th October, 1977, p. 955 (Consolidation); 1st September, 1977, p. 606; 3rd November, 1977, p. 1354; 9th March, 1978, p. 809; 9th November, 1978, p. 1522; 8th February, 1979, p. 309, p. 310; 29th November, 1979, p. 1839; 14th February, 1980, p. 313; 5th June, 1980, p. 1479; 4th December, 1980, p. 2032.

Mines and Works Inspection Act, 1920-1978

Commencement: 20th January, 1921; *Gazette* 20th January, 1921, p. 106.
Commencement of Mines and Works Inspection Act Amendment Act, 1978: 18th January, 1979; *Gazette* 18th January, 1979, p. 95.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 4th September, 1975, p. 1276.
s. 4. Proclamation: *Gazette* 18th January, 1979, p. 95.
s. 5a. Proclamations: *Gazette* 31st October, 1968, pp. 1395, 1397; 12th November, 1970, p. 2214; 12th August, 1970, p. 523; 16th March, 1972, p. 888; 13th December, 1973, p. 3265.
Regulations: *Gazette* 19th August, 1965, p. 477; 2nd November, 1967, p. 1975; 3rd October, 1968, p. 1071; 30th September, 1971, p. 1232; 24th May, 1973, p. 2198; 5th July 1973, p. 12; 6th June, 1974, p. 2221; 18th January, 1979, p.107.

Mining Act, 1971-1978

Commencement: 3rd July, 1972; *Gazette* 29th June, 1972, p. 2689.
Commencement of Mining Act Amendment Act, 1972: 25th January, 1973; *Gazette* 25th January, 1973, p. 274.
Commencement of Mining Act Amendment Act, 1976: 23rd December, 1976; *Gazette* 23rd December, 1976, p. 2317.
Administration: Committed to the Minister of Mines and Energy: *Gazette* 4th September, 1975, p. 1276.
Delegation of certain powers to the Minister Assisting the Premier: *Gazette* 29th June, 1972, p. 2690.
s. 6. Proclamation: *Gazette* 29th June, 1971, p. 2690.
s. 8. Proclamations: *Gazette* 29th June, 1972, p.2690; 19th April, 1973, p. 1777; 17th January, 1974, p. 109; 21st February, 1974, p. 542; 20th June, 1974, p. 2450; 18th July, 1974, p. 564; 10th October, 1974, p. 2592; 20th March, 1975, p. 1087; 22nd May, 1975, p. 1986; 28th August, 1975, p. 1127; 23rd October, 1975, p. 2084; 13th November, 1975, p. 2431; 18th December, 1975, p. 3282; 25th March, 1976, p. 1405; 8th April, 1976, p. 1894; 22nd July, 1976, p. 190, p. 192; 2nd December, 1976, p. 1812; 3rd November, 1977, p. 4350; 2nd March, 1978, p. 728; 16th March, 1978, p. 878; 1st June, 1978, p. 1878; 22nd June, 1978, p. 2126; 13th July, 1978, p. 120; 31st August, 1978, p. 716; 7th December, 1978, p. 2155; 17th April, 1980, p. 998; 27th November, 1980, p. 1972.
Rules of Warden's Court: *Gazette* 29th June, 1972, p. 2806; 10th November, 1977, p. 1500.
Regulations: 29th June 1972, p. 2810; 10th May, 1973, p. 1998; 13th September, 1972, p. 1998; 26th August, 1976, p. 664; 11th November, 1976, p. 1616; 10th November, 1977, p. 1481; 18th October, 1979, p. 1017.

Ministers' Titles Act, 1944

Administration: Committed to the Minister of Public Works; *Gazette* 15th March, 1979, p. 681.

Minors Contracts (Miscellaneous Provisions) Act, 1979

Commencement: 1st November, 1979; *Gazette* 1st November, 1979, p. 1104.
Rules of Supreme Court: 25th October, 1979, p. 1069.
Rules of Local Court: 25th October, 1979, p. 1068.

Misrepresentation Act, 1971-1972

Commencement: 18th May, 1972; *Gazette* 18th May, 1972, p. 1927.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Mobil Lubricating Oil Refinery (Indenture) Act, 1976

Commencement: 24th February, 1977; *Gazette* 24th February, 1977, p. 491.

Mock Auctions Act, 1972

Commencement: 6th April, 1972; *Gazette* 6th April, 1972, p. 1368.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Monarto Legislation Repeal Act, 1980

Commencement: 19th December, 1980; *Gazette* 18th December, 1980, p. 2214.
Administration: Committed to the Minister of Lands; *Gazette* 18th December, 1980, p. 2216.

Morphett Street Bridge Act, 1964-1974

Administration: Committed to the Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.

Mortgagors Relief Act, 1931-1943

Commencement: 5th December, 1931; *Gazette* 5th December, 1931, p. 1065.
Rules of the Local Court: *Gazette* 28th January, 1932, p. 158.

Motor Fuel Distribution Act, 1973

Commencement: 1st July, 1974; *Gazette* 28th February, 1974, p. 617.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 26. Proclamation (Appointed day for purposes of Part III): *Gazette* 28th February, 1974, p. 618.
s. 53. Notice: *Gazette* 23rd September, 1976, p. 1000.
Regulations: *Gazette* 20th June, 1974, p. 2455; 19th December, 1974, p. 3784; 2nd June, 1977, p. 1593.
Regulations under Trade Measurements Act and Motor Fuel Distribution Act: *Gazette* 22nd July, 1976, p. 200; 18th August, 1977, p. 431.

Motor Fuel (Temporary Restriction) Act, 1980

s. 5 (1) *(a)*. Proclamations: *Gazette* 11th November, 1980, p. 1863; 18th November, 1980, p. 1919; 20th November, 1980, p. 1926; 27th November, 1980, p. 1972.
s. 11. Directions: *Gazette* 11th November, 1980, p. 1863; 13th November, 1980, p. 1876.

Motor Vehicles Act, 1959-1980

Commencement: 14th April, 1960; *Gazette* 14th April, 1960, p. 1039.
Administration: Committed to the Minister of Transport; *Gazette* 3rd August, 1967, p. 913.
Commencement of section 4 of Motor Vehicles Act Amendment Act, 1960: 1st December, 1960; *Gazette* 10th November, 1960, p. 1301.
Commencement of Motor Vehicles Act Amendment Act (No. 2), 1960: 1st July, 1961; *Gazette* 18th May, 1961, p. 1139.
Commencement of sections 6 *(a)*, 8 and 9 Motor Vehicles Act Amendment Act, 1961: 1st March, 1962; *Gazette* 1st March, 1962, p. 430.
Commencement of sections 4, 10 and 11 of Motor Vehicles Act Amendment Act, 1961: 1st May, 1962; *Gazette* 1st March, 1962, p. 430.

Motor Vehicles Act, 1959-1980—*continued*

Commencement of Statutes Amendment (Stamp Duties and Motor Vehicles) Act, 1964: 19th October, 1964; *Gazette* 15th October, 1964, p. 1203.
Commencement of Motor Vehicles Act Amendment Act (No. 2), 1966: 1st January, 1968; *Gazette* 16th November, 1967, p. 2199.
Commencement of Motor Vehicles Act Amendment Act (No. 2), 1968: 1st January, 1969; *Gazette* 5th December, 1968, p. 2429.
Commencement of Motor Vehicles Act Amendment Act (No. 3), 1971: 1st January, 1972; *Gazette* 9th December, 1971, p. 2370.
Commencement of ss. 11, 13, 14 and 16 of Motor Vehicles Act Amendment Act, 1972: 1st April, 1973; *Gazette* 8th March, 1973, p. 861.
Commencement of Motor Vehicles Act Amendment Act (No. 2), 1972: 21st December, 1972; *Gazette* 21st December, 1972, p. 2722.
Commencement of Motor Vehicles Act Amendment Act, 1973: 18th February, 1974; *Gazette* 17th January, 1974, p. 109.
Commencement of Motor Vehicles Act Amendment Act, 1974: 1st October, 1974; *Gazette* 30th August, 1974, p. 1605.
Commencement of Motor Vehicles Act Amendment Act (No. 2), 1974: 1st March, 1975; *Gazette* 13th February, 1975, p. 506.
Commencement of Motor Vehicles Act Amendment Act, 1975: 1st January, 1976; *Gazette* 11th December, 1975, p. 3137.
Commencement of Motor Vehicles Act Amendment Act, 1976: 13th May, 1976; *Gazette* 13th May, 1976, p. 2460; Operation of s. 52 suspended until 7th July, 1976.
Commencement of Motor Vehicles Act Amendment Act (No. 2), 1976: 17th January, 1977; *Gazette* 13th January 1977, p. 44.
Commencement of Motor Vehicles Act Amendment Act, 1978 (excepting ss. 4 (2), 13, 17, 35, 36, 37, 38, 39, 40, 45, 75): 18th January, 1979; *Gazette* 18th January, 1979, p. 98.
Commencement of s. 13 of Motor Vehicles Act Amendment Act, 1978: 19th February, 1979; *Gazette* 18th January, 1979, p. 98.
Commencement of ss. 40 and 45 of Motor Vehicles Act Amendment Act, 1978: 19th March 1979; *Gazette* 18th January, 1979, p. 98.
Commencement of ss. 35, 36, 37, 38 and 39 of Motor Vehicles Act Amendment Act, 1978: 1st April, 1979: *Gazette* 18th January, 1979, p. 98.
Commencement of ss. 4 (2) and 17 of Motor Vehicles Act Amendment Act, 1978: Operation suspended until day to be fixed by subsequent proclamation; *Gazette* 18th January, 1979, p. 98.
Commencement of s. 75 of Motor Vehicles Act Amendment Act, 1978: 31st May, 1979; *Gazette* 31st May, 1979, p. 1611.
Commencement of Motor Vehicles Act Amendment Act, 1980: 1st June, 1980; *Gazette* 22nd May, 1980, p. 1372.
s. 5 (3a). Proclamation: *Gazette* 18th January, 1979, p. 99.
Administration: Committed to the Minister of the Environment; *Gazette* 17th May, 1979, p. 1452.
s. 98c. Proclamation: *Gazette* 13th May, 1976, p. 2460.
s. 102. Proclamation: *Gazette* 15th December, 1966, p. 2219.
s. 118a. Proclamation: *Gazette* 22nd July, 1971, p. 221.
s. 118a. Notice: *Gazette* 21st November, 1974, p. 3262.
Regulations: *Gazette* 14th April, 1960, p. 1055; 16th November, 1967, p. 2205; 8th February, 1968, p. 346; 14th March, 1968, p. 865; 30th May, 1968, p. 1642; 23rd April, 1970, p. 1570; 17th December, 1970, p. 2779; 14th October, 1971, p. 1458; 14th October, 1971, p. 1460; 23rd December, 1971, p. 2741; 12th October, 1972, p. 1877; 2nd November, 1972, p.2142; 29th March, 1973, p. 1263; 6th September, 1973, p. 1902; 13th March, 1975, p. 1056; 13th May, 1976, p. 2569; 2nd December, 1976, p. 1820, p. 1822; 16th December, 1976, p. 2265; 3rd March, 1977, p. 604; 2nd June, 1977, p. 1594; 22nd September, 1977, p. 819, p. 820; 10th November, 1977, p. 1440; 18th January, 1979, p. 109; 3rd May, 1979, p. 1381; 31st May, 1979, p. 1622; 2nd August, 1979, p. 282; 8th November, 1979, p. 1195; 20th December, 1979, p. 2299; 24th April, 1980, p. 1070; 22nd May, 1980, p. 1377; 18th September, 1980, p. 882; 30th October, 1980, p. 1268; 27th November, 1980, p. 1975; 11th December, 1980, p. 2167; 23rd December, 1980, p. 2411.
Regulations as to determining load capacity: *Gazette* 12th March, 1964, p. 588; 1st October, 1964, p. 1088.
Regulations under Fees Regulation Act, 1927, as to fees for searchers, issue of duplicate registration cards, licences, etc.: *Gazette* 8th August, 1957, p. 313; 19th September, 1963, p. 907; 30th May, 1968, p. 1642; 10th October, 1968, p. 1159.
Regulations under Road Maintenance (Contribution) Act, 1963: *Gazette* 12th March, 1964, p. 588; 1st October, 1964, p. 1088.
Rules of Court as to appeal against refusal of drivers' licences: *Gazette* 16th December, 1976, p. 936.
Rules of Court cited as "Cancellation of Probationary Licences Appeal Rules": *Gazette* 21st August, 1980, p. 589.
Rules of Court cited as "Points Demerit Scheme Appeal Rules": *Gazette* 27th November, 1975, p. 2925.

Municipal Tramways Trust Act—*See* Bus and Tramways Act.

Murray New Town (Land Acquisition) Act, 1972-1973

Commencement of Murray New Town (Land Acquisition) Act Amendment Act, 1972: 7th December, 1972; *Gazette* 7th December, 1972.
Commencement of Murray New Town (Land Acquisition) Act Amendment Act, 1973: 17th January, 1974; *Gazette* 17th January, 1974, p. 111.
See also Crown Lands Act, 1929-1980; s. 5g. Proclamations.

Narcotic and Psychotropic Drugs Act, 1934-1978

Commencement of Dangerous Drugs Act, 1934: 1st October, 1937; *Gazette* 15th April, 1937, p. 789.
Commencement of Dangerous Drugs Act Amendment Act (No. 2), 1970: 25th January, 1971; *Gazette* 21st January, 1971, p. 186.
Commencement of Narcotic and Psychotropic Drugs Act Amendment Act, 1972: 29th January, 1973; *Gazette* 25th January, 1973, p. 274.
Commencement of Narcotic and Psychotropic Drugs Act Amendment Act, 1976; 14th July, 1977, p. 74.
Administration: Committed to the Chief Secretary; *Gazette* 15th April, 1937, p. 789: Committed to the Minister of Health; *Gazette* 22nd March, 1973, p. 1001.
ss. 4 and 6. Proclamations: *Gazette* 19th August, 1971, p. 586; 13th June, 1974, p. 2330; 11th November, 1976, p. 1604; 19th January, 1978, p. 290; 31st July, 1980, p. 363; 25th September, 1980, p. 949 (corrigendum 2nd October, 1980, p. 1026).
Regulations: *Gazette* 19th January, 1978, p. 305; 14th September, 1978, p. 908; 31st July, 1980, p. 387; 21st August, 1980, p. 596.

National Parks and Wildlife Act, 1972-1978

Commencement: 3rd July, 1972; *Gazette* 29th June, 1972, p. 2689.
Commencement of National Parks and Wildlife Act Amendment Act, 1974: 1st February, 1975; *Gazette* 30th January, 1975, p. 341.
Commencement of National Parks and Wildlife Act Amendment Act, 1978: 8th June, 1978: *Gazette* 8th June, 1978, p. 1973.
Commencement of National Parks and Wildlife Act Amendment Act (No. 2), 1978: 14th August, 1980; *Gazette* 14th August, 1980, p. 528.
Administration: Committed to the Minister of the Environment; *Gazette* 17th May, 1979, p. 1452.
ss. 27 and 28. Proclamations: *Gazette* 11th December, 1975, p. 3137; 8th July, 1976, p. 74; 22nd July, 1976, p. 191; 2nd September, 1976, p. 768; 9th September, 1976, p. 827 (two); 23rd September, 1976, p. 970; 14th September, 1978, p. 903; 7th December, 1978, p. 2156; 31st May, 1979, p. 1641; 16th August, 1979, p. 386; 4th December, 1980, p. 2025.
ss. 29 and 30. Proclamations: *Gazette* 17th August, 1972, p. 1171; 9th November, 1972, p. 2253 (two); 14th December, 1972, p. 2629; 11th January, 1973, p. 101; 15th February, 1972, p. 449; 8th March, 1973, p. 857, p. 859 (two); 12th July, 1973, p. 114; 2nd August, 1973, p. 723; 16th August, 1973, p. 918; 13th September, 1973, p. 1988; 11th October, 1973, p. 2353; 25th October, 1973, p. 2584; 22nd November, 1973, p. 2967, p. 2968; 6th December, 1973, p. 3167; 20th December, 1973, p. 3337; 14th February, 1974, p. 475; 14th March, 1974, p. 895; 28th March, 1974, p. 1048; 4th April, 1974, p. 1124; 16th May, 1974, p. 1774; 30th May, 1974, p. 2094; 11th July, 1974, p. 97; 18th August, 1974, p. 1256; 12th September, 1974, p. 1736; 27th February, 1975, p. 663; 10th July, 1975, p. 146; 21st August, 1975, p. 994; 29th January, 1976, p. 354; 12th February, 1976, p. 610; 4th March 1976, p. 941; 11th March, 1976, p. 1133; 8th April, 1976, p. 1895; 27th May, 1976, p. 2753; 11th June, 1976, p. 3056; 24th June, 1976, p. 3168; 1st July, 1976, p. 7; 9th September, 1976, p. 825 (two) p. 826 (six) p. 827 (four) p. 828 (two); 23rd September, 1976, p. 971; 30th September, 1976, p. 1028; 14th October, 1976, p. 1269; 28th October, 1976, p. 1475; 4th November, 1976, p. 1547; 23rd December, 1976, p. 3218; 17th February, 1977, p. 433; 24th March, 1977, p. 868; 12th May, 1977, p. 1359; 19th May, 1977, p. 1415; 28th July, 1977, p. 234; 24th November, 1977, p. 1564; 1st December, 1977, p. 2062; 12th January, 1978, p. 50; 6th July, 1978, p. 2 (four); 20th July, 1978, p. 190; 27th July, 1978, p. 287; 25th January, 1979, p. 186 (two); 1st February, 1979, p. 248 (two); 1st March, 1979, p. 552; 26th April, 1979, p. 1224; 3rd May, 1979, p. 1313; 17th May, 1979, p. 1453; 24th May, 1979, p. 1499; 7th June, 1979, p. 1675; 14th June, 1979, p. 1824; 28th June, 1979, p. 1951; 8th November, 1979, p. 1182; 6th December, 1979, p. 1896; 10th January, 1980, p. 36 (two); 14th August, 1980, p. 526; 18th September, 1980, p. 872; 2nd October, 1980, p. 1014.
ss. 31 and 32. Proclamations: *Gazette* 13th September, 1973, p. 1988; 29th November, 1973, p. 3054; 29th August, 1974, p. 1481; 19th June, 1975, p. 2315; 27th May, 1976, p. 2752; 2nd September, 1976, p. 768; 14th November, 1977, p. 1565; 10th January, 1980, p. 36.
ss. 33 and 34. Proclamations: *Gazette* 12th July, 1973, p. 114; 23rd August, 1973, p. 1004; 30th August, 1973, p. 1400; 4th October, 1973, p. 2205; 29th January, 1975, p. 354; 24th June, 1976, p. 3168; 8th July, 1976, p. 74.
s. 42. Notice: *Gazette* 26th April, 1974, p. 1459.
s. 44. Declaration of Sanctuary: *Gazette* 14th February, 1974, p. 482; 7th March, 1974, p. 857; 6th June, 1974, p. 2217, p. 2218; 18th July, 1974, p. 624, p. 625.
s. 45b. Proclamations: *Gazette* 8th June, 1978, p. 1972; 10th May, 1979, p. 1396; 26th June, 1980, p. 1717.
s. 61. Proclamations; *Gazette* 18th July, 1974, p. 566; 17th July, 1980, p. 228.
Regulations: *Gazette* 29th June, 1972, p. 2865; 30th January, 1975, p. 348, p. 366; 18th December, 1975, p. 3298; 26th August, 1976, p. 665; 28th October, 1976, p. 1487; 3rd February, 1977, p. 281; 16th June, 1977, p. 1717; 28th February, 1980, p. 422; 12th June, 1980, p. 1560; 17th July, 1980, p. 236; 31st July, 1980, p. 390.
Regulation relating to hunting: *Gazette* 30th January, 1975, p. 346.
Regulations relating to kangaroo sealed tags: *Gazette* 18th July, 1974, p. 574; 5th February, 1976, p. 468.
Regulations relating to wildlife: *Gazette* 18th December, 1975, p. 3299; 17th July, 1980, p. 240.

National Trust of South Australia Act, 1955-1975

Administration: Committed to the Minister of Environment; *Gazette* 5th June, 1980, p. 1468.
s. 8. Regulations made by The National Trust of South Australia: *Gazette* 19th June, 1980, p. 1644 (corrigendum 26th June, 1980, p. 1900).
s. 9. Rules and Branch By-laws made and passed by The National Trust of South Australia: *Gazette* 19th June, 1980, p. 1644 (corrigendum 26th June, 1980, p. 1900).

Natural Gas Pipelines Authority Act—*See* Pipelines Authority Act.

Noise Control Act, 1976-1977

Commencement: 18th August, 1977; *Gazette* 18th August, 1977, p. 415 (Parts III and IV to come into operation on a day to be fixed by subsequent proclamation).
Commencement of Parts III and IV: 6th July, 1978; *Gazette* 6th July, 1978, p. 5.
Administration: Committed to the Minister of Environment; *Gazette* 15th May, 1979, p. 1452.
s. 6. Proclamations: *Gazette* 18th August, 1977, p. 415; 6th July, 1978, p. 3.
Regulations relating to hearing conservation: *Gazette* 6th July, 1978, p. 104.
Regulations relating to industrial noise: *Gazette* 6th July, 1978, p. 109.
Regulations relating to machine noise: *Gazette* 6th July, 1978, p. 102.

The Northern Territory Surrender Act, 1907

Commencement: 1st January, 1911; *Gazette* 22nd December, 1910, p. 1299.

Northern Territory Surrender Act Amendment Act, 1919

Commencement: 1st January, 1920; *Gazette* 25th December, 1919, p. 1573.

