ACTS OF THE PARLIAMENT OF SOUTH AUSTRALIA

—

1959

ACTS

OF

THE PARLIAMENT

OF

SOUTH AUSTRALIA

1959

With Acts reprinted pursuant to the Amendments Incorporation Act, 1937, Tables and Indexes.

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ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 1 of 1959

An Act for the further appropriation of the revenue of the State for the year ending on the thirtieth day of June, nineteen hundred and fifty-nine, and for other purposes.

[*Assented to 16th June,* 1959.]

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), 1959".

Further issue.

2. Out of the moneys paid to the State by the Commonwealth of Australia, and any other General Revenue of the said 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 State Government for the year ending on the thirtieth day of June, nineteen hundred and fifty-nine, any further sum or sums not exceeding in the whole six hundred and forty-six thousand seven-hundred and fifteen pounds.

Appropriation of General Revenue issued under this Act.

3. All moneys issued under this Act, not exceeding the sum hereinbefore mentioned shall be applied and appropriated for the following purposes :—

	£
Chief Secretary and Minister of Health—	
Police Department	30,750
Sheriff and Gaols and Prisons Department	12
Miscellaneous	332
Minister of Lands and Minister of Repatriation—	
Miscellaneous	3,800
Minister of Works—	
Engineering and Water Supply Department	64,700
Minister of Education—	
Education Department	383,000
Miscellaneous	58,896
Minister of Agriculture and Minister of Forests—	
Produce Department	48,825
Miscellaneous	56,400
	£646,715

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 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 by the Commonwealth of Australia 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.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 2 of 1959

An Act to authorize the Treasurer to borrow and expend money for public works and purposes and to enact other provisions incidental thereto.

[*Assented to 16th June,* 1959.]

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 (No. 1), 1959".

Interpretation.

2. In this Act, unless the context otherwise requires—

"the Financial Agreement" means the Financial Agreement made between the Commonwealth and all the States and set out in the schedule at the end of the Amending Financial Agreement Act, 1944 ;

"the loan fund" means the money mentioned in section 3 of this Act ;

The Loan Fund.

3. For the purposes of this Act the loan fund shall consist of—

(*a*) any money standing to the credit of the loan fund account in the Treasury at the commencement of this Act ;

(*b*) all money received after the commencement of this Act by the Treasurer in repayment of advances made, or money expended, out of money borrowed under any Act ;

(*c*) all surplus revenue applied after the commencement of this Act to loan accounts in accordance with section 30 of the Public Finance Act, 1936-1954 ;

(*d*) the money borrowed under this Act.

Power to borrow.

4. The Treasurer may arrange for the sum of one million five hundred and fifty thousand pounds to be borrowed on behalf of the State in accordance with the Financial Agreement.

Issue and application of money from Loan Fund.

5. (1) There may be issued out of the loan fund any sums not exceeding one million five hundred and fifty thousand pounds.

(2) The sum of twenty six million seven hundred and twenty two thousand pounds authorised as the total amount to be issued from the loan fund for works and purposes during the financial year 1958-1959 by section 5 of the Public Purposes Loan Act, 1958, shall be increased by seven hundred thousand pounds and the Treasurer is hereby authorised to apply seven hundred thousand pounds to the Advances for Homes Account for the purpose of making advances to home purchasers pursuant to the Advances for Homes Act, 1928-1958. This sub-section shall be deemed to have come into operation on the date of assent to the Public Purposes Loan Act, 1958.

(3) An amount of eight hundred and fifty thousand pounds may be applied from the loan fund by the Treasurer to the Advances for Homes Account, and such amount may be paid by the Treasurer to the State Bank of South Australia to be held by the Bank and applied in payment of commitments on loans approved pursuant to the Advances for Homes Act, 1928-1958 but not fully advanced as at the thirtieth day of June, 1959.

Loans to recoup money advanced under Public Finance Act.

6. (1) The Treasurer may, in addition to the other amounts authorized by this Act to be borrowed, arrange for the borrowing on behalf of the State in accordance with the Financial Agreement of a sum of ninety thousand pounds, being the amount advanced by the Treasurer pursuant to sub-section (2) of section 32b of the Public Finance Act, 1936-1954.

(2) There may be issued out of the loan fund a further sum not exceeding ninety thousand pounds.

(3) The sum so issued shall be applied for the purpose of purchasing school buses for use by the Education Department.

7. This Act, without any further appropriation, shall be a sufficient authority for making the payments hereby authorized. Appropriation.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 3 of 1959

An Act to apply, out of the General Revenue, the sum of Nine Million Pounds to the Public Service for the year ending on the thirtieth day of June, nineteen hundred and sixty.

[*Assented to* 16*th June,* 1959.]

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), 1959".

Issue and application of £9,000,000.

2. Out of the General Revenue of the State there shall be issued and applied, from time to time, for the public service of the State for the financial year ending the thirtieth day of June, nineteen hundred and sixty, any moneys not exceeding in the whole nine million pounds.

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 said moneys 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, nineteen hundred and fifty nine : Provided that there may be paid out of the said moneys increases of salaries or wages fixed or prescribed by any return made under any Act relating to the public service, or by any regulation, or by any award, order, or determination of any court or other body empowered to fix or prescribe wages or salaries.

(2) The Treasurer is hereby authorized to pay such increases out of the said moneys.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 4 of 1959

An Act to apply, out of the General Revenue, a further sum of Nine Million Pounds to the Public Service for the year ending the thirtieth day of June, nineteen hundred and sixty.

[*Assented to 27th August,* 1959.]

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. 2), 1959".

Issue and application of £9,000,000.

2. Out of the General Revenue of the State there shall be issued and applied, from time to time, for the public service of the State for the financial year ending the thirtieth day of June, nineteen hundred and sixty, in addition to any moneys so issued and applied pursuant to the Supply Act (No. 1), 1959, any moneys not exceeding in the whole nine million pounds.

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 said moneys 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, nineteen hundred and fifty-nine, except increases of salaries or wages fixed or prescribed by any return made under any Act relating to the public service, or by any regulation, or by any award, order,

or determination of any court or other body empowered to fix or prescribe wages or salaries.

(2) The Treasurer is hereby authorized to pay such increases out of the said moneys.

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

J. M. NAPIER, Governor's Deputy.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

***

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 6 of 1959

An Act to amend the Electoral Act, 1929-1955.

[*Assented to 1st October,* 1959.]

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. (1) This Act may be cited as the "Electoral Act Amendment Act, 1959".

(2) The Electoral Act, 1929-1955, as amended by this Act, may be cited as the "Electoral Act, 1929-1959".

(3) The Electoral Act, 1929-1955, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 73—Application for postal vote certificate and postal ballot paper.

3. Subsection (1) of section 73 of the principal Act is amended by substituting for the comma at the end of paragraph (*d*) thereof, a colon and the word "or", and by adding the following sub-paragraph to the said subsection:—

(*e*) is a member of a religious Order of men or women the constitution of which Order provides that the members thereof do not go outside the precincts thereof,

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 7 of 1959

An Act to authorize the Treasurer to borrow and expend money for public works and purposes, and to enact other provisions incidental thereto.

[*Assented to 1st October,* 1959.]

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 (No. 2), 1959".

Interpretation.

2. In this Act, unless the context otherwise requires—

"the financial agreement" means the Financial Agreement made between the Commonwealth and all the States and set out in the schedule at the end of the Amending Financial Agreement Act, 1944;

"the loan fund" means the money mentioned in section 3 of this Act;

"schedule" means schedule to this Act.

The loan fund.