North Haven Development Act, 1972

Commencement: 7th December, 1972; *Gazette* 7th December, 1972, p. 2538.

North Haven Trust Act, 1979

Commencement: 31st May, 1979; *Gazette* 31st May, 1979, p. 1613.
Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.

Noxious Insects Act, 1934-1974

Administration: Committed to the Minister of Agriculture; *Gazette* 10th January, 1935, p. 263.
s. 3. Proclamations: *Gazette* 10th January, 1935, p. 263; 21st February, 1935, p. 547; 20th October, 1966, p. 1657.
Regulations: *Gazette* 10th January, 1935, p. 264; 3rd November, 1955, p. 999; 26th September, 1974, p. 2401.

Noxious Trades Act, 1943-1974

Commencement: 1st January, 1949; *Gazette* 9th December, 1948, p. 1744.
Administration: Committed to the Minister of Health; *Gazette* 17th February, 1944, p. 188.
Regulations: *Gazette* 9th December, 1948, p. 1787; 9th December, 1948, p. 1789; 3rd August, 1950, p. 226; 3rd August, 1950, p. 227; 10th February, 1955, p. 240; 12th April, 1956, p. 707; 15th December, 1960, p. 1661; 8th October, 164, p. 1145; 25th January, 1968, p. 205; 2nd May, 1974, p. 1622; 11th March, 1976, p. 1138, p. 1139; 24th March, 1977, p. 890; 14th July, 1977, p. 93.

Nurses Registration Act, 1920-1970

Commencement: 2nd May, 1921; *Gazette* 28th April, 1921, p. 939.
Commencement of Nurses Registration Act Amendment Act, 1959: 1st March, 1962; *Gazette* 1st March, 1962, p. 429.
Commencement of Nurses Registration Act Amendment Act, 1960: 1st March, 1962; *Gazette* 1st March, 1962, p. 429.
Commencement of sections 4, 6(c), 6(d), 9-11, 13-18 of Nurses Registration Act Amendment Act, 1963: 2nd April, 1964; *Gazette* 2nd April, 1964, p. 730.
Administration: Committed to the Minister of Health; *Gazette* 22nd March, 1973, p. 1000.
Regulations as to registration: *Gazette* 23rd September, 1971, p. 1129; 12th December, 1974, p. 3656; 19th December, 1974, p. 3790.
Regulations as to training and examination of midwives: *Gazette* 5th April, 1923, p. 773; 30th October, 1924, p. 1079; 24th September, 1931, p. 575; 6th September, 1934, p. 479; 4th June, 1936, p. 1134; 20th September, 1951, p. 740; 1st September, 1955, p. 492; 8th November, 1956, p. 1047; 8th January, 1959, p. 6; 3rd May, 1962, p. 1179; 19th October, 1967, p. 1776.
Regulations as to the practice of midwives: *Gazette* 7th February, 1924, p. 324; 3rd May, 1962, p. 1179.

Occupational Therapists Act, 1974

Commencement: 1st June, 1976; *Gazette* 27th May, 1976, p. 2754.
Administration: Committed to the Minister of Health; *Gazette* 27th May, 1976, p. 2754.
Regulations: *Gazette* 27th May, 1976, p. 2767; 12th July, 1979, p. 128.

Offenders Probation Act, 1913-1971

Commencement of Offenders Probation Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.
Commencement of Offenders Probation Act Amendment Act, 1971: 25th May, 1972; *Gazette* 25th May, 1972, p. 2031.
Administration: Committed to the Chief Secretary; *Gazette* 5th February, 1914, p. 319.
Regulations: *Gazette* 26th February, 1914, p. 516; 7th February, 1946, p. 235; 24th January, 1952, p. 140.

Off-shore Waters (Application of Laws) Act, 1976-1980

Commencement of Off-Shore Waters (Application of Laws) Act Amendment Act, 1980: 8th May, 1980; *Gazette* 8th May, 1980, p. 1263.

Ombudsman Act, 1972-1974

Commencement: 14th December, 1972; *Gazette* 14th December, 1972, p. 2629.
Administration: Committed to the Premier; *Gazette* 8th March, 1973, p. 858.
ss. 3 and 5. Proclamations: *Gazette* 6th December, 1973, p. 3166; 10th January, 1974, p. 38; 14th February, 1974, p. 475; 20th June, 1974, p. 2450.

Opticians Act, 1920-1974

Commencement: 23rd June, 1921; *Gazette* 23rd June, 1921, p. 1315.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
General Regulations: *Gazette* 16th October, 1975, p. 2034 (Consolidation); 17th November, 1977, p. 1510; 20th December, 1979, p. 2301.
Regulations under Fees Regulation Act, 1927, as to the fees for perusing rules of the Board of Optical Registration, and for publishing the list of registered persons: *Gazette* 19th December, 1929, p. 1311; 11th November, 1937, p. 1307.

Oriental Fruit Moth Control Act, 1962-1967

Commencement: 31st January, 1963; *Gazette* 31st January, 1963, p. 194.
Administration: Committed to the Minister of Agriculture; *Gazette* 31st January, 1963, p. 194.
s. 4. Proclamations: *Gazette* 1st August, 1963, p. 271; 24th June, 1965, p. 1588.
Regulations: *Gazette* 30th January, 1964, p. 191; 2nd September, 1965, p. 865; 28th September, 1972, p. 1668.

Outback Areas Community Development Trust Act, 1978

Commencement: 25th May, 1978; *Gazette* 25th May, 1978, p. 1826.
Administration: Committed to the Minister of Local Government; *Gazette* 24th August, 1978, p. 615.

Packages Act, 1967-1972

Commencement (other than ss. 15, 21, 24, 25, 27, 33, 34 and 35): 1st October, 1968; *Gazette* 26th September, 1968, p. 940.
Commencement (s. 15): 1st November, 1969; *Gazette* 24th April, 1969, p. 1175.
Commencement (ss. 21, 24 and 25): 1st November, 1969; *Gazette* 26th September, 1968, p. 940.
Commencement (s. 27): 1st May, 1970; *Gazette* 24th April, 1969, p. 1175.
Commencement (ss. 33, 34 and 35): 1st May, 1970; *Gazette* 26th September, 1968, p. 940.
Commencement of Packages Act Amendment Act, 1972: 13th April, 1972; *Gazette* 13th April, 1972, p. 1248.
Administration: Committed to the Minister of Consumer affairs; *Gazette* 20th September, 1979, p. 771.
Appointment of day for purposes of s. 16: 1st November, 1969; *Gazette* 26th September, 1968, p. 983; 1st January, 1972; *Gazette* 23rd December, 1971, p. 2635.
Appointment of day for purposes of s. 18: 1st November, 1969; *Gazette* 26th September, 1968, p. 983.
Appointment of day for purposes of s. 28: 1st May, 1970; *Gazette* 26th September, 1968, p. 983; 1st January, 1972; *Gazette* 23rd December, 1971, p. 2637.
Appointment of day for purposes of s. 30: 1st May, 1970; *Gazette* 26th September, 1968, p. 984.
Exemption of Articles: *Gazette* 26th September, 1968, p. 984; 30th November, 1972, p. 2491; 26th July, 1972, p. 415.
Regulations: 24th August, 1978, p. 627; 31st August, 1978, p. 813.

Parliamentary Salaries and Allowances Act, 1965-1978

Commencement of sections 3 to 11, and 16: 10th March, 1966; *Gazette* 10th March, 1966, p. 1315.
Administration: Committed to the Treasurer; *Gazette* 5th July, 1979, p. 3.

Parliamentary Superannuation Act, 1974-1978

Commencement: 4th April, 1974; *Gazette* 4th April, 1974, p. 1132.
Commencement of Parliamentary Superannuation Act Amendment Act, 1978: 1st June, 1978; *Gazette* 1st June, 1978, p. 1878.
Commencement of Parliamentary Superannuation Act Amendment Act (No. 2), 1978: 21st December, 1978; *Gazette* 21st December, 1978, p. 2307.
s. 5 (2). Proclamations: *Gazette* 2nd May, 1974, p. 1614; 16th May, 1974, p. 1774; 6th June, 1974, p. 2215; 11th July, 1974, p. 97.
Regulations: *Gazette* 1st June, 1978, p. 1886.

Pastoral Act, 1936-1980

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.
Commencement of Pastoral Act Amendment Act, 1968: 30th January, 1969; *Gazette* 30th January, 1969, p. 337.
Commencement of Pastoral Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Commencement of Pastoral Act Amendment Act (No. 2), 1976; 24th February, 1977: *Gazette* 24th February, 1977, p. 489.
s. 49. Proclamations: *Gazette* 6th August, 1936, p. 207; 11th February, 1937, p. 286; 22nd April, 1937, p. 850; 10th June, 1937, p. 1281; 24th June, 1937, p. 1363; 5th August, 1937, p. 309; 16th September, 1937, p. 698; 18th November, 1937, p. 1345; 2nd December, 1937, p. 1514; 10th February, 1938, p. 296; 24th March, 1938, p. 660; 27th October, 1938, p. 1100; 11th January, 1940, p. 33; 15th August, 1940, p. 274; 23rd December, 1943, p. 809; 14th March, 1946, p. 431; 19th September, 1946, p. 489; 24th December, 1946, p. 1499; 15th November, 1951, p. 1186.
Regulations: *Gazette* 18th January, 1923, p. 103; 20th March, 1930, p. 565; 17th March, 1938, p. 609; 6th December, 1956, p. 1281; 29th June, 1961, p. 1510; 15th November, 1962, p. 1398; 3rd March, 1966, p. 1228; 9th December, 1971, p. 2476; 21st December, 1972, p. 2742; 30th January, 1975, p. 349; 15th June, 1978, p. 2046; 20th June, 1979, p. 1892.

Pay-roll Tax Act, 1971-1980

Commencement of Pay-roll Tax Act Amendment Act, 1980: 1st January, 1981; *Gazette* 23rd December, 1980, p. 2368.
Regulations: *Gazette* 18th January, 1979, p. 116; 6th December, 1979, p. 1902; 23rd December, 1980, p. 2415.
Regulations: Pay-roll Tax Tribunal Regulations; *Gazette* 17th August, 1972, p. 1174; 6th July, 1978, p. 74.
Regulations relating to exemptions: *Gazette* 6th December, 1979, p. 1904.
Regulations relating to refunds: *Gazette* 6th December, 1979, p. 1900.

Pest Plants Act, 1975

Commencement: 15th April, 1976; *Gazette* 8th April, 1976, p. 1894.
Administration: Committed to the Minister of Agriculture; *Gazette* 7th October, 1976, p. 1107.
s. 35. Proclamations: *Gazette* 10th March, 1977, p. 640; 4th August, 1977, p. 296; 27th October, 1977, p. 1266; 12th January, 1978, p. 52; 29th June, 1978, p. 2233; 6th July, 1978, p. 5; 27th July, 1978, p. 288; 21st September, 1978, p. 980; 5th October, 1978, p. 1106, p. 1107; 25th January, 1979, p. 189; 3rd May, 1979, p. 1414; 7th June, 1979, p. 1674; 5th July, 1979, p. 2; 23rd August, 1979, p. 436; 4th October, 1979, p. 871; 11th October, 1979, p. 916; 14th February, 1980, p.310; 28th February, 1980, p. 420; 17th July, 1980, p. 228; 14th August, 1980, p. 527; 2nd October, 1980, p. 1014; 11th December, 1980, p. 2114, p. 2119 (two).
Regulations: *Gazette* 4th August, 1977, p. 474.

Petroleum Act, 1940-1978

Commencement (as Mining (Petroleum) Act, 1940): 31st July, 1941; *Gazette* 31st July, 1941, p. 165.
Commencement of Mining (Petroleum) Act Amendment Act, 1967: 30th November, 1967; *Gazette* 30th November, 1967, p. 2347.
Commencement of Petroleum Act Amendment Act, 1978: 7th July, 1978; *Gazette* 7th July, 1978, p. 2158.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 4th September, 1975, p. 1277.
Regulations: *Gazette* 11th July, 1968, p. 66; 6th August, 1970, p. 509.

Petroleum Products Subsidy Act, 1965-1978

Commencement: 16th September, 1965; *Gazette* 16th September, 1965, p. 1050.
Regulations: *Gazette* 16th September, 1965, p. 1053; 26th October, 1978, p. 1367.

Petroleum (Submerged Lands) Act, 1967-1974

Commencement: 1st April, 1968; *Gazette* 28th March, 1968, p. 1070.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 4th September, 1975, p. 1276.

Pharmacy Act, 1935-1973

Commencement of Pharmacy Act Amendment Act, 1972: 20th April, 1972, p. 1248.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Regulations: *Gazette* 10th January, 1952, p. 50; 27th August, 1953, p. 645; 25th March, 1954, p. 619; 29th September, 1955, p. 715; 14th May, 1959, p. 1034; 14th May, 1959, p. 1035; 6th April, 1961, p. 826; 28th November, 1968, p. 2322; 5th August, 1971, p. 399.
Regulations under Fees Regulation Act, 1927, relating to the charges of the Crown Solicitor for perusing and settling regulations, and to the fee for publishing a list of registered chemists: *Gazette* 19th December, 1929, p. 1311; 11th November, 1937, p. 1307.

Phylloxera Act, 1936-1975

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.

Physiotherapists Act, 1945-1973

Commencement: 6th June, 1946; *Gazette* 6th June, 1946, p. 1021.
Commencement of Physiotherapists Act Amendment Act, 1972: 30th November, 1972; *Gazette* 30th November, 1972, p. 2467.
Commencement of Physiotherapists Act Amendment Act, 1973: 26th April, 1974; *Gazette* 26th April, 1974, p. 1457.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Regulations: *Gazette* 13th February, 1947, p. 677; 31st July, 1947, p. 260; 25th September, 1947, p. 933; 22nd January, 1948, p. 210; 15th July, 1948, p. 292; 2nd June, 1949, p. 1719; 7th June, 1951, p. 1267; 5th July, 1951, p. 44; 4th September, 1952, p. 725; 2nd October, 1952, p. 941; 8th January, 1953, p. 10; 4th March, 1954, p.467; 4th July, 1957, p. 6; 10th July, 1958, p. 65; 4th August, 1960, p. 294; 13th December, 1962, p. 1697; 23rd May, 1963; p. 1336; 4th March, 1965, p. 481; 16th June, 1966, p. 2196; 18th May, 1967, p. 1597; 17th August, 1967, p. 1105; 27th November, 1969, p. 1822; 15th January, 1970, p. 120; 8th October, 1970, p.1517; 29th April, 1971, p. 2273; 31st May, 1973, p. 2322; 10th January, 1974, p. 46; 26th April, 1974, p. 1567; 24th October, 1974, p. 2764; 14th November, 1974, p. 3149; 8th May, 1975, p. 1815; 10th July, 1975, p. 153; 27th January, 1977, p. 191; 12th May, 1977, p. 1365; 8th December, 1977, p. 2146; 24th August, 1978, p. 657; 31st August, 1978, p. 808.

Pipelines Authority Act, 1967-1980

Commencement (as Natural Gas Pipelines Authority Act, 1967): 20th April, 1967; *Gazette* 20th April, 1967, p. 1343.
Commencement of Natural Gas Pipelines Authority Act Amendment Act, 1974: 1st January, 1975; *Gazette* 19th December, 1974, p. 3766.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 4th September, 1975, p. 1278.
s. 11. Proclamation: *Gazette* 23rd May, 1968, p. 1554.

Places of Public Entertainment Act, 1913-1972

Commencement of Places of Public Entertainment Act Amendment Act, 1971: 1st July, 1971; *Gazette* 3rd June, 1971, p. 2716.
Commencement of Places of Public Entertainment Act Amendment Act, 1971-1972: 10th August, 1972; *Gazette* 10th August, 1972, p. 1034.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Delegation to the Premier of powers and functions vested in the Minister under s. 25: *Gazette* 11th October, 1973, p. 2355.
Regulations: *Gazette* 18th July, 1974, p. 579; 3rd July, 1975, p. 104.

Planning and Development Act, 1966-1980

Commencement: 1st July 1967; *Gazette* 29th June, 1967, p. 1962.
Commencement of Planning and Development Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Commencement of Planning and Development Act Amendment Act, 1972: 19th October, 1972; *Gazette* 19th October, 1967, p. 1927.
Commencement of Planning and Development Act Amendment Act (No. 2), 1972: 5th October, 1972; *Gazette* 5th October, 1972, p. 1807.
Commencement of Planning and Develoment Act Amendment Act (No. 3), 1972: 1st December, 1972; *Gazette* 1st December, 1972, p. 2531.
Commencement of Planning and Development Act Amendment Act (No. 4), 1972: 25th January, 1973; *Gazette* 25th January, 1973, p. 274.
Commencement of Planning and Development Act Amendment Act (No. 2), 1975: 1st May, 1975; *Gazette* 1st May, 1975, p. 1698.
Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.
s. 28. Proclamations: *Gazette* 21st March, 1968, p. 961; 24th September, 1970, p. 1305; 15th October, 1970, p. 1688; 21st January, 1971, p. 186; 30th March, 1972, p. 1169.
s. 33. Proclamations: 15th June, 1972, p. 2322; 21st March, 1974, p. 899; 20th March, 1975, p. 1089; 26th February, 1976, p. 780; 2nd December, 1976, p. 1812; 19th October, 1978, p. 1267.
Notices: *Gazette* 16th December, 1971, p. 2502; 23rd December, 1971, p. 2631; 13th January, 1972, p. 52; 17th February, 1972, p. 577; 24th February, 1972, p. 656; 23rd March, 1972, p. 1084; 18th May, 1972, p. 1928; 1st June, 1972, p. 2162 (two), p. 2163; 15th June, 1972, p. 2323; 6th July, 1972, p. 5; 26th April, 1974, p. 1458 (three), p. 1459; 2nd May, 1974, p. 1616; 30th May, 1974, p. 2178 (two), p. 2179; 19th September, 1974, p. 2262 (three); 26th September, 1974, p. 2395 (two), 14th November, 1974, p. 3245 (three); 19th December, 1974, p. 3771; 6th February, 1975, p. 415; 6th March, 1975, p. 872; 10th April, 1975, p. 1477; 17th April, 1975, p. 1512 (two).
Regulations: *Gazette* 30th September, 1965, p. 1211*, 9th November, 1967, p. 2153; 28th August, 1969, p. 571; 2nd October, 1969, p. 1091; 20th November, 1969, p. 1617; 12th March, 1970, p. 1027; 2nd April, 1970, p. 1308; 18th June, 1970, p. 2126; 19th November, 1970, p. 2327; 4th March, 1971, p. 989; 3rd June, 1971, p. 2731; 5th August, 1971, p. 427; 9th September, 1971, p. 879; 16th December, 1971, p. 2513; 13th January, 1972, p. 56; 2nd March, 1972, p. 751; 16th March, 1972, pp. 983, 1015; 23rd March, 1972, p. 1099; 30th March, 1972, p. 1183; 25th May, 1972, p. 2037; 9th June, 1972, p. 2285; 6th July, 1972, p. 17, p. 1183; 13th July, 1972, p. 161; 13th July, 1972, p. 193; 3rd August, 1972, p. 981; 10th August, 1972, p. 1047; 21st September, 1972, p. 1551, p. 1583; 9th November, 1972, p. 2260; 7th December, 1972, p. 2549; 14th December, 1972, p. 2641; 15th February, 1973, p. 594; 22nd March, 1973, p. 1015, p. 1047; 12th April, 1973, p. 1708; 19th April, 1973, p. 1791. 10th May, 1973, p. 2069; 9th August, 1973, p. 853; 30th August, 1973, p. 1463; 4th October, 1973, p. 2212; 11th October, 1973, p. 2363; 1st November, 1973, p. 2725; 29th November, 1973, p. 3079; 6th December, 1973, p. 3176; 13th December, 1973, p. 3276; 20th December, 1973, p. 3451; 24th January, 1974, p. 223, p. 224; 31st January, 1974, p. 318; 7th March, 1974, p. 869; 14th March, 1974, p. 902, p. 903, p. 904, p. 905, p. 906, p. 907; 4th April, 1974, p. 1139, p. 1144, p. 1150, p. 1154, p. 1155, p. 1166, p. 1171, p. 1175, p. 1179, p. 1180; 26th April, 1974, p. 1556, p. 1559, p. 1560, p. 1565, p. 1566; 2nd May, 1974, p. 1620; 16th May, 1974, p. 1773; 30th May, 1974, p. 2099, p. 2106, p. 2108; 18th July, 1974, p. 620; 1st August, 1974, p. 820; 8th August, 1974, p. 885; 29th August, 1974, p. 1492; 12th September, 1974, p. 1751; 16th September, 1974, p. 1934A; 19th September, 1974, p. 2267, p. 2268, p. 2269, p. 2359; 26th September, 1974, p. 2402, p. 2403; 10th October, 1974, p. 2599; 24th October, 1974, p. 2767, p. 2769; 31st October, 1974, p. 2882; 14th November, 1974, p. 3144, p. 3145, p. 3146, p. 3147, p. 3150; 21st November, 1974, p. 3271; 28th November, 1974, p. 3383; 12th December, 1974, p. 3655, p. 3658, p. 3659; 19th December, 1974, p. 3781; 9th January, 1975, p. 106; 23rd January, 1975, p. 269; 20th February, 1975, p. 588; 6th March, 1975, p. 873; 20th March, 1975, p. 1119, p. 1193; 10th April, 1975, p. 1445, p. 1447; 17th April, 1975, p. 1576, p. 1577; 15th May, 1975, p. 1922; 29th May, 1975, p. 2096; 12th June, 1975, p. 2272; 3rd July, 1975, p. 105; 17th July, 1975, p. 312, p. 313, p. 314, p. 315, p. 316, p. 317, p. 318, p. 320, p. 529; 24th July, 1975, p. 568; 31st July, 1975, p. 681; 21st August, 1975, p. 1005, p. 1006, p. 1007, p. 1008; 28th August, 1975, p. 1138, p. 1139; 4th September, 1975, p. 1290; 18th September, 1975, p. 1580; 23rd October, 1975, p. 2148; 13th November, 1975, p. 2442; 4th December, 1975, p. 3005; 18th December, 1975, p. 3293; 19th February, 1976, p. 686; p. 690; 26th February, 1976, p. 788, p. 789, p. 790, p. 791, p. 792, p. 793; 4th March, 1976, p. 953, p. 955, p. 1111; 1st April, 1976, p. 1679; 6th May, 1976, p. 2361, p. 2366; 20th May, 1976, p. 2630, p. 2633; 27th May, 1976, p. 2762; 10th June, 1976, p. 2956, p. 2957, p. 2958, p. 2991; 17th June, 1977, p. 3070; 1st July, 1976, p. 17, p. 18, p. 19; 8th July, 1976, p. 89; 15th July, 1976, p. 143; 22nd July, 1976, p. 193; 5th August, 1976, p. 331; 23rd September, 1976, p. 965; 30th September, 1976, p. 1037; 7th October, 1976, p. 1185, p. 1223; 14th October, 1976, p. 1275; 21st October, 1976, p. 1407, p. 1419, p. 1420, p. 1421; 2nd December, 1976, p. 1832; 9th December, 1976, p. 1890; 16th December, 1976, p. 2263; 23rd December, 1976, p. 2378, p. 2379; 24th February, 1977, p. 504; 21st April, 1977, p. 1160; 28th April, 1977, p. 1245; 26th May, 1977, p. 1493; 25th August, 1977, p. 527; 8th September, 1977, p. 657; 15th September, 1977, p. 737; 13th October, 1977, p. 1075, p. 1119, p. 1123; 27th October, 1977, p. 1303; 10th November, 1977, p. 1438; 15th December, 1977, p. 2218; 6th April, 1978, p. 1162, p. 1163; 1st June, 1978, p. 1887; 27th July, 1978, p. 301; 31st August, 1978, p. 727, p. 729, p. 777; 28th September, 1978, p. 1040; 12th October, 1978, p. 1177; 26th October, 1978, p. 1355, p. 1361; 2nd November, 1978, p. 1429; 7th December, 1978, p. 2170; 22nd February, 1979, p. 445; 8th March, 1979, p. 657; 22nd March, 1979, p. 742; 26th April, 1979, p. 1239; 7th June, 1979, p. 1801; 5th July, 1979, p. 17; 6th September, 1979, p. 585, p. 595; 4th October, 1979, p. 888; 13th December, 1979, p. 2128; 20th December, 1979, p. 2305; 21st February, 1980, p. 373; 20th March, 1980; p. 567; 26th June, 1980, p. 1723, pp. 1731-1826; 3rd July, 1980, p. 17; 10th July, 1980, p. 129; 31st July, 1980, p. 393; 14th August, 1980, p. 534; 16th October, 1980, p. 1166; 30th October, 1980, p. 1269; 20th November, 1980, p. 1929; 11th December, 1980, p. 2129; 23rd December, 1980, p. 2375, p. 2412.