3. For the purposes of this Act the loan fund shall consist of—

(*a*) any money standing to the credit of the loan fund account in the Treasury at the commencement of this Act;

(*b*) all money received after the commencement of this Act by the Treasurer in repayment of advances made, or money expended, out of money borrowed under any Act;

(*c*) all surplus revenue applied after the commencement of this Act to loan accounts in accordance with section 30 of the Public Finance Act, 1936-1954;

(*d*) the money borrowed under this Act.

Power to borrow.

4. The Treasurer may arrange for the sum of twenty-five million four hundred thousand pounds to be borrowed on behalf of the State in accordance with the financial agreement.

Issue and application of money from loan fund.

5. (1) There may be issued out of the loan fund any sums not exceeding twenty-nine million pounds.

(2) The sums so issued shall be applied for the purposes mentioned in the schedule.

(3) If the amount mentioned in any line of the schedule as the proposed expenditure for the work or purpose mentioned in that line is insufficient for that work or purpose, the Treasurer may issue additional money from the loan fund for that work or purpose but so that the total amount issued under this Act from the loan fund during the financial year 1959-1960 for works and purposes mentioned in the schedule shall not exceed twenty-nine million pounds.

Flotation expenses.

6. The Treasurer may—

(*a*) in addition to the other amounts authorized by this Act to be borrowed, arrange for the borrowing on behalf of the State in accordance with the financial agreement of a sum equal to the discounts, charges and expenses incurred in connection with the borrowing of money under this Act;

(*b*) issue a sum equal to those discounts, charges and expenses out of the loan fund, and apply the sum so issued in payment of those discounts, charges and expenses.

Temporary finance for loan works.

7. If the money in the loan fund is at any time insufficient for the purpose of carrying out the works and purposes mentioned in the 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 1960-1961.

8. (1) The Treasurer may arrange to borrow, during the period between the 30th June, 1960, and the commencement of the Act authorizing the raising and expenditure of loan money for the financial year 1960-1961, on behalf of the State in accordance with the financial agreement any sums not exceeding ten million pounds.

(2) There may be issued out of the loan fund during the said period any sums not exceeding ten million pounds.

(3) Any sum so issued shall be applied to meet expenditure on all or any of the loan undertakings mentioned in the schedule during the said period and the amount to be allocated to each such undertaking shall be determined by the Treasurer.

Duration of Act.

9. The authority to borrow money and to issue and apply money from the loan fund, given by sections 4 and 5 of this Act shall cease on the thirtieth day of June, 1960.

Authority to spend Commonwealth Aid Roads Grant.

10. All money received by the State from the Commonwealth by way of grants under the Commonwealth Aid Roads Act, 1959, or any amendment thereof, or any Act substituted therefor, shall be paid to a special account in the books of the Treasurer, and the Treasurer shall on the request of the Minister of Local Government issue and pay out of the money so credited such sums as are required for purposes specified in the said Act.

Commencement of Act.

11. This Act shall be deemed to have come into operation on the first day of July, nineteen hundred and fifty-nine.

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

R. A. GEORGE, Governor.

SCHEDULE.

Amounts Proposed to be Expended from the Loan Fund During the Financial Year Ending 30th June, 1960.

Loan Undertakings.	Estimated Expenditure.
	£
STATE BANK.	
Advances for Homes	2,750,000
Loans to Producers	300,000
Advances to Settlers	50,000
Loans for Fencing and Water Piping	5,000
Vermin-proof Fencing	1,000
Advances to State Bank	350,000
Loans for Water Conservation	6,000
HIGHWAYS AND LOCAL GOVERNMENT.	
Roads and Bridges	250,000
LANDS.	
Land Repurchase for Closer Settlement	1,000
Crown Lands Development Act	100,000
Settlement of Discharged Soldiers on the Land, 1914-18 War	2,000
Lands Department—Buildings, plant, etc.	25,000
IRRIGATION AND DRAINAGE.	
Irrigation and Reclamation of Swamp Lands	300,000
Lessees Reclaimed Swamp Lands—Loans to	1,000
South-Eastern Drainage	500,000
WOODS AND FORESTS.	
Afforestation and Timber Milling	1,150,000
RAILWAYS.	
Railway Accommodation	2,750,000
HARBORS BOARD.	
arbors Accommodation	1,200,000
ENGINEERING AND WATER SUPPLY.	
Waterworks and Sewers	7,900,000
River Murray Weirs, Dams, Locks, Etc.	250,000
ARCHITECT-IN-CHIEF.	
Government Buildings and Land	6,750,000