Planning and Development Act, 1966-1980—*continued*

Regulations relating to control of land subdivision: *Gazette* 20th November, 1975, p. 2813; 23rd September, 1976, p. 980; 21st April, 1977, p. 1160; 28th April, 1977, p. 1245; 6th April, 1978, p. 1167; 1st March, 1979, p. 561, p. 562; 13th September, 1979, p. 701, 3rd July, 1980, p. 78.
Regulations relating to Planning Appeal Board: *Gazette* 20th April, 1978, p. 1404; 13th December, 1979, p. 2010.
*Revoked except for the purpose of s. 3 (2) (*c*) of the Act: *Gazette* 20th November, 1975, p. 2813.

Police Offences Act, 1953-1980

Commencement: 1st March, 1954; *Gazette* 28th January, 1954, p. 155.
Commencement of Police Offences Act Amendment Act, 1972: 13th April, 1972; *Gazette* 13th April, 1972, p. 1431.
Commencement of Police Offences Act Amendment Act (No. 2), 1972: 19th October, 1972.
Commencement of Police Offences Act Amendment Act (No. 3), 1972: 15th February, 1973; *Gazette* 15th February, 1973, p. 495.
Commencement of Police Offences Act Amendment Act, 1979: 1st July, 1979; *Gazette* 24th May, 1979, p. 1498.
Administration: Committed to the Chief Secretary; *Gazette* 19th October, 1978, p. 1266.
Delegation of powers vested in the Minister under s. 33 to the Premier; *Gazette* 19th October, 1978, p. 1268.
s. 15. Proclamation as to prescribed drugs: *Gazette* 25th January, 1968, p. 200.
Regulations made by the Governor under section 64 and under section 149a of the Police Act, 1936 relating to penalties for local government offences: *Gazette* 23rd March, 1939, p. 732; 14th December, 1939, p. 1612; 6th March, 1941, p. 337; 7th January, 1954, p. 6; 10th April, 1958, p. 1046; 12th December, 1968, p. 2561; 1st May, 1969, p. 1235; 24th April, 1975, p. 1637; 22nd January, 1975, p. 365; 28th June, 1979, p. 2015.

Police Pensions Act, 1971-1979

Commencement: 16th December, 1971; *Gazette* 16th December, 1971, p. 2498.
Commencement of Police Pensions Act Amendment Act, 1972: 5th October, 1972; *Gazette* 5th October, 1972, p. 1806.
Commencement of Police Pensions Act Amendment Act, 1976: 27th March, 1976; *Gazette* 25th March, 1976, p. 1405.
Regulations: *Gazette* 16th December, 1971, p. 2560; 31st August, 1972, p. 1335; 25th March, 1976, p. 1417.
Regulations under Police Pensions Act, 1954-1968: *Gazette* 19th December, 1929, p. 1307; 2nd February, 1967, p. 314, as to contributions by members on leave without pay; *Gazette* 10th October, 1935, p. 754; 18th January, 1940, p. 73.

Police Regulation Act, 1952-1978

Commencement: 13th April, 1953; *Gazette* 2nd April, 1953, p. 634.
Commencement of Police Regulation Act Amendment Act, 1955: 26th January, 1956; *Gazette* 26th January, 1956, p. 127.
Commencement of Police Regulation Act Amendment Act, 1972: 11th May, 1972; *Gazette* 11th May, 1972, p. 1158.
Commencement of Police Regulation Act Amendment Act (No. 2), 1972: 12th October, 1972; *Gazette* 12th October, 1972, p. 1872.
Commencement of Police Regulation Act Amendment Act, 1973: 6th December, 1973; *Gazette* 6th December, 1973, p. 3166.
Directions to Commissioner of Police: *Gazette* 18th January, 1978, p. 287; 20th November, 1980, p. 1926.
Regulations: *Gazette* 2nd April, 1953, p. 649; 26th November, 1953, p. 1312; 31st July, 1958, p. 271; 20th November, 1958, p. 1384; 22nd October, 1959, p. 971; 28th July, 1960, p. 229; 4th August, 1960, p. 295; 12th January, 1961, p. 57; 8th June, 1961, p. 1290; 18th January, 1962, p. 90; 25th October, 1962, p. 1128; 24th January, 1963, p. 149; 23rd January, 1964, p. 135; 5th November, 1964, p. 1403; 1st April, 1965, p. 750; 24th June, 1965, p. 1590; 31st March, 1966, p. 1573; 11th January, 1968, p. 78; 21st November, 1968, p. 2215; 21st August, 1969, p. 466; 29th October, 1970, p. 1897; 20th January, 1972, p. 157; 12th October, 1972, p. 1876; 14th December, 1972, p. 2640; 14th March, 1974, p. 908; 6th June, 1974, p. 2219; 29th May, 1975, p. 2095; 19th August, 1976, p. 590; 27th January, 1977, p. 189; 23rd November, 1978, p. 2058.

Poor Persons Legal Assistance Act, 1925-1976

Commencement of Poor Persons Legal Assistance Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.

Port Flinders Vesting Act, 1973

Commencement: 31st January, 1974; *Gazette* 31st January, 1974, p. 312.

Port Lincoln Abattoirs Act, 1937

Commencement: 23rd March, 1939; *Gazette* 23rd March, 1939, p. 671.
Regulations: *Gazette* 23rd March, 1939, p. 734; 18th September, 1941, p. 621; 20th November, 1947, p. 1705; 21st October, 1948, p. 1296; 22nd September, 1949, p. 768; 21st September, 1950, p. 697; 20th September, 1951, p. 742; 11th September, 1952, p. 798; 15th September, 1955, p. 604; 24th December, 1959, p. 1545; 30th March, 1961, p. 800; 16th November, 1961, p. 1657; 21st October, 1965, p. 1429; 27th October, 1966, p. 1759; 8th April, 1971, p. 1583; 5th October, 1972, p. 1809; 19th July, 1973, p. 297; 11th October, 1973, p. 2357; 12th September, 1974, p. 1742; 2nd October, 1975, p. 1826; 10th June, 1976, p. 2952.

Potato Marketing Act, 1948-1974

Commencement: 24th February, 1949; *Gazette* 24th February, 1949, p. 484.
Commencement of Potato Marketing Act Amendment Act, 1974: 1st February, 1975; *Gazette* 23rd January, 1975, p. 259.
s. 2. Notice of affirmative result of poll: *Gazette* 17th February, 1949, p. 467.
s. 6 (5). Notice: *Gazette* 6th January, 1966, p. 52.
s. 12. Notices: *Gazette* 3rd November, 1949, p. 1156; 19th January, 1950, p. 105; 6th April, 1950, p. 758; 17th September, 1964, p. 985.
s. 20. Orders: Potato Marketing Orders: No. 11, *Gazette* 21st December, 1973, p. 2886; No. 12, *Gazette* 21st December, 1973, p. 2887. Potato Prices Orders: No. 1/79, *Gazette* 22nd November, 1979, p. 1350; Nos. 2/79 and 3/79, *Gazette* 29th November, 1979, p. 1870; Nos. 4/79 and 5/79, *Gazette* 6th December, 1979, p. 1965; No. 6/79, *Gazette* 13th December, 1979, p. 2279; No. 7/79, *Gazette* 20th December, 1979, p. 2404; Nos. 8/79 and 1/80, *Gazette* 10th January, 1980, p. 62; No. 2/80, *Gazette* 17th January, 1980, p. 129; No. 3/80, *Gazette* 24th January, 1980, p. 176; No. 4/80, *Gazette* 7th February, 1980, p. 278; Nos. 5/80, 6/80 and 7/80, *Gazette* 14th February, 1980, p. 344, p. 345; Nos. 8/80 and 9/80, *Gazette* 21st February, 1980, p. 398; No. 10/80, *Gazette* 28th February, 1980, p. 443; No. 11/80, *Gazette* 6th March, 1980, p. 488; No. 12/80, *Gazette* 13th March, 1980, p. 516; No. 13/80, *Gazette* 20th March, 1980, p. 663; Nos. 14/80 and 15/80, *Gazette* 27th March, 1980, p. 874; No. 16/80, *Gazette* 17th April, 1980, p. 1021; No. 17/80, *Gazette* 24th April, 1980, p. 1124; No. 18/80, *Gazette* 1st May, 1980, p. 1239; No. 19/80, *Gazette* 5th June, 1980, p. 1472; Nos. 20/80 and 21/80, *Gazette* 19th June, 1980, p. 1704; No. 22/80, *Gazette* 26th June, 1980, p. 1901; No. 23/80, *Gazette* 3rd July, 1980, p. 84; No. 24/80, *Gazette* 17th July, 1980, p. 243; Nos. 25/

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80 and 26/80, *Gazette* 24th July, 1980, p. 316, p. 336; No. 27/80, *Gazette* 31st July, 1980, p. 373; Nos. 28/80 and 29/80, *Gazette* 7th August, 1980, p. 492, p. 509; No. 30/80, *Gazette* 14th August, 1980, p. 568; No. 31/80, *Gazette* 21st August, 1980, p. 602; Nos. 32/80 and 33/80, *Gazette* 28th August, 1980, p. 676; No. 34/80, *Gazette* 11th September, 1980, p. 828; No. 35/80, *Gazette* 18th September, 1980, p. 926; Nos. 36/80 and 37/80, *Gazette* 25th September, 1980, p. 878; No. 38/80, *Gazette* 2nd October, 1980, p. 1058; No. 39/80, *Gazette* 9th October, 1980, p. 1128; No 40/80, *Gazette* 16th October, 1980, p. 1174; No. 41/80, *Gazette* 23rd October, 1980, p. 1243; No. 42/80, *Gazette* 16th October, 1980, p. 1174; Nos. 43/80 and 44/80, *Gazette* 23rd October, 1980, p. 1243; No. 45/80, *Gazette* 30th October, 1980, p. 1283; Nos. 46/80 and 47/80, *Gazette* 6th November, 1980, p. 1346; No. 48/80, *Gazette* 13th November, 1980, p. 1902; Nos. 49/80 and 50/80, *Gazette* 4th December, 1980, p. 2096; No. 51/80, *Gazette* 11th December, 1980, p. 2198. Potato Washing Charges Order: No. 1, *Gazette* 17th December, 1964, p. 1914.

Regulations: *Gazette* 17th March, 1949, p. 649; 22nd September, 1949, p. 765; 26th January, 1950, p. 176; 12th August, 1954, p. 318; 15th November, 1962, p. 1399; 13th August, 1964, p. 318; 24th April, 1969, p. 1199; 1st December, 1966, p. 2069; 1st February, 1968, p. 282.

Poultry Meat Industry Act, 1969-1976

Commencement (Poultry Processing Act): 1st July, 1971; *Gazette* 1st July, 1971, p. 2.

Commencement of Poultry Processing Act Amendment Act, 1976: 2nd June, 1977; *Gazette* 2nd June, 1977, p. 1582.

Regulations: *Gazette* 1st July, 1971, p. 54.

Prevention of Cruelty to Animals Act, 1936-1973

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.

Regulations as to bird cages: *Gazette* 11th January, 1962, p. 52.

Prevention of Pollution of Waters by Oil Act, 1961-1979

Commencement: 1st June, 1962; *Gazette* 31st May, 1962, p. 1431.

Commencement of Prevention of Pollution of Waters by Oil Act Amendment Act, 1972: 1st January, 1973; *Gazette* 21st December, 1972, p. 2723.

Commencement of Prevention of Pollution of Waters by Oil Act Amendment Act, 1979: 19th April, 1979, p. 1028.

Prices Act, 1948-1980

Commencement: 20th September, 1948; *Gazette* 16th September, 1948, p. 1067.

Commencement of Prices Act Amendment Act (No. 2), 1980: 1st January, 1981; *Gazette* 11th December, 1980, p. 2121.

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

s. 5 (4). Notice: *Gazette* 18th June, 1970, p. 2128.

s. 12 (2). Notices: *Gazette* 28th July, 1955, p. 211; 5th May, 1977, p. 1264; 29th May, 1980, p. 1450.

s. 19. Proclamations of declared goods and services: *Gazette* 20th September, 1948, p. 1115 (as amended, revoked; *Gazette* 10th January, 1980, p. 35); 4th November, 1948, p. 1422; 2nd December, 1948, p. 1681; 23rd December, 1948, p. 1865; 13th January, 1949, p. 51; 24th February, 1949, p. 483; 31st March, 1949, p. 839; 14th April, 1949, p. 940; 16th June, 1949, p. 1787; 23rd June, 1949, p. 1815; 30th June, 1949, p. 1867; 28th July, 1949, p. 229; 4th August, 1949, p. 294; 13th October, 1949, p. 913; 3rd November, 1949, p. 1085; 24th November, 1949, p. 1287; 12th January, 1950, p. 42; 19th January, 1950, p. 102; 9th February, 1950, p. 283; 16th February, 1950, p. 358; 30th March, 1950, p. 679; 27th April, 1950, p. 901; 25th May, 1950, p. 1099; 6th July, 1950, p. 4; 14th September, 1950, p. 654; 5th October, 1950, p. 779; 2nd November, 1950, p. 1065; 30th November, 1950, p. 1301; 18th January, 1951, p. 74; 19th January, 1951, p. 113; 22nd February, 1951, p. 403; 22nd March, 1951, p. 646; 26th April, 1951, p. 925; 21st June, 1951, p. 1333; 6th September, 1951, p. 498; 4th October, 1951, p. 829; 15th November, 1951, p. 1187; 22nd November, 1951, p. 1229; 7th February, 1952, p. 277; 21st February, 1952, p. 401; 6th March, 1952, p. 509; 19th June, 1952, p. 1321; 31st July, 1952, p. 255; 31st July, 1952, p. 255; 7th August, 1952, p. 413; 14th August, 1952, p. 471; 21st August, 1952, p. 530; 16th October, 1952, p. 1055; 30th October, 1952, p. 1147; 6th November, 1952, p. 1200; 13th November, 1952, p. 1255; 4th December, 1952, p. 1431; 15th January, 1953, p. 34; 22nd January, 1953, p. 73; 7th May, 1953, p. 1063; 13th August, 1953, p. 503; 3rd September, 1953, p. 692; 24th September, 1953, p. 829; 29th October, 1953, p. 1099; 7th January, 1954, p. 2; 4th February, 1954, p. 192; 25th February, 1954, p. 401; 15th April, 1954, p. 757; 22nd April, 1954, p. 806; 3rd June, 1954, p. 1098; 10th June, 1954, p. 1135; 15th July, 1954, p. 102; 22nd July, 1954, p. 160; 19th August, 1954, p. 361; 9th September, 1954, p. 544; 23rd September, 1954, p. 795; 4th November, 1954, p. 1107; 13th January, 1955, p. 33; 20th January, 1955, p. 135; 24th February, 1955, p. 385; 3rd March, 1955, p. 467; 10th March, 1955, p. 551; 21st April, 1955, p. 899; 19th May, 1955, p. 1139; 2nd June, 1955, p. 1255; 28th July, 1955, p. 201; 23rd February, 1956, p. 355; 30th August, 1956, p. 469; 6th December, 1956, p. 1277; 10th January, 1957, p. 22; 9th May, 1957, p. 878; 25th July, 1957, p. 175; 22nd August, 1957, p. 421; 14th November, 1957, p. 1118; 28th August, 1958, p. 517; 23rd October, 1958, p. 1115; 15th January, 1959, p. 66; 9th April, 1959, p. 748; 18th June, 1959, p. 1254, 21st January, 1960, p. 189; 24th March, 1960, p. 839; 12th May, 1960, p. 1332; 14th July, 1960, p. 70; 21st September, 1961, p. 1029; 30th August, 1962, p. 494; 4th October, 1962, p. 913; 18th October, 1962, p. 1053; 17th September, 1964, p. 940; 1st October, 1964, p. 1085; 5th September, 1968, p. 692; 26th March, 1970, p. 1240; 2nd August, 1973, p. 724 revoked; *Gazette* 10th January, 1980, p. 35); 17th April, 1975, p. 1511; 5th May, 1977, p. 1262; 18th August, 1977, p. 415; 10th January, 1980, p. 35.

ss. 21 and 24. Orders fixing maximum prices of declared goods and declared services:—

Bran and pollard: *Gazette* Prices Order No. 1042; 10th August, 1978, p. 519.

Bread: *Gazette* Prices Order No. 1054; 29th November, 1979, p. 1852: Order No. 1054 revoked and replaced by Prices Order No. 1059; *Gazette* 31st January, 1980, p. 196: Order No. 1059 revoked and replaced by Prices Order No. 1061; *Gazette* 24th July, 1980, p. 299.

Clothing—sales by retail: *Gazette* Prices Order No. 1020; 16th September, 1976, p. 928: Order No. 1020 revoked by Prices Order No. 1056; *Gazette* 10th January, 1980, p. 73.

Clothing—sales by wholesale: *Gazette* Prices Order No. 755; 18th October, 1962, p. 1061.

Clothing (school uniforms)—sales by retail: *Gazette* Prices Order No. 1056; 10th January, 1980, p. 73.

Feed wheat—Adelaide metropolitan area: *Gazette* Prices Order No. 915; 19th February, 1970, p. 829.

Feed wheat—country areas: *Gazette* Prices Order No. 831; 17th February, 1966, p. 1050.

Flour: *Gazette* Prices Order No. 1053; 29th November, 1979, p. 1851: Order No. 1053 revoked by Prices Order No. 1058, *Gazette* 10th January, 1980, p. 70.

Grapes: *Gazette* Prices Order No. 1055; 20th December, 1979, p. 2408: Prices Order No. 1062; 18th December, 1980, p. 2318.

Kerosene—lighting and heating: *Gazette* Prices Order No. 984; 31st October, 1974, p. 2905: Order No. 984 revoked by Prices Order No. 1058, *Gazette* 10th January, 1980, p. 70.

Kitbags, etc.: *Gazette* Prices Order No. 540; 11th August, 1955, p. 293.

Meat pies and pasties: *Gazette* Prices Order No. 1050; 21st June, 1980, p. 1898: Order No. 1050 revoked by Prices Order No. 1058, *Gazette* 10th January, 1980, p. 70.