Amounts Proposed to be Expended from the Loan Fund During the Financial Year Ending 30th June, 1960—continued.

Loan Undertakings.	Estimated Expenditure.
	£
MISCELLANEOUS.	
Expenses and Discounts of Floating Conversion and Public Loans	500,000
Temporary and Emergency Housing Accommodation	5,000
South Australian Housing Trust—Loan to	600,000
Electricity Trust of South Australia—Loan to	2,500,000
Leigh Creek Coal Field	125,000
Mines Department—Buildings, Plant, Etc.	175,000
Uranium Production—Capital	75,000
Municipal Tramways Trust—Loan to	55,000
Metropolitan and Export Abattoirs Board—Loan to	120,000
Public Parks Act—Purchase of Land	4,000
Enfield General Cemetery—Advances to	5,000
Printing and Stationery Department—Plant, Machinery, Stores, Etc.	35,000
Produce Department—Buildings, Plant, Etc.	50,000
Fishing Havens	70,000
Education Department—School Buses	40,000
Total	£29,000,000

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 8 of 1959

An Act to amend the Land Settlement Act, 1944-1958.

[*Assented to 15th October,* 1959.]

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 "Land Settlement Act Amendment Act, 1959".

(2) The Land Settlement Act, 1944-1958, as amended by this Act, may be cited as the "Land Settlement Act, 1944-1959".

(3) The Land Settlement Act, 1944-1958, is hereinafter called "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act s. 5—Term of office.

3. Subsection (1) of section 5 of the principal Act is repealed and the following subsection inserted in lieu thereof:—

(1) Subject to section 6 of this Act, every member of the Committee holding office at the time of the passing of the Land Settlement Act Amendment Act, 1959, and any person appointed to a casual vacancy occurring on the Committee before the thirty-first day of December, 1961, shall hold office until the thirty-first day of December, 1961.

Amendment of principal Act, s. 27a—Power to acquire land in South-East.

4. Subsection (4) of section 27a of the principal Act is amended by striking out the word "eleven" in the fourth line and by inserting in lieu thereof the word "thirteen".

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 9 of 1959

An Act to apply, out of the General Revenue, a further sum of Four Million Pounds to the Public Service for the year ending the thirtieth day of June, nineteen hundred and sixty.

[*Assented to 29th October,* 1959.]

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. 3), 1959".

Issue and application of £4,000,000.

2. Out of the General Revenue of the State there shall be issued and applied, from time to time, for the public service of the State for the financial year ending the thirtieth day of June, nineteen hundred and sixty, in addition to any moneys so issued and applied pursuant to the Supply Acts (Nos. 1 and 2), 1959, any moneys not exceeding in the whole four million pounds.

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 said moneys 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, nineteen hundred and fifty-nine, except increases of salaries or wages fixed or prescribed by any return made under any Act relating to the public service, or by any regulation, or by any award,

order, or determination of any court or other body empowered to fix or prescribe wages or salaries.

(2) The Treasurer is hereby authorized to pay such increases out of the said moneys.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 10 of 1959

An Act to amend the Agent-General Act, 1901-1953, the Audit Act, 1921-1957, the Industrial Code, 1920-1958, the Police Regulation Act, 1952-1955, and the Public Service Act, 1936-1958, and for other purposes.

[*Assented to 5th November,* 1959.]

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 "Statutes Amendment (Public Salaries) Act, 1959".

Amendment of Agent-General Act, 1901-1953, s. 5—Salary of Agent-General.

2. Section 5 of the Agent-General Act, 1901-1953, is amended by striking out the words "two thousand eight hundred and seventy-six" in paragraph (*a*) of subsection (1) and inserting in their place the words "three thousand two hundred and forty".

Amendment of Audit Act, 1921-1957, s. 6—Salary of Auditor-General.

3. Section 6 of the Audit Act, 1921-1957, is amended by striking out the words "three thousand eight hundred and seventy-six" in subsection (1) thereof and inserting in their place the words "four thousand two hundred and forty".

Amendment of Industrial Code 1920-1958, s. 13—Salary of President and Deputy President

4. Section 13 of the Industrial Code 1920-1958, is amended—

(*a*) by striking out the words "three thousand seven hundred and fifty" in subsection (1) thereof and inserting in lieu thereof the words "four thousand and seventy five"; and

(*b*) by striking out the words "three thousand one hundred and fifty" in subsection (2) thereof and inserting in lieu thereof the words "three thousand four hundred and twenty-five".

Amendment of Police Regulation Act, 1952-1955, s. 8—Salary of Commissioner of Police.

5. Section 8 of the Police Regulation Act, 1952-1955, is amended by striking out the words "three thousand five hundred and seventy-six" in subsection (1) thereof and inserting in their place the words "three thousand nine hundred and forty".

Amendment of Public Service Act, 1936-1958, s. 17—Salary of Public Service Commissioner.

6. Section 17 of the Public Service Act, 1936-1958, is amended by striking out the words "three thousand eight hundred and seventy-six" in subsection (1) thereof and inserting in their place the words "four thousand two hundred and forty".

Operation of increases in salaries.

7. The rates of salary fixed by sections 2 to 6 (inclusive) of this Act shall be deemed to have come into operation on the first day of April, nineteen hundred and fifty-nine, and the rate fixed by section 3 shall for all purposes be deemed to be the salary at which the Auditor-General holding office on the thirtieth day of September, nineteen hundred and fifty-nine, was being paid at the time of his retirement.

Retrospective increase in certain salaries.

8. The Governor may direct that any increase made in the rate of salary of the South Australian Railways Commissioner or of the Commissioner of Highways in force on the day on which this Act is assented to by the Governor shall be deemed to have come into operation on the first day of April, nineteen hundred and fifty-nine, or any later date fixed by the Governor.

Arrears.

9. (1) The arrears of salary payable to any person by virtue of this Act may be paid in one sum.

(2) This Act shall, without further appropriation, be sufficient authority for the payment of all such arrears.

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

J. M. NAPIER, Governor's Deputy.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 11 of 1959

An Act to authorize the Catholic Church Endowment Society Incorporated and the South Australian Housing Trust to exchange certain land in the Hundred of Noarlunga, and for incidental purposes.

[*Assented to 5th November,* 1959.]

Preamble.

WHEREAS in the year eighteen hundred and fifty-one, a piece of land approximately twenty acres in area (which said land is now numbered section 616A Hundred of Noarlunga) was granted to the Roman Catholic Church as glebe land AND WHEREAS the grant to the said land has been lost and, after due search, no record can be found of its registration, deposit or enrolment AND WHEREAS the said land is now administered on behalf of the Roman Catholic Church by the Catholic Church Endowment Society Incorporated AND WHEREAS the said Society and the South Australian Housing Trust have agreed that it would be desirable that the said land should be exchanged for other land being land of the said Trust in the Hundred of Noarlunga: NOW THEREFORE 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 "Exchange of Land (Hundred of Noarlunga) Act, 1959".

Power to issue grant.