Prices Act, 1948-1980—*continued*

Men's, women's and children's footwear—sales by retail: *Gazette* Prices Order No. 1024; 2nd December, 1976, p. 1849: Order No. 1024 revoked by Prices Order No. 1057, *Gazette* 10th January, 1980, p. 71.
Mineral lubricating oils: *Gazette* Prices Order No. 933; 29th July, 1971, p. 322.
Petroleum and shale products—motor spirit (standard, premium and blended): Control discontinued by Order No. 1019; *Gazette* 2nd July, 1976, p. 193.
School footwear—sales by retail: *Gazette* Prices Order No. 1057; 10th January, 1980, p. 71.
Towing, recovery and storage of motor vehicles: *Gazette* Prices Order No. 1049; 10th May, 1979, p. 1428; Order No. 1049 revoked and replaced by Prices Order No. 1060, *Gazette* 29th May, 1980, p. 1449.

s. 27 (5). Notices of exemption: *Gazette* 19th February, 1970, p. 829.
Regulations: *Gazette* 20th November, 1980, p. 1930.

Primary Producers Assistance Act, 1943

Commencement: 1st January, 1944, *Gazette* 23rd December, 1943, p. 810.
Administration: Committed to the Minister of Lands; *Gazette* 25th February, 1954, p. 400.

Primary Producers' Debts Act, 1935-1974

Administration: Committed to the Minister of Agriculture; *Gazette* 8th September, 1977, p. 648.
Regulations: *Gazette* 11th July, 1935, p. 75; 18th June, 1936, p. 1210.

Primary Producers Emergency Assistance Act, 1967

Administration: Committed to the Minister of Agriculture; *Gazette* 8th September, 1977, p. 648.
Regulations: *Gazette* 23rd November, 1967, p. 2275.

Prisons Act, 1936-1976

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.
Commencement of Prisons Act Amendment Act (No. 2), 1969: 1st April, 1970; *Gazette* 19th March, 1970, p. 1092.
Commencement of Prisons Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.
s. 13. Proclamations: *Gazette* 7th September, 1939, p. 690; 8th August, 1940, p. 221; 26th June, 1952, p. 1381; 19th January, 1956, p. 75; 9th February, 1956, p. 224; 5th November, 1959, p. 1106; 8th December, 1966, p. 2152; 24th August, 1972, p. 1243; 28th August, 1975, p. 1126.
s. 18. Proclamations: *Gazette* 21st September, 1939, p. 813; 3rd March, 1960, p. 644; 14th September, 1961, p. 949; 24th August, 1972, p. 1243; 10th January, 1974. p. 37.
General prison regulations: *Gazette* 10th November, 1960, p. 1305; 9th March, 1961, p. 535; 23rd March, 1961, p. 639; 7th March, 1963, p. 588; 20th February, 1964, p. 438; 18th November, 1965, p. 1818; 23rd December, 1965, p. 2170; 26th August, 1971, p. 670; 25th November, 1971, p. 2170; 20th April, 1972, p. 1502; 31st July, 1975, p. 683; 16th June, 1977, p. 1718; 13th December, 1979, p. 2014; 27th November, 1980, p. 1974; 5th December, 1980, p. 211.
Regulations as to costs and treatment of appellant: *Gazette* 5th November, 1925, p. 1231; 18th August, 1960, p. 456; 6th February, 1969, p. 413; 21st September, 1972, p. 2816; 24th May, 1973, p. 2201.
Regulations as to criminal mental defectives: *Gazette* 30th July, 1964, p. 236; 9th August, 1973, p. 859.
Prisons (Sentences and Parole) regulations: *Gazette* 19th March, 1970, p. 1174; 12th December, 1974, p. 3660.

Private Parking Areas Act, 1965

Administration: Committed to the Minister of Transport; *Gazette* 16th August, 1979, p. 385.

Proof of Sunrise and Sunset Act, 1923

Administration: Committed to the Minister of Local Government; *Gazette* 20th December, 1923, p. 1435.

Psychological Practices Act, 1973

Commencement: 3rd March, 1975; *Gazette* 19th December, 1974, p. 3768.
Administration: Committed to the Minister of Health; *Gazette* 3rd October, 1974, p. 2528.
s. 22. Notice declaring recognised universities: *Gazette* 19th December, 1974, p. 3771.
Regulations: *Gazette* 19th December, 1974, p. 3775; 29th April, 1976, p. 2231; 9th September, 1976, p. 857; 7th September, 1978, p. 853.

Public Accounts Committee Act, 1972-1978

Regulations: *Gazette* 29th April, 1976, p. 2227; 27th October, 1977, p. 1306; 14th February, 1980, p. 319.

Public Assemblies Act, 1972

Commencement: 13th April, 1972, *Gazette* 13th April, 1972, p. 1430.

Public Charities Funds Act, 1935-1974

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 643.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
s. 4. Proclamations: *Gazette* 19th December, 1940, p. 1552; 17th June, 1954, p. 1196; 26th August, 1971, p. 666; 23rd March, 1972, p. 1084; 21st March, 1974, p. 988; 20th June, 1974, p. 2450; 17th October, 1974, p. 2687; 5th December, 1974, p. 3560.

Public Examinations Board Act, 1968

Commencement: 1st September, 1969; *Gazette* 31st July, 1969, p. 285.

Public Parks Act, 1943-1975

Administration: Committed to the Minister of Local Government; *Gazette* 27th January, 1944, p. 92.

Public Service Act, 1967-1978

Commencement: 29th February, 1968; *Gazette* 29th February, 1968, p. 675.
Commencement of Public Service Act Amendment Act, 1977: 1st January, 1978; *Gazette* 22nd December, 1977, p. 2269.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 8. Proclamations: *Gazette* 18th July, 1968, p. 141; 19th November, 1970, p. 2326; 17th December, 1970, p. 2768; 24th December, 1970, p. 2870; 10th February, 1972, p. 518; 11th May, 1972, p. 1759; 27th July, 1972, p. 680; 11th January, 1973, p. 96; 28th February, 1974, p. 616; 23rd December, 1976, p. 2320.

Public Service Act, 1967-1978—*continued*

s. 25. Proclamations: *Gazette* 20th June, 1968, p. 1803; 29th August, 1968, p. 598; 27th February, 1969, pp. 576, 577; 17th April, 1969, p. 1091; 22nd May, 1969, p. 1497; 23rd April, 1970, p. 1461; 30th April, 1970, p. 1588; 30th July, 1970, p. 318; 25th February, 1971, p. 823; 19th August, 1971, p. 589; 9th December, 1971, p. 2375; 23rd December, 1971, p. 2629; 10th February, 1972, p. 518; 20th April, 1972, p. 1496; 18th May, 1972, p. 1926; 15th June, 1972, p. 2320; 23rd November, 1972, p. 2407; 27th March, 1973, p. 2128; 19th April, 1973, p. 1778; 25th October, 1973, p. 2584; 11th April, 1974, p. 1228; 10th July, 1975, p. 146, p. 149; 31st July, 1975, p. 676 (two); 2nd October, 1975, p. 1819; 9th October, 1975, p. 1946; 16th October, 1975, p. 2010; 6th November, 1975, p. 2340; 13th November, 1975, p. 2430; 18th December, 1975, p. 3280 (two), p. 3281 (two); 22nd January, 1976, p. 262; 4th March, 1976, p. 941; 18th March, 1976, p. 1204; 1st April, 1976, p. 1669 (two); 15th April, 1976, p. 1979, 29th April, 1976, p. 2218; 1st July, 1976, p. 7; 29th July, 1976, p. 255; 31st August, 1976, p. 765; 16th September, 1976, p. 889; 9th December, 1976, p. 1880 (two); 12th January, 1978, p. 50 (three); 16th 2nd November, 1978, p. 1422; 7th December, 1978, p. 2154; 25th January, 1979, p. 190; 15th March, 1979, p. 681, p. 682 (two); 26th April, 1979, p. 1226; 5th July, 1979, p. 3; 20th September, 1979, p. 770 (six), p. 771 (five), p. 772; 11th October, 1979, p. 916; 10th July, 1980, p. 117; 7th August, 1980, p. 480; 11th September, 1980, p. 824; 18th December, 1980, p. 2212, p. 2364; 23rd December, 1980, p. 2368.

s. 26. Proclamations: *Gazette* 27th March, 1973, p. 2128; 20th September, 1979, p. 771; 26th June, 1980, p. 1718, p. 1720; 10th July, 1980, p. 117; 2nd October, 1980, p. 1026; 18th December, 1980, p. 2213, p. 2364; 23rd December, 1980, p. 2368.

s. 26 *(a)*(5). Notice: *Gazette* 31st July, 1980, p. 457.

s. 27. Direction relating to Solicitor-General: *Gazette* 27th February, 1960, p. 577; 28th June, 1979, p. 1952.

s. 29. Proclamations: *Gazette* 20th June, 1968, p. 1803; 27th February, 1969, p. 577.

s. 31. Proclamation: *Gazette* 13th August, 1970, p. 622.

s. 38b. Proclamation: *Gazette* 17th July, 1975, p. 306.

s. 86. Proclamation: *Gazette* 16th September, 1971, p. 973.

s. 99. Proclamations: *Gazette* 29th August, 1968, p. 598; 19th June, 1969, p. 1767; 22nd January, 1970, p. 261; 24th September, 1970, p. 1303; 7th September, 1972, p. 1397; 4th July, 1974, p. 3; 29th August, 1974, p. 1481; 14th November, 1974, p. 3139; 15th May, 1975, p. 1914; 31st July, 1975, p. 677; 14th August, 1975, p. 882, p. 885; 28th August, 1975, p. 1126; 18th December, 1975, p. 3280; 4th March, 1976, p. 940; 1st July, 1976, p. 8; 16th September, 1976, p. 824; 11th November, 1976, p. 1602; 6th April, 1978, p. 1112; 20th July, 1978, p. 190; 3rd August, 1978, p. 406; 5th June, 1980, p. 1469; 26th June, 1980, p. 1720; 3rd July, 1980, p. 3, 31st July, 1980, p. 369.

s. 115. Declaration of recognised organisation: *Gazette* 14th March, 1968, p. 1851; 10th June, 1971, p. 2839; 13th May, 1976, p. 2536.

s. 127. Proclamation as to application of Division X of Part III: *Gazette* 25th May, 1978, p. 1825.

Regulations: *Gazette* 22nd August, 1968, p. 501; 27th March, 1969, p. 975; 25th September, 1969, p. 994; 3rd December, 1970, p. 2572; 6th April, 1972, p. 1372; 24th August, 1972, p. 1245; 7th June, 1973, p. 2425; 6th September, 1973, p. 1906; 20th December, 1973, p. 3434; 31st January, 1974, p. 320; 18th April, 1974, p. 1345; 10th May, 1974, p. 1691; 11th July, 1974, p. 109; 28th November, 1974, p. 3382; 10th April, 1975, p. 1446, 5th June, 1975, p. 2184; 9th September, 1976, p. 836; 11th May, 1978, p. 1660; 6th December, 1979, p. 1903.

Public Service Arbitration Act, 1968-1975

Commencement: 31st March, 1969; *Gazette* 27th March, 1969, p. 930.

Public Service Superannuation Fund (Arrangement) Act, 1960

s. 2. Notice: *Gazette* 15th December, 1960, p. 1674.

s. 3. Proclamation: *Gazette* 11th May, 1961, p. 1091.

Public Supply and Tender Act, 1914-1975

Commencement: 17th December, 1914; *Gazette* 17th December, 1914, p. 1265.

Commencement of Public Supply and Tender Act Amendment Act, 1971-1972: 20th April, 1972; *Gazette* 20th April, 1972, p. 1496.

Administration: Committed to the Deputy Premier; *Gazette* 4th October, 1979, p. 871.

Regulations: *Gazette* 28th October, 1965, p. 1498.

Public Works Standing Committee Act, 1927-1978

Commencement of Public Works Standing Committee Act Amendment Act, 1951: 14th February, 1952; *Gazette* 14th February, 1952, p. 329.

Administration: Committed to the Minister of Public Works; *Gazette* 28th June, 1979, p. 1952.

Regulations: *Gazette* 5th September, 1940, p. 513; 13th December, 1951, p. 1460; 14th February, 1952, p. 388; 4th February, 1954, p. 194; 18th April, 1957, p. 803; 14th May, 1959, p. 1029; 13th September, 1962, p. 657; 11th September, 1969, p. 759; 29th April, 1976, p. 2229; 27th October, 1977, p. 1305; 14th February, 1980, p. 318 (corrigendum 21st February, 1980, p. 367).

Pulp and Paper Mills Agreement Act, 1958

Commencement: 15th January, 1959; *Gazette* 15th January 1959, p. 65.

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

Pyap Irrigation Trust Act, 1923-1979

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

Pyramid Sales Act, 1973

Commencement: 13th December, 1973; *Gazette* 13th December, 1973, p. 3262.

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Racing Act, 1976-1980

Commencement: 1st January, 1977; *Gazette* 16th December, 1976, p. 2252 (Commencement of s. 4(1) and Division 3 of Part II suspended until a day to be fixed by further proclamation).

Commencement of s. 4(1) and Division 3 of Part II: 1st February, 1977; *Gazette* 27th January, 1977, p. 179.

Commencement of Racing Act Amendment Act, 1978: 29th May, 1978; *Gazette* 25th May, 1978, p. 1825.

Commencement of Racing Act Amendment Act, 1980: 1st January, 1981; *Gazette* 18th December, 1980, p. 2213 (Operation of ss. 3 and 8 suspended until 1st February, 1981; operation of ss. 10 and 11 suspended until 4th January, 1981).

Administration: Committed to the Minister of Recreation and Sport; *Gazette* 31st May, 1979, p. 1613.

Regulations relating to betting tickets: *Gazette* 22nd June, 1978, p. 2185.

Regulations relating to T.A.B.: 2nd November, 1978, p. 1436; 11th November, 1978, p. 2100.

Regulations under Racing Act and Fees Regulation Act: 13th April, 1978, p. 1213.

Railway Agreement (Adelaide to Crystal Brook Railway) Act, 1980

Commencement: 2nd December, 1980; *Gazette* 27th November, 1980, p. 1972.

Railways Act, 1936-1979

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.
Commencement of South Australian Railways Commissioner's Act Amendment Act, 1974: 23rd January, 1975; *Gazette* 23rd January, 1975, p. 259.
Administration: Committed to the Minister of Transport; *Gazette* 18th March, 1965, p. 620.
s. 53n. Proclamation: *Gazette* 29th October, 1942, p. 889.
By-laws—

1. General by-laws governing passengers and public—By-law A: *Gazette* 16th August, 1906, p. 355; by-law D: *Gazette* 24th June, 1920, p. 1487; by-law N: *Gazette* 30th July, 1959, p. 320; by-law O: *Gazette* 2nd February, 1967, p. 320.
2. Removal of goods from railway premises—By-law F: *Gazette* 7th January, 1932, p. 20.
3. Tickets covering combined services—By-law G: *Gazette* 12th July, 1934, p. 42.
4. Conduct of passengers and persons on railway premises—By-law H: *Gazette* 17th February, 1938, p. 359; by-law K: *Gazette* 17th May, 1945, p. 699.
5. Rates and conditions for the carriage of merchandise, minerals, livestock, etc.—By-law No. 226: *Gazette* 9th March, 1934, p. 541; by-law No. 229 (livestock): *Gazette* 25th April, 1935, p. 1198; by-law No. 232 (crude oil, kerosene, and motor spirit): *Gazette* 18th June, 1936, p. 1212; by-law No. 236 (carriage of perishable traffic): *Gazette* 4th January, 1940, p. 31; by-law No. 237 (carriage of motor vehicles): *Gazette* 17th April, 1941, p. 558: by-law No. 244 (carriage of freight, livestock, etc.): *Gazette* 17th February, 1949, p. 419; by-law No. 246 (carriage of freight, livestock, etc.): *Gazette* 31st August, 1950, p. 537; by-law No. 249: *Gazette* 14th December, 1951, p. 1505; by-law No. 252: *Gazette* 26th June, 1952, p. 1410; by-law No. 255: *Gazette* 26th July, 1956, p. 209; by-law No. 257: *Gazette* 31st January, 1958, p. 203; 17th February, 1966, p. 1023; 14th September, 1967, p. 1369; 23rd November, 1967, p. 2274: *Gazette* 1st July, 1971, p. 52: *Gazette* 1st March, 1973, p. 801: *Gazette* 28th June, 1973, p. 2879: *Gazette* 4th July, 1974, p. 12; 6th March, 1975, p. 885; 8th May, 1975, p. 1817; 23rd October, 1975, p. 2088; 26th January, 1978, p. 383; by-law No. 258: *Gazette* 30th July, 1959, p. 321; by-law No. 262: *Gazette* 14th July, 1960, p. 85; 8th May, 1975, p. 1817; by-law No. 264: *Gazette* 13th August, 1964, p. 345: *Gazette* 18th August, 1966, p. 1036.
6. Passenger rates and conditions—by-law No. 254: *Gazette* 10th March, 1955, p. 554; by-law No. 256; *Gazette* 5th September, 1957, p. 526; by-law No. 259: *Gazette* 30th July, 1959, p. 322; by-law No. 260: *Gazette* 3rd September, 1959, p. 586; by-law No. 261: *Gazette* 14th July, 1960, p. 102; by-law No. 265: *Gazette* 13th August, 1964, p. 347; 22nd September, 1966, p. 1261.
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7. Use of railway facilities for loading and unloading merchandise other than railborne merchandise—By-law No. 230: *Gazette* 23rd January, 1936, p. 218.

Regulations—

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2. Employment on other than railway duties—Regulation No. 120: *Gazette* 9th May, 1940, p. 1054.
3. Locomotive workshop rules—Regulation No. 89: 21st November, 1929, p. 1125.
4. Branches of railway service—Regulation No. 146: *Gazette* 12th September, 1974, p. 1911.
5. Classification of officers—Regulation No. 111: *Gazette* 24th September, 1936, p. 643; regulation No. 114: *Gazette* 14th October, 1937, p. 1029; regulation No. 115: *Gazette* 14th October, 1937, p. 1030; regulation No. 119: *Gazette* 28th November, 1940, p. 1211; regulation No. 136: *Gazette* 29th April, 1948, p. 921.
6. Home stations and travelling allowances—Regulation No. 65: *Gazette* 21st August, 1924, p. 469; regulation No. 67: *Gazette* 11th September, 1924, p. 658.
7. Transfers—Regulation No. 66: *Gazette* 11th September, 1924, p. 658.
8. Leave of absence, holidays, sick leave, hours of duty—Regulation No. 68: *Gazette* 20th November, 1924, p. 1338; regulation No. 118: *Gazette* 3rd November, 1938, p. 1182; regulation No. 131: *Gazette* 9th May, 1946, p. 899; regulation No. 134: *Gazette* 21st November, 1946, p. 1322; regulation No. 140: *Gazette* 10th May, 1956, p. 929; regulation No. 141: *Gazette* 10th October, 1963, p. 1080; regulation No. 142: *Gazette* 21st December, 1967, p. 2620; regulation No. 143: *Gazette* 21st December, 1967, p. 2619; regulation No. 144: *Gazette* 22nd February, 1968, p. 662; regulation No. 145: *Gazette* 14th January, 1971, p. 104.
9. Injuries, sickness, and medical standards—Regulation No. 140: *Gazette* 24th October, 1957, p. 940.
10. Clothing and equipment—Regulation No. 91: *Gazette* 28th August, 1930, p. 410.
11. The Railways Institute—Regulation No. 79: *Gazette* 28th July, 1927, p. 218; regulation No. 84: *Gazette* 8th March, 1928, p. 509; regulation No. 101: *Gazette* 25th February, 1932, p. 381.
12. The Railways Service Appeal Board: *Gazette* 11th February, 1904, p. 253; 18th December, 1941, p. 1504.
13. The Railway Officers Classification Board: *Gazette* 19th January, 1939, p. 239; 19th October, 1939, p. 1155; 3rd October, 1940, p. 733.
14. Audit regulations: *Gazette* 16th March, 1944, p. 302; 3rd January, 1946, p. 21; 3rd February, 1966, p. 267; 1st May, 1975, p. 1707; 20th July, 1978, p. 202.
15. Passenger Fare Tables—Amendment thereto as contained in the Coaching Book, 10th edition: *Gazette* 23rd January, 1975, p. 268; 27th February, 1975, p. 773.
16. Carriage of goods and livestock: *Gazette* 23rd October, 1969, p. 1335; 20th November, 1969, p. 1679; 26th March, 1970, p. 1243; 7th May, 1970, p. 1651; 8th October, 1970, p. 1519; 25th February, 1971, p. 834.
17. State Transport Authority (Railways) Regulations, 1979 (relating to fares): *Gazette* 1st February, 1979, p. 284; 14th August, 1980, p. 532.

Railways (Transfer Agreement) Act, 1975

Commencement (other than section 11): 30th October, 1975; *Gazette* 30th October, 1975, p. 2204.
Commencement of section 11: 1st March, 1978; Declaration under clause 14 of the agreement; *Commonwealth Gazette* 6th December, 1977, Special No. S 278.
Administration: Committed to the Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.
Regulations: *Gazette* 23rd February, 1978, p. 683.

The Ramco Heights Irrigation Area Act, 1963-1978

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
s. 7. Proclamation: *Gazette* 30th September, 1965, p. 1196.