2. (1) The Governor may issue to the South Australian Housing Trust a land grant of an estate in fee simple of section 616A Hundred of Noarlunga if the Minister of Lands is satisfied that the Catholic Church Endowment Society Incorporated and the said Trust have entered into an agreement in writing agreeing that, in consideration of an estate in fee simple in section 616A Hundred of Noarlunga being vested in the said

Trust by the issue of a land grant by the Governor, the said Trust will, at a time to be mutually agreed between the said Society and the said Trust, transfer to the said Society an estate in fee simple (free from any trust or dedication) in a piece or pieces of land to the total area of twenty acres situated at such places within sections 1, 2, 3, 4, 5, 11, 12, 13, 14, 15, 21, 316, 317, 631, 632, 633, 645, 646, 647, 648, 649, 650, 651, 660, 661, 662, 663 and 664 Hundred of Noarlunga as the said Society and the said Trust may mutually agree.

(2) The land comprised in such land grant to the said Trust shall be free from any trust or dedication. Upon the issue to the said Trust of such land grant, the grant to the Roman Catholic Church hereinbefore referred to shall be deemed to be cancelled.

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

J. M. NAPIER, Governor's Deputy.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 12 of 1959

An Act for the general appropriation of the revenue of the State for the year ending on the thirtieth day of June, nineteen hundred and sixty, and for other purposes.

[*Assented to 19th November,* 1959.]

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), 1959".

Further issue.

2. Out of the moneys paid to the State by the Commonwealth of Australia, and any other General Revenue of the said State, not otherwise by law specially appropriated, there may be further issued the sum of thirty-seven million, two hundred and sixty-five thousand pounds.

Appropriation of General Revenue.

3. (1) Out of the sum of nine million pounds issued under the authority of the Supply Act (No. 1), 1959, and the sum of nine million pounds issued under the authority of the Supply Act (No. 2), 1959 and the sum of four million pounds issued under the authority of the Supply Act (No. 3), 1959, and the said sum of thirty-seven million, two hundred and sixty-five thousand pounds by this Act authorized to be issued, there may be applied and paid for defraying the charges of the State Government for the year ending the thirtieth day of June,

Estimates, 1959-60.

nineteen hundred and sixty the sum of fifty-nine million, two hundred and sixty-five thousand pounds, the said amount being appropriated as follows, viz :—

	£
Legislative Council	11,303
House of Assembly	14,937
Parliamentary Library	7,507
Joint House Committee	11,548
Electoral	23,818
Government Reporting	42,863
Parliamentary Standing Committee on Public Works	3,117
Parliamentary Committee on Land Settlement	2,137
Legislature, Miscellaneous	42,760
State Governor's Establishment	9,530
Chief Secretary	19,173
Statistical	32,594
Audit	73,463
Printing and Stationery	291,739
Police	2,302,981
Sheriff and Gaols and Prisons	450,222
Hospitals	5,231,651
Children's Welfare and Public Relief	750,797
Public Health	224,268
Public Service Commissioner	73,291
Chief Secretary, Miscellaneous	2,283,237
Attorney-General	35,595
Registrar of Companies	13,262
Crown Solicitor	39,774
Parliamentary Draftsman	6,873
Public Trustee	90,726
Supreme Court	87,489
Adelaide Local Court	43,755
Adelaide Police Court	39,602
Country and Suburban Courts	74,814
Coroners	5,896
Registrar-General of Deeds	153,145
Attorney-General, Miscellaneous	27,399
Treasury	40,407
Superannuation	49,506
Motor Vehicles	190,433
Agent-General in England	72,127
Land Tax	122,423
Stamp and Succession Duties	36,738
Publicity and Tourist Bureau and Immigration	311,179
Prices Control	65,329
Treasurer, Miscellaneous	7,299,390
Lands	710,357
Government Motor Garage	38,329
Advances to Settlers, Vermin Proof Fencing and Loans for Fencing and Water Piping	1,727
Minister of Lands, Miscellaneous	150,812
Public Works (Office of the Minister)	7,782
Engineering and Water Supply	3,650,233
Architect-in-Chief	211,500
Government Offices	202,100
Cemetery	17,500