Rates and Taxes Remission Act, 1974

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

Real Property Act, 1886-1980

Commencement of Real Property Act Amendment Act, 1939: 1st February, 1940; *Gazette* 11th January, 1940, p. 38 (republished 18th January, 1940, p. 70).
Commencement of Real Property Act Amendment (Strata Titles) Act, 1967: 22nd February, 1968; *Gazette* 22nd February, 1968, p. 515.
Commencement of Real Property Act Amendment Act, 1969: 29th January, 1970; *Gazette* 24th December, 1969, p. 2098.
Commencement of Real Property Act Amendment Act, 1972 (excepting ss. 8 and 12): 15th January, 1973; *Gazette* 21st December, 1972, p. 2722.
Commencement of sections 8 and 12 of Real Property Act Amendment Act, 1972: 24th June, 1974; *Gazette* 30th May, 1974, p. 2096.
Commencement of Real Property Act Amendment Act (No. 2), 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2538.
Commencement of Real Property Act Amendment Act, 1975: 24th April, 1975; *Gazette* 24th April, 1975, p. 1626.
Commencement of Real Property Act Amendment Act, 1979: 3rd May, 1979; *Gazette* 3rd May, 1979, p. 1310.
Rules of Court (Strata Titles) 1968: *Gazette* 22nd February, 1968, p. 529.
Regulations under Fees Regulation Act, 1927: *see* under that Act.
Real Property Act (Fees) Regulations, 1972 (*Gazette* 21st Deccember, 1972, p. 2746; 23rd January, 1975, p. 266; 25th September, 1975, p. 1680) revoked by Real Property Act (Fees) Regulations, 1980.
Real Property Act (Fees) Regulations, 1980: *Gazette* 31st January, 1980, p. 204, p. 254.
Real Property Act (Form of Instruments and Certificates of Title) Regulations, 1980: *Gazette* 18th December, 1980, p. 2227.
Real Property Act (Strata Titles) Regulations: *Gazette* 22nd February, 1968, p. 531; 24th December, 1969, p. 2111; 14th September, 1972, p. 1488; 7th December, 1972, p. 2541; 21st December, 1972, p. 2745; 23rd January, 1975, p. 265; 20th April, 1978, p. 1269; 31st January, 1980, pp. 206 and 253.
Regulations relating to Solicitors' and Land Brokers' charges: *Gazette* 30th May, 1974, p. 2100; 26th June, 1975, p. 2565; 8th July, 1976, p. 87; 6th October, 1977, p. 1040; 1st February, 1979, p. 255; 8th November, 1979, p. 1190; 13th November, 1980, p. 1883.

Real Property (Registration of Titles) Act, 1945-1975

Regulations: *Gazette* 12th September, 1946, p. 486.

Recreation Grounds (Regulations) Act, 1931-1978

Administration: Committed to the Minister of Local Government; *Gazette* 25th November, 1976, p. 1744.
Regulations as to the Adelaide Oval: *Gazette* 18th August, 1932, p. 273.
Regulations as to Football Park: *Gazette* 22nd July, 1976, p. 194.
Regulations as to the Glenelg Oval: *Gazette* 18th November, 1976, p. 1654; 9th November, 1978, p. 1518.
Regulations as to the Hindmarsh Stadium: *Gazette* 24th August, 1978, p. 623.
Regulations as to Mortlock Park: *Gazette* 2nd November, 1933, p. 931.
Regulations as to the Norwood Oval: *Gazette* 19th January, 1933, p. 70.
Regulations as to the Prospect Oval: *Gazette* 18th November, 1976, p. 1658; 6th March, 1980, p. 475.
Regulations as to the Thebarton Oval: *Gazette* 24th September, 1959, p. 767.
Regulations as to the Unley Oval: *Gazette* 15th June, 1933, p. 1007; 29th January, 1948, p. 229.
Regulations as to the Woodville Oval: *Gazette* 23rd December, 1965, p. 2165; 4th October, 1979, p. 881.
Regulations as to the Alberton Oval and City of Port Adelaide Reserves: *Gazette* 10th January, 1980, p. 42.

Recreation Grounds (Taxation Exemption) Act, 1910

Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.

Red Cliff Land Vesting Act, 1973

Commencement: 6th December, 1973; *Gazette* 6th December, 1973, p. 3167.
Administration: Committed to the Minister for Planning; *Gazette* 22nd November, 1979, p. 1309.

Redhill to Port Augusta Railway Agreement Act, 1935

Commencement: 20th December, 1935; *Gazette* 19th December, 1935, p. 1445.

Red Scale Control Act, 1962-1978

Commencement: 31st January, 1963; *Gazette* 31st January, 1963, p. 193.
Administration: Committed to the Minister of Agriculture; *Gazette* 31st January, 1963, p. 193.
s. 4. Proclamations: *Gazette* 7th February, 1963, p. 245; 29th August, 1963, p. 632; 19th September, 1963, p. 867; 10th December, 1964, p. 1802; 14th October, 1965, p. 1355; 6th October, 1966, p. 1537; 8th August, 1968, p. 326; 28th September, 1972, p. 1669.
Regulations: *Gazette* 30th January, 1964, p. 188; 2nd September, 1965, p. 864; 28th September, 1972, p. 1669.

Regional Cultural Centres Act, 1976-1980

Commencement: 7th April, 1977; *Gazette* 7th April, 1977, p. 1070.
Commencement of Regional Cultural Centres Act Amendment Act, 1980: 18th December, 1980; *Gazette* 18th December, 1980, p. 2216.
Administration: Committed to the Minister of Arts; *Gazette* 18th September, 1979, p. 768.
s. 4. Proclamations: *Gazette* 7th April, 1977, p. 1070; 23rd February, 1978, p. 672; 27th April, 1978, p. 1482; 27th November, 1980, p. 1972.
Regulations relating to Pirie Regional Cultural Centre Trust: *Gazette* 17th August, 1978, p. 565.
Regulations relating to Whyalla Regional Cultural Centre Trust: *Gazette* 12th October, 1978, p. 1190.
Regulations relating to South-East Regional Centre Trust: *Gazette* 15th December, 1977, p. 2207.

Registration of Deeds Act, 1935-1973

Rules and regulations: *Gazette* 29th November, 1945, p. 811; 15th November, 1962, p. 1394; 28th January, 1971, p. 285; 14th September, 1972, p. 1489.

Renmark Irrigation Trust Act, 1936-1978

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 643.
Commencement of sections 4, 6, 8, 10, 14, 15, 18 and 19 of Renmark Irrigation Trust Act Amendment Act, 1959: 1st July, 1960; *Gazette* 16th June, 1960, p. 1588.
Commencement of Renmark Irrigation Trust Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Commencement of Renmark Irrigation Trust Act Amendment Act, 1971: 20th April, 1972; *Gazette* 20th April, 1972, p. 1497.
Commencement of Renmark Irrigation Trust Act Amendment Act, 1972: 23rd November, 1972; *Gazette* 23rd November, 1972, p. 2406.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
s. 115 (2). Proclamation: 7th July, 1960, p. 1.
By-laws: *Gazette* 21st September, 1950, p. 731.

Residential Tenancies Act, 1978

Commencement: 1st December, 1978; *Gazette* 9th November, 1978, p. 1477.
Administration: Committed to Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 9th November, 1978, p. 1507; 20th December, 1979, p. 2304; 23rd December, 1980, p. 2422.
Rules of Local Court: *Gazette* 20th July, 1978, p. 262.

Reynella Oval (Vesting) Act, 1973

Commencement: 30th May, 1974; *Gazette* 30th May, 1974, p. 2095.

River Murray Waters Act, 1935-1971

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.
Commencement of River Murray Waters Act Amendment Act, 1948: 7th July, 1949; *Gazette* 7th July, 1949, p. 1.
Commencement of River Murray Waters Act Amendment Act, 1954: 7th April, 1955; *Gazette* 7th April, 1955, p. 807.
Commencement of River Murray Waters Act Amendment Act, 1958: 12th December, 1958; *Gazette* 18th December, 1958, p. 1635.
Commencement of River Murray Waters Act Amendment Act, 1963: 30th April, 1964; *Gazette* 23rd April, 1964, p. 854.
Commencement of River Murray Waters Agreement Supplemental Agreement Act, 1963: 30th April, 1964; *Gazette* 23rd April, 1964, p. 854.
Commencement of River Murray Waters Act Amendment Act (No. 2), 1971: 30th March, 1972; *Gazette* 16th March, 1972, p. 889.
Administration: Committed to the Minister of Water Resources; *Gazette* 28th June, 1979, p. 1951.
Notice as to records to be kept of water diverted from the River Murray: *Gazette* 22nd November, 1917, p. 1144.
Regulations (made by the River Murray Commission) as to tolls for use of lock at Blanchetown: *Gazette* 23rd March, 1922, p. 933.
River Murray traffic regulations: *Gazette* 24th September, 1936, p. 646.
Regulations for protection of locks and barrages: *Gazette* 18th July, 1940, p. 87.

River Murray Waters (Dartmouth Reservoir) Act, 1971

Commencement: 30th March, 1972; *Gazette* 16th March, 1972, p. 889.

River Torrens Acquisition Act, 1970-1972

Commencement of River Torrens Acquisition Act Amendment Act, 1972: 30th November, 1972; *Gazette* 30th November, 1972, p. 2466.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

River Torrens (Prohibition of Excavations) Act, 1927-1972

Administration: Committed to the Commissioner of Public Works; *Gazette* 17th June, 1937, p. 1306: committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

River Torrens Protection Act, 1949

Commencement: 1st October, 1950; *Gazette* 31st August, 1950, p. 521.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
s. 4. Proclamations: *Gazette* 31st August, 1950, p. 521; 19th July, 1962, p. 110; 3rd November, 1966, p. 1816.
Regulations: *Gazette* 12th October, 1950, p. 865; 18th May, 1972, p. 1986.

Road Maintenance (Contribution) Act, 1963-1979

Commencement: 1st July, 1964; *Gazette* 25th June, 1964, p. 1600.
Commencement of Road Maintenance (Contribution) Act Amendment Act, 1975: 11th December, 1975; *Gazette* 11th December, 1975, p. 3136.
Commencement of Road Maintenance (Contribution) Act Amendment Act (No. 2), 1979: 23rd August, 1979; *Gazette* 23rd August, 1979, p. 438.
Administration: Committed to the Minister of Transport; *Gazette* 17th May, 1973, p. 2092.
Regulations: *Gazette* 12th March, 1964, p. 588; 1st October, 1964, p. 1088.

Roads (Opening and Closing) Act, 1932-1978

Commencement of Roads (Opening and Closing) Act Amendment Act, 1978: 20th July, 1978; *Gazette* 20th July, 1978, p. 190.
Regulations: *Gazette* 9th December, 1948, p. 1746.
Regulations under Fees Regulation Act, 1927, relating to fees payable on issue of title and other matters: *Gazette* 31st May, 1928, p. 1147; 15th November, 1962, p. 1397; 25th March, 1976, p. 1408; 15th June, 1978, p. 2047; 20th July, 1978, p. 199.

Road Traffic Act, 1961-1980

Commencement: 30th August, 1962; *Gazette* 30th August, 1962, p. 493.
Commencement of Road Traffic Act Amendment Act (No. 2), 1967: 23rd November, 1967; *Gazette* 23rd November, 1967, p. 2269.
Commencement of Road Traffic Act Amendment Act, 1969: 8th January, 1970; *Gazette* 8th January, 1970, p. 2.
Commencement of Road Traffic Act Amendment Act, 1972: 1st January, 1973; *Gazette* 21st December, 1972, p. 2723.
Commencement of Road Traffic Act Amendment Act (No. 2), 1972: 1st August, 1973; *Gazette* 19th July, 1973, p. 286.
Commencement of Road Traffic Act Amendment Act, 1973: 1st July, 1974; *Gazette* 13th June, 1974, p. 2330.

Road Traffic Act, 1961-1980—*continued*

Commencement of Road Traffic Act Amendment Act (No. 3), 1974: 1st February, 1975; *Gazette* 19th December, 1974, p. 3766.
Commencement of Road Traffic Act Amendment Act (No. 6), 1974: 1st March, 1975; *Gazette* 13th February, 1975, p. 506.
Commencement of Road Traffic Act Amendment Act, 1975: 1st January, 1976; *Gazette* 11th December, 1975, p. 3137.
Commencement of Road Traffic Act Amendment Act (No. 3), 1976: 1st March, 1977; *Gazette* 3rd February, 1977, p. 274.
Commencement of Road Traffic Act Amendment Act, 1979: 1st April, 1979; *Gazette* 29th March, 1979, p. 834.
Commencement of Road Traffic Act Amendment Act (No. 2), 1979: 1st July, 1979; *Gazette* 24th May, 1979, p. 1498.
Commencement of Road Traffic Act Amendment Act, 1980: 1st June, 1980; *Gazette* 22nd May, 1980, p. 1372.
Commencement of Road Traffic Act Amendment Act (No. 2), 1980: 1st June, 1980; *Gazette* 22nd May, 1980, p. 1372.
Administration: Committed to the Minister of Transport; *Gazette* 17th May, 1973, p. 2092.
s. 3. Proclamation: *Gazette* 30th August, 1962, p. 493.
s. 9. Proclamation: *Gazette* 21st December, 1972, p. 2724.
s. 85. Proclamations: *Gazette* 1st April, 1971, p. 1383; 27th June, 1974, p. 2557; 24th April, 1975, p. 1626.
s. 162a (3) *(c)*. Proclamation: *Gazette* 15th September, 1966, p. 1276.
s. 162ab. Day fixed for purposes of s. 162ab: 29th November, 1971; *Gazette* 18th November, 1971, p. 2070.
Regulations: *Gazette* 12th September, 1963, p. 788; 7th November, 1963, p. 1430; 14th May, 1964, p. 1007; 18th June, 1964, p. 1279; 6th August, 1964, p. 272; 23rd September, 1965, p. 1139; 15th September, 1966, p. 1334; 10th November, 1966, p. 1908; 12th October, 1967, p. 1716; 16th January, 1969, p. 166; 13th March, 1969, p. 837; 22nd October, 1970, p. 1786; 22nd October, 1970, p. 1787; 9th July, 1971, p. 137; 9th July, 1971, p. 161; 16th March, 1972, pp. 1044, 1045; 30th March, 1972, pp. 1212, 1213; 27th July, 1972, p. 694; 10th August, 1972, p. 1085; 10th August, 1972, p. 1093; 12th October, 1972, p. 1878; 21st December, 1972, p. 2752; 21st December, 1972, p. 2790; 18th January, 1973, p. 194; 18th January, 1973, p. 195; 25th January, 1973, p. 317; 22nd February, 1973, p. 635; 22nd February, 1973, p. 636; 15th March, 1973, p. 952; 22nd March, 1973, p. 1108; 29th March, 1973, p. 1261; 29th March, 1973, p. 1261; 29th March, 1973, p. 1262; 12th April, 1973, p. 1707, p. 1709; 19th April, 1973, p. 1782; 10th May, 1973, p. 1996, p. 2002; 26th July, 1973, p. 379; 16th August, 1973, p. 979, p. 980, p. 983; 20th September, 1973, p. 2057, p. 2058, p. 2059; 4th October, 1973, p. 2211; 11th October, 1973, p. 2359, p. 2360, p. 2361; 18th October, 1973, p. 2469; 25th October, 1973, p. 2597; 15th November, 1973, p. 2909, p. 2910; 22nd November, 1973, p. 2978, p. 2979, p. 2980; 29th November, 1973, p. 3080; 17th January, 1974, p. 115, p. 117, p. 118; 31st January, 1974, p. 322, p. 324; 14th February, 1974, p. 479, p. 526; 28th March, 1974, p. 1059; 26th April, 1974, p. 1565; 23rd May, 1974, p. 1839; 13th June, 1974, p. 2337, p. 2338, p. 2340, p. 2341, p. 2342, p. 2344; 27th June, 1974, p. 2565, p. 2566; 4th July, 1974, p. 10, p. 11; 25th July, 1974, p. 765, p. 766, p. 767, p. 768, p. 769, p. 770; 22nd August, 1974, p. 1399; 12th September, 1974, p. 1741, p. 1743, p. 1744; 17th October, 1974, p. 2963; 24th October, 1974, p. 2763, p. 2766; 31st October, 1974, p. 2880; 14th November, 1974, p. 3148; 21st November, 1974, p. 3327, p. 3328; 12th December, 1974, p. 3656; 19th December, 1974, p. 3772; 9th January, 1975, p. 100, p. 103, p. 104, p. 118; 6th February, 1975, p. 424; 13th February, 1975, p. 517, p. 519; 13th March, 1975, p. 1055; 20th March, 1975, p. 1133; 3rd April, 1975, p. 1361; 24th April, 1975, p. 1640; 19th June, 1975, p. 2394; 31st July, 1975, p. 747; 14th August, 1975, p. 891, p. 892, p. 893, p. 894, p. 895, p. 896; 21st August, 1975, p. 1003; 28th August, 1975, p. 1140; 16th October, 1975, p. 2019; 30th October, 1975, p. 2308; 6th November, 1975, p. 2346, p. 2347, p. 2348, p. 2349, p. 2350; 20th November, 1975, p. 2839, p. 2840; 4th December, 1975, p. 2996; 18th December, 1975, p. 3286, p. 3290, p. 3294, p. 3410; 18th January, 1976, p. 240; 22nd January, 1976, p. 331; 5th February, 1976, p. 467; 19th February, 1976, p. 688, p. 689; 4th March, 1976, p. 1105, p. 1106; 18th March, 1976, p. 1210; 22nd April, 1976, p. 2087; 6th May, 1976, p. 2370, p. 2371, p. 2372; 13th May, 1976, p. 2469; 27th May, 1976, p. 2765; 3rd June, 1976, p. 2883; 10th June, 1976, p. 2954; 24th June, 1976, p. 3181; 29th July, 1976, p. 267; 5th August, 1976, p. 330; 26th August, 1976, p. 668; 4th November, 1976, p. 1558; 18th November, 1976, p. 1711, p. 1712, p. 1714; 2nd December, 1976, p. 1823, p. 1824; 9th December, 1976, p. 1888; 16th December, 1976, p. 2260, p. 2264, p. 2266; 23rd December, 1976, p. 2381; 13th January, 1977, p. 55; 27th January, 1977, p. 192; 24th February, 1977, p. 498; 2nd June, 1977, p. 1592; 30th June, 1977, p. 1859; 11th August, 1977, p. 363; 27th October, 1977, p. 1294; 10th November, 1977, p. 1439; 8th December, 1977, p. 2139; 19th January, 1978, p. 299; 26th January, 1978, p. 381, p. 382; 22nd June, 1978, p. 2188, p. 2189; 29th June, 1978, p. 2248, p. 2250; 6th July, 1978, p. 71, p. 73; 20th July, 1978, p. 198; 27th July, 1978, p. 298; 3rd August, 1978, p. 418, p. 419; 17th August, 1978, p. 568, p. 569, p. 570; 21st September, 1978, p. 989; 28th September, 1978, p. 1042; 26th October, 1978, p. 1368; 21st December, 1978, p. 2508; 11th January, 1979, p. 40; 18th January, 1979, p. 101, p. 109; 15th February, 1979, p. 355, p. 357; 1st March, 1979, p. 564; 8th March, 1979, p. 611, p. 613, p. 614, p. 659; 29th March, 1979, p. 841; 26th April, p. 1232, p. 1233; 17th May, 1979, p. 1463; 24th May, 1979, p. 1582 (disallowed by House of Assembly 4th June, 1980; *Gazette* 5th June, 1980, p. 1472); 31st May, 1979, p. 1615; 7th June, 1979, p. 1688; 20th June, 1979, p. 1895; 5th July, 1979, p. 7; 20th December, 1979, p. 2385; 17th January, 1980, p. 104; 14th February, 1980, p. 314; 6th March, 1980, p. 474; 20th March, 1980, p. 562, p. 563, p. 565, p. 566, p. 631; 27th March, 1980, p. 688; 15th May, 1980, p. 1323; 29th May, 1980, p. 1426, p. 1427; 5th June, 1980, p. 1480; 26th June, 1980, p. 1724, p. 1898; 7th August, 1980, p. 493; 4th September, 1980, p. 774; 11th September, 1980, p. 834, p. 835; 23rd October, 1980, p. 1202; 20th November, 1980, p. 1936; 4th December, 1980, p. 2090; 23rd December, 1980, p. 2423, 2424.
Road Traffic (Blood Analysis) Regulations: *Gazette* 19th July, 1973, p. 299; 26th May, 1977, p. 1491; 4th May, 1978, p. 1554.
Regulations relating to Liquefied Petroleum Gas: *Gazette* 30th August, 1979, p. 504; 10th January, 1980, p. 41.
Specification for seat belts: *Gazette* 28th May, 1964, pp. 1180, 1181.
Notice approving breath analysing instruments: *Gazette* 23rd November, 1967, p. 2269; 14th December, 1967, p. 2534; 25th April, 1968, p. 1297; 17th July, 1969, p. 161; 24th May, 1973, p. 2195; 2nd July, 1974, p. 2.
Notice approving traffic speed analysers: *Gazette* 17th August, 1978, p. 559.

Roseworthy Agricultural College Act, 1973

Commencement: 14th March, 1974; *Gazette* 14th March, 1974, p. 897.
By-Laws: *Gazette* 5th May, 1977, p. 1340; 9th June, 1977, p. 1656.

Royal Institution for the Blind Act, 1934-1974

Commencement of Royal Institution for the Blind Act Amendment Act, 1974: 31st October, 1974; *Gazette* 31st October, 1974, p. 2876.

Royal Style and Titles Act, 1973

Commencement: 13th December, 1973; *Gazette* 13th December, 1973, p. 3263.

Rundle Street Mall Act, 1975-1976

Administration: Committed to the Minister of Local Government; *Gazette* 17th July, 1975, p. 309.
s. 4. Proclamation appointing 1st September, 1976 as day on which mall is established: *Gazette* 26th August, 1976, p. 654.

Rural Advances Guarantee Act, 1963

Commencement: 19th December, 1963; *Gazette* 19th December, 1963, p. 1941.

Rural Industry Assistance Act, 1977

Administration: Committed to the Minister of Agriculture; 8th September, 1977, p. 648.

Rural Industry Assistance (Special Provisions) Act, 1971-1972

Commencement: 27th May, 1971; *Gazette* 27th May, 1971, p. 2622.
Commencement of Rural Industry Assistance (Special Provisions) Act Amendment Act, 1972: 13th April, 1972; *Gazette* 13th April, 1972, p. 1430.
Commencement of Rural Industry Assistance (Special Provisions) Act Amendment Act (No. 2), 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2534.
Administration: Committed to the Minister of Agriculture; *Gazette* 15th September, 1977, p. 727.
Regulations: *Gazette* 20th May, 1971, p. 2510.

Salaries Adjustment (Public Offices) Act, 1976

Commencement: 9th December, 1976; *Gazette* 9th December, 1976, p. 1880.

Sale of Fruit Act, 1915-1975

Administration: Committed to the Minister of Agriculture; *Gazette* 14th June, 1979, p. 1824.
Regulations: *Gazette* 3rd December, 1936, p. 1195; 25th December, 1947, p. 2265.

Sale of Furniture Act, 1904-1975

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Sale of Goods Act, 1895-1972

s. 57a. Commencement: 1st July, 1938; *Gazette* 9th June, 1938, p. 1270.
s. 57b. Commencement: 1st March, 1954; *Gazette* 25th February, 1954, p. 400.

Sale of Human Blood Act, 1962

Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.

Sandalwood Act, 1930-1975

Administration: Committed to the Commissioner of Crown Lands; *Gazette* 4th December, 1930, p. 1129.
Regulations: *Gazette* 7th July, 1932, p. 2; 6th December, 1934, p. 1142; 25th March, 1976, p. 1412.

San Jose Scale Control Act, 1962-1978

Commencement: 31st January, 1963; *Gazette* 31st January, 1963, p. 193.
Administration: Committed to the Minister of Agriculture; *Gazette* 31st January, 1963, p. 193.
s. 4. Proclamations: *Gazette* 1st August, 1963, p. 272; 19th December, 1963, p. 1940; 24th June, 1965, p. 1589.
Regulations: *Gazette* 30th January, 1964, p. 190; 2nd September, 1965, p. 863; 28th September, 1972, p. 1670.

Santos (Regulation of Shareholdings) Act, 1979

Administration: Committed to the Minister of Mines and Energy; *Gazette* 5th June, 1979, p. 1671.

Savings Bank of South Australia Act, 1929-1978

Commencement of Savings Bank of South Australia Act Amendment Act, 1973: 1st November, 1973; *Gazette* 1st November, 1973, p. 2722.
Administration: Committed to the Treasurer; *Gazette* 17th July, 1975, p. 306.
Rules: *Gazette* 4th March, 1943, p. 272: 9th March, 1972, p. 839; 16th August, 1973, p. 984.
Regulations: *Gazette* 3rd August, 1972, p. 983; 30th May, 1974, p. 2098; 14th October, 1976, p. 1274; 1st February, 1979, p. 260.

Scientology (Prohibition) Act, 1968, Repeal Act, 1973-1974

Commencement: 6th March, 1975; *Gazette* 6th March, 1975, p. 871.

Second-hand Dealers Act, 1919-1971

Commencement: 12th August, 1920; *Gazette* 12th August, 1920, p. 315.
Administration: Committed to the Chief Secretary; *Gazette* 19th August, 1920, p. 379.
Regulations: *Gazette* 27th July, 1950, p. 170; 12th December, 1957, p. 1470; 6th March, 1958, p. 762; 21st May, 1964, p. 1077; 17th August, 1972, p. 1179; 24th August, 1972, p. 1247; 1st May, 1980, p. 1192.

Second-hand Motor Vehicles Act, 1971

Commencement: 1st April, 1972; *Gazette* 16th March, 1972, p. 890.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
s. 4. Proclamations: *Gazette* 16th March, 1972, p. 890; 4th March, 1976, p. 940.
s. 22. Date fixed for purposes of s. 22: 1st August, 1973; *Gazette* 1st August, 1973, p. 2565.
Regulations: *Gazette* 21st June, 1973, p. 2579; 24th October, 1974, p. 2815; 16th January, 1975, p. 146; 6th September, 1979, p. 601.

Securities Industry Act, 1979-1980

Commencement: 9th July, 1979; *Gazette* 5th July, 1979, p. 2 (Sections 3, 8-12, 16-35, 50-117, 120-123, 130, 131, 133 suspended).
Commencement of sections 3, 8-12, 16-35, 50-78, 80-117, 120-123, 130, 131, 133 of Securities Industry Act, 1979: 13th September, 1979; *Gazette* 13th September, 1979, p. 643.
Administration: Committed to the Minister of Corporate Affairs; *Gazette* 18th September, 1979, p. 768.
s. 4. Proclamation: *Gazette* 5th July, 1979, p. 3.
Regulations: *Gazette* 5th July, 1979, p. 49.

Settled Estates Act, 1880-1943

Rules of Court: *Gazette* 5th April, 1883, p. 1174.

Sewerage Act, 1929-1977

Commencement of Sewerage Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Administration: Committed to the Minister of Water Resources; *Gazette* 28th June, 1979, p. 1951.
s. 79. Proclamation: *Gazette* 27th May, 1926, p. 1365.
Regulations: *Gazette* 21st December, 1972, p. 2753; 8th May, 1975, p. 1814; 2nd October, 1975, p. 1923; 8th April, 1976, p. 1904; 24th June, 1976, p. 3178; 19th October, 1978, p. 1278; 21st August, 1980, p. 595; 30th October, 1980, p. 1267; 20th November, 1980, p. 1935.
Regulation under Fees Regulation Act, 1927, fixing fees for services relating to sewers: *Gazette* 14th April, 1960, p. 1042.

Sex Discrimination Act, 1975

Commencement: 12th August, 1976; *Gazette* 12th August, 1976, p. 520.
Administration: Premier's powers and functions contained in ss. 6, 40 and 46 delegated to the Minister of Consumer Affairs; *Gazette* 28th February, 1980, p. 422 (republished from 21st February, 1980, p. 366): Premier's powers and functions contained in ss. 7-15, 37 and 41-43 delegated to the Attorney-General; *Gazette* 27th March, 1980, p. 682.
Regulations: *Gazette* 21st April, 1977, p. 1163.

Shearers Accommodation Act, 1975-1978

Commencement: 1st December, 1976; *Gazette* 16th September, 1976, p. 892.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 16th September, 1976, p. 901; 28th October, 1976, p. 1488.

Shop Trading Hours Act, 1977

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 11. Proclamation: *Gazette* 18th October, 1979, p. 1002.
Regulations: *Gazette* 15th December, 1977, p. 2210.

Soil Conservation Act, 1939-1978

Commencement of Soil Conservation Act, Amendment Act, 1978: 14th December, 1978; *Gazette* 14th December, 1978, p. 2218.
Administration: Committed to the Minister of Agriculture; *Gazette* 4th January, 1940, p. 3.
s. 6a. Proclamations: *Gazette* 29th May, 1947, p. 1559; 12th June, 1947, p. 1637; 26th June, 1947, p. 1709; 17th July, 1947, p. 94: 23rd October, 1947, p. 1255: 22nd April, 1948, p. 825; 9th September, 1948, p. 955; 30th September, 1948, p. 1167; 22nd November, 1951, p. 1229; 16th September, 1976, p. 892.
s. 6c. Proclamations: *Gazette* 26th July, 1951, p. 173; 30th April, 1953, p. 1011; 15th July, 1954, p. 102; 27th November, 1958, p. 1428; 31st October, 1963, p. 1315.
s. 9. Proclamations: *Gazette* 29th April, 1943, p. 549; 27th November, 1952, p. 1384; 1st December, 1960, p. 1525; 3rd August, 1961, p. 581; 5th December, 1963, p. 1709.
Regulations: *Gazette* 15th February, 1945, p. 273; 2nd October, 1947, p. 1027; 17th January, 1962, p. 86; 16th March, 1972, p. 1046.

Solicitor-General Act, 1972

Commencement: 20th April, 1972; *Gazette* 20th April, 1972, p. 1498.

South Australian Board of Advanced Education Act, 1972

Commencement: 1st July, 1972; *Gazette* 22nd June, 1972, p. 2632.
s. 5. Proclamations: *Gazette* 17th May, 1973, p. 2092; 30th May, 1974, p. 2095.
s. 17. Proclamation: *Gazette* 7th October, 1976, p. 1109.

South Australian Council for Educational Planning and Research Act, 1974-1975

Commencement: 5th June, 1975; *Gazette* 5th June, 1975, p. 2181.
Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.

South Australian Film Corporation Act, 1972-1978

Commencement: 26th October, 1972; *Gazette* 26th October, 1972, p. 2021.
Commencement of South Australian Film Corporation Act Amendment Act, 1975: 15th April, 1976; *Gazette* 15th April, 1976, p. 1979.
Administration: Committed to the Minister of Arts; *Gazette* 4th October, 1979, p. 871.

South Australian Gas Company Act, 1861-1980

Commencement of South Australian Gas Company's Act Amendment Act, 1980: 9th October, 1980; *Gazette* 9th October, 1980, p. 1085.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 22nd May, 1980, p. 1373.

South Australian Health Commission Act, 1975-1980

Commencement: 1st July, 1977; *Gazette* 30th June, 1977, p. 1844 (sections, 5 27-58 and 63 and first, second and third schedules suspended until a day to be fixed by future proclamation).
Commencement of sections 5 (2) and 5 (4) and Parts II and IV of the first schedule: 20th January, 1978; *Gazette* 22nd December, 1977, p. 2268.
Commencement of ss. 27-47, 58 and 63 and second schedule: 1st July, 1978; *Gazette* 29th June, 1978, p. 2234.
Commencement of ss. 48-57 and third schedule: 6th March, 1980; *Gazette* 6th March 1980, p. 472.
Commencement of South Australian Health Commission Act Amendment Act, 1979: 1st April, 1979, p. 1030.
Commencement of South Australian Health Commission Act Amendment Act, 1980: 1st July, 1980; *Gazette* 19th June, 1980, p. 1636.
s. 27. Proclamations: *Gazette* 7th December, 1978, p. 2159 (two); 18th January, 1979, p. 99; 1st March, 1979, p. 552 (four); 12th April, 1979, p. 972; 20th March, 1980, p. 552 (two); 19th June, 1980, p. 1636 (two); 29th September, 1980 p. 948, p. 949; 20th November, 1980 o. 1925; 23rd December, 1980, p. 2368.
Regulations: *Gazette* 31st May, 1979, p. 1624; 7th June, 1979, p. 1685; 23rd August, 1979, p. 449; 13th December, 1979, p. 2013.
Regulations prescribing Government hospitals and health centres: *Gazette* 8th May, 1980, p. 1276.
Regulations relating to prescribed employment: *Gazette* 9th August, 1979, p. 329.
Regulations relating to the Health Services Advisory Committee: *Gazette* 23rd February, 1978, p. 684.

South Australian Heritage Act, 1978-1980

Commencement: 6th July, 1978; *Gazette* 6th July, 1978, p. 5.
Commencement of South Australian Heritage Act Amendment Act, 1980: 1st January, 1981; *Gazette* 18th December, 1980, p. 2216.
Administration: Committed to the Minister of Environment; *Gazette* 17th May, 1979, p. 1452.

South Australian Housing Trust Act, 1936-1973

Administration: Committed to the Minister for Planning; *Gazette* 13th November, 1975, p. 2430.

South Australian Institute of Technology Act, 1972-1979

Commencement: 15th June, 1972; *Gazette* 15th June, 1972, p. 2322.
Commencement of South Australian Institute of Technology Act Amendment Act, 1979: 1st May, 1979; *Gazette* 26th April, 1979, p. 1226.
Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.
s. 7. Day fixed for the purposes of s. 7: 17th May, 1973; *Gazette* 17th May, 1973, p. 2092.
Statutes: *Gazette* 11th January, 1973, p. 112, p. 119.
By-laws: *Gazette* 11th January, 1973, p. 123; 26th April, 1979, p. 1229.

South Australian Local Government Grants Commission Act, 1976

Commencement: 19th May, 1977: *Gazette* 19th May, 1977, p. 1415.
Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.
Regulations: *Gazette* 19th October, 1978, p. 1277.

South Australian Meat Corporation Act, 1936-1977

Commencement (as Metropolitan and Export Abattoirs Act, 1936): 1st April, 1937; *Gazette* 25th March, 1937, p. 646.
Commencement of Metropolitan and Export Abattoirs Act Amendment Act, 1956: 6th February, 1957; *Gazette* 24th January, 1957, p. 94.
Commencement of Metropolitan and Export Abattoirs Act Amendment Act, 1972: 9th November, 1972; *Gazette* 9th November, 1972, p. 2254.
Commencement of South Australian Meat Corporation Act Amendment Act, 1976: 9th March, 1977; *Gazette* 3rd March, 1977, p. 591.
s. 3 (1). Proclamation: *Gazette* 22nd August, 1963, p. 536.
ss. 7 (2) and 107. Proclamation: *Gazette* 9th June, 1966, p. 2116.
Regulations: *Gazette* 28th August, 1952, p. 627; 30th June, 1955; 18th April, 1953, p. 752; 10th July, 1958, p. 64; 25th September, 1958, p. 926; 5th July, 1962, p. 6; 10th October, 1963, p. 1135; 11th August, 1966, p. 703; 11th April, 1968, p. 1200; 20th November, 1969, p. 1605; 5th August, 1971, p. 398; 29th June, 1972, p. 3000; 5th April, 1973, p. 1290.

South Australian Museum Act, 1976-1980

Commencement: 11th March, 1976; *Gazette* 11th March, 1976, p. 1132
Commencement of South Australian Museum Act Amendment Act, 1980: 14th August, 1980; *Gazette* 14th August, 1980, p. 528.
Administration: Committed to the Minister of Arts; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 16th August, 1979, p. 397; 5th June, 1980, p. 1477.

South Australian Theatre Company Act, *See* State Theatre Company of South Australia Act.

South Australian Timber Corporation Act, 1979

Commencement: 8th March, 1979; *Gazette* 8th March, 1979, p. 605.
Administration: Committed to the Minister of Forests; *Gazette* 14th February, 1980, p. 310.

South Australian Waste Management Commission Act, 1979-1980

Commencement: 19th April, 1979; *Gazette* 19th April, 1979, p. 1030 (Operation of Part III suspended).
Commencement of Part III: 1st July, 1980; *Gazette* 19th June, 1980, p. 1636.
Administration: Committed to Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.
s. 7. Proclamations: *Gazette* 26th June, 1980, p. 1720; 25th September, 1980, p. 947. Regulations: *Gazette* 19th June, 1980, p. 1685; 25th September, 1980 p. 958.

South-Eastern Drainage Act, 1931-1977

Commencement: 1st January, 1932; *Gazette* 17th December, 1931, p. 1115.
Commencement of South-Eastern Drainage Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Commencement of South-Eastern Drainage Act Amendment Act, 1971: 1st February, 1972; *Gazette* 27th January, 1972, p. 243.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
s. 105. Notices: *Gazette* 29th April, 1965, p. 976; 9th March, 1972, p. 840; 19th July, 1973, p. 291; 11th July, 1974, p. 103; 24th April, 1980, p. 1139.
Rules of Court as to appeals under section 53 or section 96: *Gazette* 5th May, 1932, p. 779.

South-Western Suburbs Drainage Act, 1959-1970

Commencement of South-Western Suburbs Drainage Act Amendment Act, 1970: 5th March, 1971; *Gazette* 4th March, 1971, p. 958.

Stamp Duties Act, 1923-1980

Commencement of sections 4, 5 and 6 of Stamp Duties Act Amendment Act, 1952: 22nd January, 1953; *Gazette* 22nd January, 1953, p. 72.
Commencement of Stamp Duties Act Amendment Act, 1959: 1st February, 1960; *Gazette* 7th January, 1960, p. 1.
Commencement of Statutes Amendment (Stamp Duties and Motor Vehicles) Act, 1964: 19th October, 1964; *Gazette* 15th October, 1964, p. 1203.
Commencement of Stamp Duties Act Amendment Act, 1966: 21st November, 1966; *Gazette* 10th November, 1966, p. 1882.
Commencement of Stamp Duties Act Amendment Act, 1968: 1st February, 1969; *Gazette* 12th December, 1968, p. 2558.
Commencement of Stamp Duties Act Amendment Act (No. 2), 1968: 1st January, 1969; *Gazette* 5th December, 1968, p. 2429.

Stamp Duties Act, 1923-1980—*continued*

Commencement of Stamp Duties Act Amendment Act (No. 3), 1968: 1st February, 1969; *Gazette* 19th December, 1968, p. 2670.
Commencement of Stamp Duties Act Amendment Act, 1971 (excluding s. 13 (3)): 1st December, 1971; *Gazette* 11th November, 1971, p. 1928.
Commencement of s. 13 (3) of Stamp Duties Act Amendment Act, 1971: 1st January, 1972; *Gazette* 3rd December, 1971, p. 2298.
Commencement of Stamp Duties Act Amendment Act (No. 2), 1971: 1st January, 1972; *Gazette* 23rd December, 1971, p. 2627.
Commencement of Stamp Duties Act Amendment Act, 1974: 16th December, 1974 (except s.7, which comes into operation on 2nd January, 1975); *Gazette* 2nd December, 1974, p. 3555.
Commencement of Stamp Duties Act Amendment Act, 1975: 18th September, 1975; *Gazette* 18th September, 1975, p. 1574.
Commencement of Stamp Duties Act Amendment Act, 1976: 16th June, 1977; *Gazette* 16th June, 1977, p. 1708.
Commencement of Stamp Duties Act Amendment Act (No. 2), 1978: 8th March, 1979; *Gazette* 8th March, 1979, p. 605.
s. 59b. Proclamation: *Gazette* 30th March, 1978, p. 1034.
Proclamation under paragraph 23 of second schedule declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.
Proclamation under subparagraph (*d*1) of paragraph 23 of second schedule: *Gazette* 7th April, 1966, p. 1638.
Proclamations declaring corresponding Acts: *Gazette* 15th June, 1967 p. 1809; 10th July, 1969, p. 68.
Proclamations declaring classes of payments for the purposes of Exemption No. 18 in the second schedule: *Gazette* 23rd January, 1969, p. 257; 13th February, 1969, p. 465.
Proclamations declaring proclaimed States for the purposes of ss. 83 and 84f: *Gazette* 30th January, 1969, p. 339; 3rd July, 1969, p. 2
Regulations: *Gazette* 16th February, 1978, p. 567; 30th March, 1978, p. 1047; 4th December, 1980, p. 2093; 23rd December, 1980, p. 2417.
Notice declaring prescribed marketing scheme: *Gazette* 13th February, 1969, p. 470.

The Standard Time Act, 1898

Commencement: 1st May, 1899; *Gazette* 9th February, 1899, p. 245.

State Bank Act, 1925-1978

Commencement: 1st February, 1926; *Gazette* 28th January, 1926, p. 151.
Commencement of State Bank Act Amendment Act, 1972: 8th February, 1973; *Gazette* 8th February, 1973, p. 438.
Commencement of State Bank Act Amendment Act, 1978: 16th November, 1978; *Gazette* 16th November, 1978, p. 1554.
Administration: Committed to the Treasurer; *Gazette* 28th January, 1926, p. 151.
Regulations: *Gazette* 21st November, 1929, p. 1137.

State Clothing Corporation Act, 1977

Commencement: 16th February, 1978; *Gazette* 16th February, 1978, p. 540.
Administration: Committed to the Premier; *Gazette* 23rd March, 1978, p. 948.

State Disaster Act, 1980

Commencement: 23rd December, 1980; *Gazette* 23rd December, 1980, p. 2369.

State Government Insurance Commission Act, 1970-1977

Commencement: 23rd December, 1970; *Gazette* 24th December, 1970, p. 2870.
Administration: Committed to the Treasurer; *Gazette* 25th February, 1971, p. 823.

State Lotteries Act, 1966-1978

Commencement: 8th December, 1966; *Gazette* 8th December, 1966, p. 2152.
Administration: Committed to the Treasurer; *Gazette* 8th December, 1966, p. 2152.

State Opera of South Australia Act, The, 1976

Commencement: 24th March, 1977; *Gazette* 24th March, 1977, p. 885.
Administration: Committed to the Minister of Arts; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 24th March, 1977, p. 895.

State Theatre Company of South Australia Act, 1972-1979

Commencement (South Australian Theatre Company Act, 1972): 1st July, 1972; *Gazette* 29th June, 1972, p. 2690.
Commencement of South Australian Theatre Company Act, 1979 (Changing the short title of the Act): 26th April, 1979; *Gazette* 26th April, 1979, p. 1226.
Administration: Committed to the Minister of Community Development; *Gazette* 19th October, 1978, p. 1266.
Regulations: *Gazette* 2nd August, 1979, p. 285; 23rd October, 1980, p. 1204.

State Transport Authority Act, 1974-1978

Commencement: 18th April, 1974; *Gazette* 18th April 1974, p. 1340.
Commencement of State Transport Authority Act Amendment Act, 1975: 8th December, 1975; *Gazette* 4th December, 1975, p. 2994.
Commencement of State Transport Authority Act Amendment Act, 1977: 5th May 1977; *Gazette* 5th May, 1977, p. 1264.
Commencement of State Transport Authority Act Amendment Act, 1978: 1st June, 1978; *Gazette* 1st June, 1978, p. 1878.
Administration: Committed to Minister of Transport: *Gazette* 3rd May, 1979, p. 1311.
State Transport Authority (Railways) Regulations: *see* under Railways Act, 1936-1979.

Statutes Amendment (Executor Companies) Act, 1978
Commencement: 23rd November, 1978; *Gazette* 23rd November, 1978, p. 2046.

Statutes Amendment (Irrigation Acts) Act, 1978
Commencement: 3rd July, 1978; *Gazette* 29th June, 1978, p. 2236.

Statutes Amendment (Law of Property and Wrongs) Act, 1972
Commencement: 18th May, 1972; *Gazette* 18th May, 1972, p. 1926.

Statutes Amendment (Local Courts and Workmen's Liens) Act, 1964
Commencement: 3rd December, 1964: *Gazette* 3rd December, 1964, p. 1715.

Statutes Amendment (Metropolitan Milk Supply, Food and Drugs, and Health) Act, 1967
Commencement: 1st January, 1968; *Gazette* 7th December, 1967, p. 2445.

Statutes Amendment (Miscellaneous Metric Conversions) Act, 1975
Commencement: 15th January, 1976; *Gazette* 15th January, 1976, p. 174.

Statutes Amendment (Miscellaneous Provisions) Act, 1972
Commencement: 18th May, 1972; *Gazette* 18th May, 1972, p. 1926.

Statutes Amendment (Narcotic and Psychotropic Drugs and Justices) Act, 1977
Commencement: 1st September, 1977, *Gazette* 1st September, 1977, p. 601.

Statutes Amendment (Property) Act, 1980
Commencement: 22nd May, 1980; *Gazette* 22nd May, 1980, p. 1373.

Statutes Amendment (Public Salaries) Act, 1975
Commencement: 28th August, 1975; *Gazette* 28th August, 1975, p. 1126.

Statutes Amendment (Stamp Duties and Motor Vehicles) Act, 1964
Commencement: 19th October, 1964; *Gazette* 15th October, 1964, p. 1203.

Statutory Salaries and Fees Act, 1947
Regulations relating to the Board of Management of the Adelaide Hospital, the Board of Trustees of the Savings Bank of South Australia, the Municipal Tramways Trust and the Commissioners of Charitable Funds; *Gazette* 30th September, 1948, p. 1170; 2nd December, 1948, p. 1728; 12th February, 1953, p. 198; 14th April, 1955, p. 861; 14th December, 1961, p. 1966: 13th February, 1964, p. 300; 26th October, 1967, pp. 1893, 1894; 1st October, 1970, p. 1410; 3rd August, 1972, p. 982; 31st August, 1972, p. 1338; 30th May, 1974, p. 2107; 18th November, 1976, p. 1713; 7th April, 1977, p. 1080.
Regulations relating to the Fire Brigades Board: *Gazette* 26th January, 1956, p. 130; 23rd February, 1967, p. 515; 24th September, 1970, p. 1308; 31st August, 1972, p. 1340; 28th April, 1974, p. 1562; 10th June, 1976, p. 2953.
Regulations relating to the South Australian Housing Trust: *Gazette* 19th May, 1949, p. 1420; 6th November, 1958, p. 1255; 22nd March, 1962, p. 602; 17th May, 1962, p. 1296; 26th October, 1967, p. 1892; 1st October, 1970, p. 1409; 18th November, 1971, p. 2075; 3rd August, 1972, p. 982.
Regulations relating to the Local Government Officers' Classification Board: *Gazette* 9th August, 1951, p. 292; 25th August, 1966, p. 1085; 26th October, 1967, p. 1981.
Regulations relating to the West Beach Recreation Reserve Trust: *Gazette* 5th October, 1972, p. 1810.

Stock Diseases Act, 1934-1976
Commencement of Stock and Poultry Diseases Act Amendment Act, 1946: 27th February, 1947; *Gazette* 27th February, 1947, p. 743.
Commencement of Stock Diseases Act Amendment Act, 1976; 20th January, 1977; *Gazette* 20th January, 1977, p. 100.
Administration: Committed to the Minister of Agriculture; *Gazette* 20th December, 1934, p. 1218.
s. 4. Proclamation: 5th July, 1979, p. 5.
s. 5. Notice: *Gazette* 9th December, 1976, p. 5.
s. 6. Proclamations: *Gazette* 26th August, 1943, p. 230; 8th January, 1959, p. 3; 20th June, 1968, p. 1802; 1st October, 1970, p. 1399; 13th July, 1972, p. 133; 22nd March, 1973, p. 1004; 2nd May, 1974, p. 1615 (two); 13th February, 1975, p. 507; 9th December, 1976, p. 1881; 22nd September, 1977, p. 809; 11th November, 1977, p. 1503; 7th December, 1978, p. 2156; 21st December, 1978, p. 2304; 12th April, 1979, p. 968; 30th July, 1979, p. 1846; 10th January, 1980, p. 36; 22nd May, 1980, p. 1373; 13th November, 1980, p. 1866.
s. 8a. Proclamation of diseases: *Gazette* 19th August, 1965, p. 461; 8th August, 1974; p. 882; 11th March, 1976, p. 1134; 5th July, 1979, p. 5.
s. 19. Notice: *Gazette* 2nd May, 1974, p. 1616.
ss. 29 and 30. Notice: *Gazette* 19th December, 1957, p. 1532.
s. 43aa. Notice: *Gazette* 2nd May, 1974, p. 1616.
s. 48. Proclamation: *Gazette* 5th April, 1945, p. 499.
Regulations: *Gazette* 6th December, 1962, p. 1603; 5th December, 1963, p. 1715; 25th February, 1965, p. 350; 18th August, 1966, p. 1025; 27th June, 1968, p. 1867; 3rd October, 1968, p. 1073; 26th February, 1970, p. 865; 1st October, 1970, p. 1403; 29th July, 1971, p. 324; 28th October, 1971, p. 1756; 16th December, 1971, p. 2559; 9th March, 1972, p. 835; 30th August, 1973, p. 1522; 1st November, 1973, p. 2735; 20th December, 1973, p. 3428; 21st February, 1974, p. 548; 31st July 1975, p. 687; 2nd October, 1975, p. 1828; 2nd September, 1976, p. 780; 9th December, 1976, p. 1889; 30th June, 1977, p. 1865; 21st July, 1977, p. 145; 22nd September, 1977, p. 815, p. 816; 26th January, 1978, p. 380; 4th May, 1978, p. 1547; 6th July, 1978, p. 72; 13th November, 1980, p. 1895, p. 1896.
Regulations under Fees Regulation Act, 1927, altering fees payable for inspections for disease: *Gazette* 27th October, 1966, p. 1757.

Stock Foods Act, 1941-1972
Commencement: 1st April, 1942; *Gazette* 29th January, 1942, p. 143.
Administration: Committed to the Minister of Agriculture; *Gazette* 29th January, 1942, p. 143.
Regulations: *Gazette* 29th January, 1942, p. 146; 15th July, 1948, p. 294; 8th June, 1967, p. 1753; 28th November, 1968, p. 2325; 20th December, 1973, p. 3426; 23rd October, 1980, p. 1206.

Stock Medicines Act, 1939-1978
Commencement: 1st July, 1940; *Gazette* 21st March, 1940, p. 589.
Commencement of Stock Medicines Act Amendment Act, 1973: 1st July, 1977; *Gazette* 20th January, 1977, p. 98.
Administration; Committed to the Minister of Agriculture; *Gazette* 21st March, 1940, p. 589.
Regulations: *Gazette* 20th January, 1977, p. 105.

Subdivided Land Debts Act, 1932-1934
s. 8. Notice: *Gazette* 26th January, 1933, p. 111.
Regulations: *Gazette* 19th January, 1933, p. 72.

Subordinate Legislation Act, 1978
Commencement: 1st June, 1978; *Gazette* 11th May, 1978, p. 1652.
s. 9. Proclamation: *Gazette* 13th September, 1979, p. 644.
s. 13. Appointed day for numbering of regulations: 1st January, 1979; *Gazette* 11th May, 1978, p. 1652.
Regulations: *Gazette* 11th May, 1978, p. 1659.

Succession Duties Act, 1929-1979
s. 6. Proclamations: *Gazette* 2nd July, 1925, p. 1; 16th June, 1932, p. 1067; 23rd January, 1936, p. 208; 12th November, 1942, p. 985; 20th February, 1947, p. 684; 5th November, 1953, p. 1163; 10th December, 1953, p. 1403.
s. 55a. Proclamation declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155; 19th October, 1967, p. 1772.

Succession Duties Act, 1929-1979

Regulations: *Gazette* 20th January, 1949, p. 129; 2nd April, 1953, p. 698; 19th January, 1956, p. 107; 3rd November, 1966, p. 1831; 4th March, 1971, p. 1025; 17th February, 1977, p. 439.

Regulation under Fees Regulation Act, 1927, providing for the fee payable to the Public Trustee on the preparation of a certain succession duty form: *Gazette* 3rd December, 1931, p. 1033; 24th December, 1959, p. 1545; 19th September, 1968, p. 857.

Superannuation Act, 1974-1980

Commencement of Superannuation Act Amendment Act, 1976: 1st April, 1976; *Gazette* 1st April, 1976, p. 1668.

Commencement of Superannuation Act Amendment Act (No. 2), 1976: 23rd February, 1978; *Gazette* 23rd February, 1978, p. 672.

Commencement of Superannuation Act Amendment Act, 1978: 20th April, 1978 (operation of ss. 3 (e) and 9 suspended until 3rd July, 1978); *Gazette* 20th April, 1978, p. 1256.

s. 13. Proclamation: *Gazette* 11th July, 1974, p. 97.

s. 62. Proclamations: *Gazette* 13th June, 1974, p. 2332; 7th June, 1979, p. 1675; 26th June, 1980, p. 1719.

Regulations: *Gazette* 27th June, 1974, p. 2617; 25th September, 1975, p. 1676; 23rd October, 1975, p. 2090; 29th January, 1976, p. 367; 14th October, 1976, p. 1276; 10th November, 1977, p. 1436; 4th May, 1978, p. 1546; 29th June, 1978, p. 2272; 8th March, 1979, p. 616; 15th March, 1979, p. 688; 29th May, 1980, p. 1428; 9th October, 1980, p. 1093 (republished from 2nd October, 1980, p. 1046); 13th November, 1980, p. 1881.

Supreme Court Act, 1935-1980

Commencement: 1st November, 1937; *Gazette* 25th March, 1937, p. 646.

Commencement of Supreme Court Act Amendment Act (No. 1), 1966: 12th January, 1967; *Gazette* 12th January, 1967, p. 51.

Commencement of Supreme Court Act Amendment Act (No. 2), 1966-1967: 22nd June, 1967; *Gazette* 22nd June, 1967, p. 1850.

Commencement of Supreme Court Act Amendment Act (No. 3), 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.

Commencement of Supreme Court Act Amendment Act (No. 3), 1970: 1st January, 1971; *Gazette* 10th December, 1970, p. 2646.

Commencement of Supreme Court Act Amendment Act, 1972: 9th November, 1972; *Gazette* 9th November, 1972, p. 2254.

Commencement of Supreme Court Act Amendment Act, 1974: 20th June, 1974; *Gazette* 20th June, 1974, p. 2450.

s. 52. Proclamations: *Gazette* 21st March, 1878, p. 620; 14th July, 1881, p. 92; 3rd March, 1892, p. 527; 21st January, 1897, p. 92; 14th September, 1939, p. 745.

Rules of Court—

Actions and other proceedings in the Court: Supreme Court Rules: *Gazette* 7th May, 1947, p. 1153; 28th October, 1948, p. 1350; 11th January, 1951, p. 31; 17th January, 1952, p. 104; 19th June, 1952, p. 1323; 7th April, 1955, p. 810; 7th March, 1957, p. 502; 5th August, 1965, p. 288; 12th October, 1967, p. 1715; 19th December, 1968, p. 2685; 13th August, 1970, p. 629. 7th January, 1971, p. 67; 1st July, 1971, p. 49; 19th August, 1971, p. 601; 23rd December, 1971, p. 2654; 13th July, 1972, p. 137; 9th November, 1972, p. 2267; 1st March, 1973, p. 819; 28th June, 1973, p. 2849; 13th September, 1973, p. 1996; 22nd November, 1973, p. 2976; 20th December, 1973, p. 3503 and p. 3507; 28th March, 1974, p. 1055; 13th June, 1974, p. 2426; 19th September, 1974, p. 2270; 24th October, 1974, p. 2852; 3rd April, 1975, p. 1410; 28th August, 1975, p. 1136; 15th January, 1976, p. 179; 22nd July, 1976, p. 201; 28th July, 1977, p. 237; 16th February, 1978, p. 544; 27th July, 1978, p. 300; 25th January, 1979, p. 196; 22nd March, 1979, p. 738; 11th October, 1979, p. 988; 6th December, 1979, p. 1906; 28th February, 1980, p. 423; 20th March, 1980, p. 568; 22nd May, 1980, p. 1376; 17th July, 1980, p. 256; 18th September, 1980, p. 885; 18th December, 1980, p. 2344.

The following Rules of Court have operation to the extent set out in the fourth schedule to the Supreme Court rules: Rules of Court, 1913, dated 10th December, 1913 (not published in the *Gazette*); Rules of Court, 1937: *Gazette* 4th November, 1937, p. 1205.

Administration and Probate Act, 1919, as amended: *Gazette* 21st December, 1967, p. 2623; 19th December, 1968, p. 2674; 20th August, 1970, p. 860; 23rd December, 1971, p. 2652; 31st May, 1973, p. 2324; 20th March, 1975, p. 1097; 17th April, 1975, p. 1850; 15th May, 1975, p. 1921; 7th August, 1975, p. 784; 3rd February, 1977, p. 283; 1st September, 1977, p. 1042 (reprinted 20th October, 1977, p. 1187).

Adoption of Children Act, 1966-1977—Rules under Adoption of Children Act, 1925, dated 23rd December, 1926. Not published in the *Gazette*.

Aged and Infirm Persons Property Act, 1940, as amended: *Gazette* 22nd May, 1975, p. 1996.

Alcohol and Drug Addicts (Treatment) Act, 1961-1964—Rules under Inebriates Act, 1908: *Gazette* 26th October, 1911, p. 864.

Births, Deaths and Marriages Registration Act, 1966, as amended: *Gazette* 22nd May, 1975, p. 1995.

Community Welfare Act, 1972, as amended—Rules under Maintenance Orders (Facilities for Enforcement) Acts, 1922 and 1925: *Gazette* 16th February, 1928, p. 316.

Companies Act, 1962-1971: *Gazette* 20th May, 1965, p. 1151; 13th August, 1970, p. 629; 9th November, 1972, p. 2278; 1st March. 1973, p. 818; 20th December, 1973, p. 3506; 24th October, 1974, p. 2851.

Consumer Credit Act, 1972-1973: Rules of Supreme Court as to Appeals (Order 58, Rule 37): *Gazette* 13th September, 1973, p. 1996.

Criminal Appeals: Dated 1st September, 1925 (not published in the *Gazette*); 25th January, 1979, p. 199.

Criminal Injuries Compensation Act, 1977-1978: *Gazette* 6th July, 1978, p. 77.

Criminal Sittings: *Gazette* 20th March, 1969, p. 875; 4th December, 1969, p. 1861.

Criminal Trials: *Gazette* 15th June, 1944, p. 730.

Detention of Ships: Rules of Court, 1913—Order 53, Rule 17. Not published in the *Gazette*.

Dentists Act, 1931-1966: *Gazette* 4th August, 1932, p. 183.

Evidence Act, 1929-1976: *Gazette* 20th July, 1978, p. 264.

Evidence by Commission Act, 1859 (Imp.): *Gazette* 20th February, 1908, p. 313.

Foreign Judgments Act, 1971: *Gazette* 10th August, 1972, p. 1134.

Guardianship of Infants Act, 1940: *Gazette* 10th April, 1969, p. 1055.

Harbors Act, 1936-1970—Rules under Harbors Act, 1913: *Gazette* 19th April, 1917, p. 639.

Inheritance (Family Provision) Act, 1972: *Gazette* 1st March, 1973, p. 820.

Justices Act, 1921-1969: *Gazette* 13th December, 1956, p. 1329; 12th January, 1967, p. 56; 9th November, 1972 p. 2276.

Land Acquisition Act, 1969—Rules under Compulsory Acquisition of Land Act, 1925: *Gazette* 10th May 1928, p. 968.

Land and Valuation: *Gazette* 30th July, 1970, p. 333; 7th October, 1971, p. 1425; 28th September, 1972, p. 1672; 5th April, 1973, p. 1291; 19th April, 1973, p. 1784; 31st July, 1975, p. 680; 4th May, 1978, p. 1555 (Consolidation); 6th July, 1978, p. 81.

Supreme Court Act, 1935-1980—*continued*

Rules of Court—*continued*

Legal Practitioners Act, 1936-1969.
(a) Rules under Law Society Act, 1915: *Gazette* 9th November, 1916, p. 943; 20th September, 1973, p. 2060.
(b) Admission Rules: *Gazette* 4th August, 1977, p. 309; 29th June, 1978, p. 2258; 13th July, 1978, p. 134.
(c) Trust Accounts and other matters: *Gazette* 31st August, 1939, p. 573; 21st February, 1957, p. 291; 13th August, 1970, p. 628.

Local and District Criminal Courts Act, 1926-1971—Order 71A Supreme Court Rules: *Gazette* 7th January, 1971, p. 67; 9th November, 1972, p. 2267; 28th June, 1973, p. 2849.

Matrimonial Causes Act, 1929-1941—Rules in second schedule to Act as amended by *Gazette* 5th December, 1935, p. 1349.

Mental Health Act, 1935-1969—Rules under Mental Defectives Act, 1913: *Gazette* 3rd September, 1914, p. 585. (Rules made under the Lunatics Act, 1864, on 3rd September, 1869, and 10th August, 1875, may also be applied in any case where the Court or a Judge so orders.)

Minors Contracts (Miscellaneous Provisions) Act, 1979: *Gazette* 25th October, 1979, p. 1069.

Real Property Act, 1886-1969—Strata titles: *Gazette* 22nd February, 1968, p. 529.

Revenue Jurisdiction: Schedule to Act No. 7 of 1866.

Service and Execution of Process Act, 1901-1968 (Commonwealth): *Gazette* 19th April, 1917, p. 646; 4th November, 1937, p. 1247.

Settled Estates Act, 1880-1943: *Gazette* 5th April, 1883, p. 1174.

Superannuation Act, 1974: Rules under Superannuation Act, 1926, dated 26th August, 1930. Not published in the *Gazette*.

Trustee Act, 1936-1968: *Gazette* 4th November, 1937, p. 1225; 16th December, 1948, p. 1804.

Workmen's Compensation Act, 1971—Order 58, Rules 35 and 36 of Supreme Court Rules: *Gazette* 19th August, 1971, p. 601.

Workmen's Liens Act, 1893-1964: *Gazette* 4th April, 1957, p. 653.

Surveyors Act, 1975

Commencement: 8th April, 1976; *Gazette* 8th April, 1976, p. 1895.
s. 25. Proclamation: *Gazette* 31st July, 1980, p. 369.
Regulations: As to surveys, fees, etc.; *Gazette* 6th November, 1975, p. 2396; 29th July, 1976, p. 269; 27th September, 1979, p. 830.

Swimming Pools (Safety) Act, 1972

Commencement: 31st May, 1973; *Gazette* 10th May, 1973, p. 1994.
Administration: Committed to Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.

Swine Compensation Act, 1936-1978

Commencement: 1st March, 1937; *Gazette* 24th December, 1936, p. 1321.
Commencement of Swine Compensation Act Amendment Act, 1971: 1st November, 1971; *Gazette* 28th October, 1971, p. 1752.
Commencement of Swine Compensation Act Amendment Act, 1972: 8th February, 1973; *Gazette* 8th February, 1973, p. 440.
Commencement of Swine Compensation Act Amendment Act, 1974: 1st February, 1975; *Gazette* 23rd January, 1975, p. 259.
Commencement of Swine Compensation Act Amendment Act, 1978, 1st March, 1979, *Gazette* 1st March, 1979; p. 551.
Administration: Committed to the Minister of Agriculture; *Gazette* 24th December, 1936, p. 1322.
s. 4a. Proclamation: *Gazette* 8th February, 1973, p. 440.
Regulations: *Gazette* 16th January, 1941, p. 35; 9th November, 1944, p. 656; 5th June, 1947, p. 1632; 26th August, 1948, p. 864; 21st February, 1952, p. 403; 20th March, 1952, p. 595; 3rd February, 1966, p. 276; 20th December, 1973, p. 3431; 1st March, 1979, p. 563.

Tarcoola to Alice Springs Railway Agreement Act, 1974

Administration: Committed to the Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.

Tatiara Drainage Trust Act, 1949-1975

Commencement: 3rd April, 1952; *Gazette* April, 1952, p. 717.
Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.
ss. 7 and 8. Proclamations: *Gazette* 3rd April, 1952, p. 717; 5th September, 1957, p. 519.

Teacher Housing Authority Act, 1975-1976

Commencement: 22nd May, 1975; *Gazette* 22nd May, 1975, p. 1987.
Regulations: *Gazette* 10th August, 1978, p. 513.

Tea Tree Gully (Golden Grove) Development Act, 1978

Commencement: 1st June, 1978; *Gazette* 25th May, 1978, p. 1827.
Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.
s. 5. Proclamation: *Gazette* 25th September, 1980, p. 946.

Tertiary Education Authority Act, 1979

Administration: Committed to the Minister of Education; *Gazette* 8th November, 1979, p. 1182.

Textile Products Description Act, 1953-1972

Commencement: 1st August, 1954; *Gazette* 2nd August, 1954, p. 269.
Commencement of Textile Products Description Act Amendment Act, 1968: 1st January, 1969; *Gazette* 19th December, 1968, p. 2671.
Commencement of Textile Products Description Act Amendment Act, 1969: 1st January, 1971; *Gazette* 27th August, 1970, p. 902.
Commencement of Textile Products Description Act Amendment Act, 1972: 1st January, 1973; *Gazette* 5th October, 1972, p. 1806.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 2nd August, 1954, p. 269; 17th November, 1955, p. 1116; 15th February, 1968, p. 457; 12th June, 1969, p. 1724; 27th August, 1970, p. 906.

Tobacco Industry Protection Act, 1934

Administration: Committed to the Minister of Agriculture; *Gazette* 28th February, 1935, p. 591.
Regulations: *Gazette* 28th February, 1935, p. 592; 2nd May, 1935, p. 1225.

Torrens College of Advanced Education Act—*See* Adelaide College of the Arts and Education Act.

Trade Measurements Act, 1971-1976

Commencement (Weights and Measures Act, 1971): 28th February, 1972; *Gazette* 24th February, 1972, p. 655.
Commencement of Weights and Measures Act Amendment Act, 1975; 10th April, 1975; *Gazette* 10th April, 1975, p. 1436.
Commencement of Trade Measurements Act Amendment Act, 1976: 20th January, 1977; *Gazette* 20th January, 1977, p. 100.
Administration: Committed to the Minister of Prices and Consumer Affairs; *Gazette* 21st March, 1974, p. 999.
Regulations: *Gazette* 29th June, 1972, p. 2749; 12th September, 1974, p. 1745; 24th October, 1974, p. 2265; 30th January, 1975, p. 368; 20th February, 1975, p. 587; 31st July, 1975, p. 685; 18th September, 1975, p. 1579; 25th September, 1975, p. 1679; 6th November, 1975, p. 2354; 4th March, 1976, p. 952; 1st April, 1976, p. 1681; 13th May, 1976, p. 2472; 25th May, 1976, p. 2763; 8th July, 1976, p. 90; 22nd July, 1976 p. 198; 9th September,1976, p. 838; 10th March, 1977, p. 652; 31st March, 1977, p. 1038; 12th May, 1977, p. 1369, p. 1371; 27th October, 1977, p. 1293; 2nd March, 1978, p. 737.
Regulations under the Trade Measurements Act and Motor Fuel Distribution Act: *Gazette* 22nd July, 1976, p. 200; 5th May, 1977, p. 1307; 18th August, 1977, p. 431.

Trade Standards Act, 1979

Commencement: 31st January, 1980; *Gazette* 31st January, 1980, p. 192 (corrigendum 14th February, 1980, p. 311) (Operation of ss. 4., 22, 23 and 28-45 suspended until a day to be fixed by subsequent proclamation).
Commencement of ss. 36-45 of Trade Standards Act, 1979: 14th February, 1980; *Gazette* 14th February, 1980, p. 310.
Commencement of ss. 22, 23 and 28-35 of Trade Standards Act, 1979: 24th July, 1980, *Gazette* 24th July, 1980, p. 295.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 31st January, 1980, p. 192: delegation of powers of Minister of Consumer Affairs contained in ss. 16 (1), 18 (4), 27 and 36 (1); *Gazette* 24th July, 1980, p. 298.
s. 25. Proclamations: *Gazette* 5th June, 1980, p. 1469; 18th September, 1980, p. 874; 18th December, 1980, p. 2216.
Regulations: *Gazette* 9th October, 1980, p. 1094; 16th October, 1980, p. 1165.

Trade Union Act, 1876-1935

Administration: Committed to the Minister of Labour and Industry; *Gazette* 18th November, 1965, p. 1806.

Trading Stamp Act, 1924-1935

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Transplantation of Human Tissue Act, 1974

Commencement: 17th June, 1976; *Gazette* 17th June, 1976, p. 3062.
Administration: Committed to the Minister of Health; *Gazette* 17th June, 1976, p. 3062.

Trespassing on Land Act, 1951

Administration: Committed to the Minister of Agriculture; *Gazette* 3rd April, 1952, p. 717.
s. 3. Proclamations: *Gazette* 3rd April, 1952, p. 717; 15th June, 1961, p. 1325; 11th June, 1964, p. 1226; 3rd November, 1966, p. 1815; 26th January, 1967, p. 211; 30th March, 1967, p. 1134; 20th April, 1967, p. 1342; 15th June, 1967, p. 1812; 16th November, 1967, p. 2202; 27th June, 1968, p. 1865; 16th October 1969, p. 1217; 9th April, 1970, p. 1349; 7th June, 1973, p. 2423; 2nd August, 1973, p. 720; 20th September, 1973, p. 2050; 14th March, 1974; p. 896; 16th May, 1974, p. 1777; 13th June, 1974, p. 2332; 30th January, 1975, p. 341; 27th March, 1975, p. 1262; 19th October, 1978, p. 1266; 9th November, 1978, p. 1477; 25th October, 1979, p. 1057; 13th December, 1979, p. 1991; 17th July, 1980, p. 230; 11th September, 1980, p. 824; 2nd October, 1980, p. 1026; 9th October, 1980, p. 1082.

Trustee Act, 1936-1980

Commencement: 1st November, 1937; *Gazette* 25th March, 1937, p. 646.
Commencement of Trustee Act Amendment Act, 1941: 8th December, 1941; *Gazette* 4th December, 1941, p. 1193.
Commencement of Trustee Act Amendment Act, 1968: 6th March, 1969; *Gazette* 6th March, 1969, p. 631.
Commencement of Trustee Act Amendment Act, 1980: 21st August, 1980; *Gazette* 21st August, 1980. p. 584.
s. 5 (1) (*f*). Proclamations: *Gazette* 21st June, 1894, p. 1381; 8th February, 1900, p. 228; 21st February, 1901, p. 367; 6th October, 1904, p. 635; 7th June, 1906, p. 996; 1st June, 1911, p. 1071; 21st May, 1914, p. 1105; 17th August, 1922, p. 333; 7th September, 1922, p. 545; 1st March, 1928, p. 453; 19th May, 1932, p. 899; 27th September, 1951, p. 775; 18th December, 1952, p. 1546; 2nd June, 1960, p. 1502; 7th September, 1961, p. 882; 21st September 1961, p. 1027; 28th June, 1962, p. 1647; 12th July, 1962, p. 46; 2nd August, 1962, p. 230; 21st March 1963, p. 693; 22nd February, 1968, p. 515; 3rd May, 1973, p. 1924; 13th April, 1978, p. 1200; 15th February, 1979, p. 348.
s. 5 (1) (f1). Proclamation: *Gazette* 6th March, 1969, p. 631.
s. 5 (1) (k1). Proclamations: *Gazette* 16th May, 1968, p. 1491; 1st August, 1968, p. 269; 23rd September, 1971, p. 1100; 10th May, 1979, p. 1397.
s. 5 (2) Proclamations: *Gazette* 15th May, 1902, p. 1025; 17th August, 1922, p. 333; 11th October, 1923, p. 834.
Regulations: *Gazette* 4th September, 1980, p. 772.
Rules of Court: *Gazette* 4th November, 1937, p. 1225; 16th December, 1948, p. 1804.

Unauthorized Documents Act, 1916-1979

Administration: Committed to the Premier; *Gazette* 5th July, 1979, p. 3.
Regulations: *Gazette* 19th April, 1979, p. 1041.

Unemployment Relief Council Act, 1930-1973

Administration: Committed to the Minister of Industry and Employment; *Gazette* 11th May, 1933, p. 789.
Regulations: *Gazette* 9th July, 1931, p. 33; 12th November, 1936, p. 1066.

Unfair Advertising Act, 1971-1972

Commencement of Unfair Advertising Act Amendment Act, 1972: 21st December, 1972; *Gazette* 21st December, 1972, p. 2724.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

The Uniting Church in Australia Act, 1976-1977

Commencement: 22nd June, 1977; *Gazette* 16th June, 1977, p. 1708.

University of Adelaide Act, 1971-1978

Commencement of university of Adelaide Act Amendment Act, 1978: 25th May, 1978; *Gazette* 25th May, 1978, p. 1824 (commencement of section 8 suspended to a day to be fixed by subsequent proclamation). See the text of this proclamation for reference to earlier proclamations which purported to bring the provisions of the Act (other than section 8) into operation, and which refer to the Act as the University of Adelaide Act Amendment Act, 1977.
Commencement of s. 8 of University of Adelaide Act Amendment Act, 1978: 22nd November, 1978; *Gazette* 17th August, 1978, p. 556.
Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.
By-laws under section 23: *Gazette* 25th November, 1971, p. 2173; 30th August, 1973, p. 1408.

Unordered Goods and Services Act, 1972

Commencement: 1st July, 1972; *Gazette* 29th June, 1972, p. 2690.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Urban Land (Price Control) Act, 1973-1976

Commencement: 29th November, 1973: *Gazette* 29th November, 1973, p. 3056.
Administration: Committed to the Minister for Planning; *Gazette* 22nd November, 1979, p. 1309.
s. 23. Proclamations: *Gazette* 14th November, 1974, p. 3138; 6th April, 1978, p. 1112.
Regulations: *Gazette* 29th November, 1973, p. 3064; 28th February, 1974, p. 624; 21st March, 1974, p. 993; 31st March, 1977, p. 1040.

Vaccination Act, 1936

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Regulations: *Gazette* 17th May, 1894, p. 1112; 29th January, 1903, p. 186; 7th August, 1913, p. 301; 18th December, 1913, p. 1734.

Valuation of Land Act, 1971-1976

Commencement: 1st June, 1972; *Gazette* 11th May, 1972, p. 1758.
Administration: Committed to the Minister of Lands; *Gazette* 12th August, 1976, p. 520.
Regulations: 15th June, 1972, p. 2335; 9th November, 1972, p. 2259; 17th April, 1975, p. 1578; 1st July, 1976, p. 23; 8th May, 1980, p. 1275.

Venereal Diseases Act, 1947

Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Regulations: *Gazette* 10th June, 1948, p. 1206.

Vermin Act—*See* Vertebrate Pests Act.

Vertebrate Pests Act, 1975-1977

Commencement: 1st July, 1975; *Gazette* 26th June, 1975, p. 2457.
Commencement of Vertebrate Pests Act Amendment Act, 1977: 30th June, 1977, p. 1846.
s. 6. Proclamation: *Gazette* 26th June, 1975, p. 2457.
s. 40. Proclamations: *Gazette* 3rd November, 1977, p. 1351; 21st February, 1980, p. 363; 20th March, 1980, p. 548; 24th April, 1980, p. 1066; 20th November, 1980, p. 1923; 18th December, 1980, p. 2214.
Regulations: *Gazette* 26th June, 1975, p. 2660.

Veterinary Districts Act, 1940-1974

Administration: Committed to the Minister of Agriculture; *Gazette* 10th April, 1941, p. 521.
Regulations: *Gazette* 8th May, 1941, p. 693.

Veterinary Surgeons Act, 1935-1975

Commencement: 1st February, 1936; *Gazette* 16th January, 1936, p. 89.
Commencement of sections 3 to 6 of Veterinary Surgeons Act Amendment Act, 1952: 1st March, 1953; *Gazette* 19th February, 1953, p. 272.
Administration: Committed to the Minister of Agriculture; *Gazette* 11th February, 1937, p. 286.
Regulations: *Gazette* 3rd October, 1940, p. 735; 24th August, 1950, p. 466; 11th June, 1953, p. 1396; 18th December, 1958, p. 1640; 2nd February, 1967, pp. 305, 311; 22nd February, 1968, p. 661; 29th October, 1970, p. 2024; 2nd September, 1971, p. 744; 20th June, 1974, p. 2523; 22nd September, 1977, p. 813.

Victoria Square (International Hotel) Act, 1980

Commencement: 11th September, 1980; *Gazette* 11th September, 1980, p. 824.
s. 4. Proclamations: *Gazette* 27th November, 1980, p. 1968, p. 1969.
s. 5. Proclamation: *Gazette* 18th September, 1980, p. 875.

Volunteer Fire Fighters Fund Act, 1949-1957

Administration: Committed to the Minister of Agriculture; *Gazette* 14th June, 1979, p. 1824.

Warehousemen's Liens Act, 1941-1974

Commencement: 1st May, 1942; *Gazette* 26th March, 1942, p. 454.
Regulations: *Gazette* 26th March, 1942, p. 455.
Rules of Local Court: *Gazette* 26th March, 1942, p. 477; 5th March, 1964, p. 522.

Water Conservation Act, 1936-1975

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.
Commencement of Water Conservation Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
s. 6. Proclamations: *Gazette* 20th January, 1927, p. 121; 8th August, 1929, p. 330; 6th February, 1930, p. 226; 23rd October, 1930, p. 834; 13th November, 1930, p. 986; 15th April, 1965, p. 881.
s. 53. Proclamations: *Gazette* 7th May, 1931, p. 741; 7th May, 1931, p. 742; 25th June, 1931, p. 1045; 25th June, 1931, p. 1050; 25th June, 1931, p. 1051; 2nd July, 1931, p. 1; 2nd July, 1931, p. 2; 16th July, 1931, p. 63; 30th July, 1931, p. 158; 30th July, 1931, p. 161; 21st July, 1932, p. 91; 5th January, 1933, p. 2; 24th August, 1933, p. 353; 16th November, 1933, p. 1003; 7th December, 1933, p. 1127; 7th December, 1933, p. 1128; 14th December, 1933, p. 1167;

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By-laws and regulations: *Gazette* 2nd April, 1925, p. 583; 28th July, 1927, p. 242; 1st March, 1928, p. 457; 13th August, 1964, p. 396; 27th August, 1964, p. 550.

Water Resources Act, 1976-1979

Commencement: 1st July, 1976; *Gazette* 13th May, 1976, p. 2458.
Commencement of s. 61: 1st July, 1976; *Gazette* 13th May, 1976, p. 2458.
Commencement of Water Resources Act Amendment Act, 1979: 3rd May, 1979; *Gazette* 3rd May, 1979, p. 1315.
Administration: Committed to the Minister of Water Resources; *Gazette* 15th March, 1979, p. 682.
s. 25. Proclamations: *Gazette* 19th January, 1978, p. 294; 10th August, 1978, p. 467 (two).
s. 41. Proclamations: *Gazette* 13th May, 1976, p. 2459; 23rd October, 1980, p. 1192.
s. 46. Proclamations: *Gazette* 13th May, 1976, p. 2458; 8th July, 1976, p. 79; 9th September, 1976, p. 829 (four).
s. 72. Notice: *Gazette* 9th December, 1976, p. 1921.
Regulations: *Gazette* 3rd May, 1976, p. 2473; 1st July, 1976, p. 28; 25th August, 1977, p. 561; 11th October, 1979, p. 983.

Waterworks Act, 1932-1978

Commencement of Waterworks Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.
Administration: Committed to the Minister of Water Resources; *Gazette* 28th June, 1979, p. 1951.
For information concerning proclamations regarding Water Districts consult Engineering and Water Supply Department.
s. 94. Proclamations: *Gazette* 1st June, 1922, p. 1393; 20th June, 1922, p. 1576; 29th May, 1924, p. 1208; 21st May, 1925, p. 946; 7th January, 1926, p. 1; 27th May, 1926, p. 1265; 16th December, 1926, p. 1510; 27th January, 1927, p. 177; 1st December, 1927, p. 1457; 10th May, 1928, p. 963; 29th November, 1928, p. 1138; 13th June, 1929, p. 1398; 17th July, 1930, p. 86; 26th February, 1931, p. 374; 10th September, 1936, p. 490; 19th November, 1936, p. 1110; 19th October, 1944, p. 471.
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s. 108. Proclamations: *Gazette* 31st October, 1895, p. 957; 17th August, 1939, p. 421.
s. 109. Proclamations: *Gazette* 17th September, 1936, p. 546.
Regulations: *Gazette* 4th July, 1974, p. 33; 3rd October, 1974, p. 2537; 19th December, 1974, p. 3785; 12th June, 1975, p. 2271; 2nd October, 1975, p. 1921; 13th May, 1976, p. 2471; 24th June, 1976, p. 3177; 1st July, 1976, p. 124; 2nd September, 1976, p. 782; 15th September, 1977, p. 735; 21st September, 1978, p. 985; 19th October, 1978, p. 1279; 16th November, 1978, p. 1568; 18th January, 1979, p. 123; 8th November, 1979, p. 1224; 3rd July, 1980, p. 83; 21st August, 1980, p. 593; 20th November, 1980, p. 1934.
By-laws: *Gazette* 25th May, 1933, p. 897; 13th July, 1933, p. 49; 27th March, 1941, p. 441; 28th April, 1949, p. 1033; 17th January, 1952, p. 134; 19th August, 1954, p. 414; 31st May, 1956, p. 1123; 21st January, 1960, p. 195; 9th November, 1961, p. 1589; 21st June, 1962, p. 1589; 28th March, 1963, p. 788; 20th June, 1963, p. 1553; 23rd April, 1964, p. 857; 2nd February, 1967, p. 319; 8th February, 1968, p. 346; 4th April, 1968, p. 1134; 26th August, 1971, p. 669; 9th December, 1971, p. 2463.

West Beach Recreation Reserve Act, 1954-1975

Commencement of West Beach Recreation Reserve Act Amendment Act, 1973: 1st March, 1974; *Gazette* 14th February, 1974, p. 475.
Administration: Committed to the Minister of Local Government; *Gazette* 10th February, 1955, p. 237.
s. 7. Notice: *Gazette* 3rd March, 1955, p. 469.
s. 38. Proclamations: *Gazette* 18th April, 1957, p. 749; 28th April, 1960, p. 1217; 29th August, 1963, p. 632.
Regulation: *Gazette* 8th August, 1974, p. 887.
By-laws: *Gazette* 4th October, 1956, p. 788; 11th June, 1959, p. 1198.

West Lakes Development Act, 1969-1970

Regulations: *Gazette* 15th April, 1971, p. 1601; 8th March, 1973, p. 896; 6th September, 1973, p. 1904; 4th July, 1974, p. 13; 7th August, 1975, p. 781; 20th January, 1977, p. 108; 4th August, 1977, p. 295; 14th December, 1978, p. 2230; 18th January, 1979, p. 141; 11th October, 1979, p. 959; 24th July, 1980, p. 303.

West Terrace Cemetery Act, 1976

Commencement: 20th September, 1977; *Gazette* 29th September, 1977, p. 878.
Administration: Committed to the Minister of Public Works; *Gazette* 28th June, 1979, p. 1952.
Regulations: *Gazette* 29th September, 1977, p. 886; 2nd August, 1979, p. 289.

Whaling Act, 1937

Commencement: At 31st December, 1980, this Act had not been brought into operation.

Wheat Delivery Quotas Act, 1969-1975

Commencement: 24th December, 1969; *Gazette* 24th December, 1969, p. 2098.
Commencement of Wheat Delivery Quotas Act Amendment Act, 1970: 10th December, 1970; *Gazette* 10th December, 1970, p. 2648.
Commencement of Wheat Delivery Quotas Act Amendment Act, 1973: 10th January, 1974; *Gazette* 10th January, 1974, p. 37.
Commencement of Wheat Delivery Quotas Act Amendment Act, 1975: 1st October, 1975; *Gazette* 29th May, 1975, p. 2085.
Administration: Committed to the Minister of Agriculture; *Gazette* 26th October, 1972, p. 2021.
s. 4. Proclamations: *Gazette* 11th June, 1970, p. 2059; 10th June, 1971, p. 2830.
s. 5. Proclamations: *Gazette* 18th February, 1971, p. 497; 10th June, 1971, p. 2830.
s. 18a. Notices: *Gazette* 28th January, 1971, p. 296; 2nd September, 1971, p. 748.

Wheat Marketing Act, 1980

Commencement: 27th March, 1980; *Gazette* 27th March, 1980, p. 679.

Wheat Stabilization Scheme Ballot Act, 1948

s. 2 (10). Notice of affirmative result of ballot: *Gazette* 21st October, 1948, p. 1295.

Wills Act, 1936-1980

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.
Commencement of Wills Act Amendment Act, 1972: 31st May, 1973; *Gazette* 31st May, 1973, p. 2318.
Commencement of Wills Act Amendment Act (No. 2), 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 357.

Workers Compensation Act, 1971-1979

Commencement: 1st July, 1971; *Gazette* 10th June, 1971, p. 2830.
Commencement of Workmen's Compensation Act, 1971: 1st January, 1972; *Gazette* 16th December, 1971, p. 2498.
Commencement of Workmen's Compensation Act Amendment Act, 1973: 1st January, 1974; *Gazette* 20th December, 1973, p. 3340.
Commencement of Workmen's Compensation Act Amendment Act, 1979: *Gazette* 14th June, 1979, p. 1824.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 95. Proclamation: *Gazette* 9th November, 1972, p. 2254 (anthrax).
Part IXa. Scheme made by the Treasurer: *Gazette* 24th June, 1971, p. 3082.
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Rules of Supreme Court as to Appeals (Order 58, Rules 35 and 36): *Gazette* 19th August, 1971, p. 601.
Rules of Industrial Court: *Gazette* 19th June, 1975, p. 2331; 20th April, 1978, p. 1266; 26th June, 1980, p. 1827.

Workers Compensation (Insurance) Act, 1980

Commencement: 23rd December, 1980; *Gazette* 23rd December, 1980, p. 2369.
Regulations: *Gazette* 23rd December, 1980, p. 2374.

Workers Compensation (Special Provisions) Act, 1977-1980

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 30th August, 1979, p. 503.

Workmen's Liens Act, 1893-1964

Commencement: 27th January, 1894; *Gazette* 25th January, 1894, p. 173.
Commencement of Statutes Amendment (Local Courts and Workmen's Liens) Act, 1964: 3rd December, 1964; *Gazette* 3rd December, 1964, p. 1715.
Commencement of Workmen's Liens Act Amendment Act, 1964: 21st June, 1973; *Gazette* 21st June, 1973, p. 1973.
Regulations: *Gazette* 1st February, 1895, p. 453.
Rules of the Supreme Court as to procedure: *Gazette* 4th April, 1957, p. 653.

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Commencement of Wrongs Act Amendment Act, 1974: 28th November, 1974; *Gazette* 28th November, 1974, p. 3373.
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