	£
Public Stores	120,225
Aborigines	369,870
Public Works	1,215,800
Minister of Works Miscellaneous	34,988
Education	10,330,050
The Libraries	168,000
The Museum	46,003
The Art Gallery	22,380
Minister of Education, Miscellaneous	2,084,905
Labour and Industry	96,637
Minister of Industry, Miscellaneous	1,460
Minister of Agriculture (Office of Minister)	6,787
Agriculture	793,470
Agricultural College	118,135
Produce	275,430
Fisheries and Game	22,086
Chemistry	50,389
Minister of Agriculture, Miscellaneous	428,130
Department of Lands—Irrigation and Drainage	477,113
Mines	685,499
Harbors Board	1,380,765
Minister of Marine, Miscellaneous	6,246
Railways	14,365,000
Transport Control Board	19,573
Office of Minister of Roads and Local Government	5,843
Highways and Local Government	413,220
Minister of Roads and Local Government, Miscellaneous	27,858
Total	£59,265,000

(2) If—

(*a*) during the financial year ending on the thirtieth day of June nineteen hundred and sixty any increases of salaries or wages become payable by the State Government pursuant to any return made under the Acts relating to the public service, or any regulation or any award, order or determination of a court or other body empowered to fix wages or salaries ; and

(*b*) such increases were not provided for in the estimates of expenditure for the said financial year,

the Governor may, by warrant under section 32a of the Public Finance Act, 1936-1954, appropriate out of the general revenue of the State any money required to pay the said increases.

The aggregate amount of money which may be appropriated under the said section 32a for the said financial year shall be increased by the amount of money appropriated pursuant to this subsection.

(3) Sections 48 and 187 of the Industrial Code, 1920-1958, except so far as they require awards, orders and determinations to be laid before Parliament, shall not apply to any award, order or determination made between the passing of this Act and the passing of the Act for the general appropriation of revenue for the year ending on the thirtieth day of June, nineteen hundred and sixty-one.

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 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 by the Commonwealth of Australia 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 estimates of expenditure of the Government of South Australia, passed by the House of Assembly for the financial year ending on the thirtieth day of June, nineteen hundred and sixty notwithstanding that the payment is—

(*a*) in respect of a period prior to the first day of July, nineteen hundred and fifty-nine; or

(*b*) at a rate in excess of the rate which, during the period in respect of which the payment is made, was in force under any return made by the Public Service Board, pursuant to the Public Service Act, 1936-1958, or under any regulation of the South Australian Railways Commissioner.

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. Payments to be in addition to other payment

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 13 of 1959

An Act to provide for compensation for loss arising from measures to eradicate fruit fly.

[*Assented to 19th November,* 1959.]

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 "Fruit Fly (Compensation) Act, 1959".

Incorporation.

2. This Act is incorporated with the Fruit Fly Act, 1947-1955, and that Act and this Act shall be read as one Act.

Compensation.

3. (1) Any person who suffers loss by reason of—

(*a*) any of the acts to which this section applies ; or

(*b*) being prohibited from removing fruit from any land by the operation of the proclamations made under the Vine, Fruit, and Vegetable Protection Act, 1885-1936, on the fifteenth, sixteenth and nineteenth days of January, nineteen hundred and fifty-nine, the fourth day of March, nineteen hundred and fifty-nine and the seventh day of April, nineteen hundred and fifty-nine and published in the *Gazettes* of the fifteenth and twenty-second days of January, the fifth day of March and the ninth day of April, nineteen hundred and fifty-nine, at pages 67-68, 101, 102, 485, and 747-748,

shall be entitled to compensation for that loss as provided in the Fruit Fly Act, 1947-1955.

(2) This section shall apply to—

(*a*) any act done pursuant to or in the intended exercise of powers conferred by the fruit fly regulations, if such act is done on land while the removal of fruit therefrom is prohibited by the said proclamations;

(*b*) any act done in the course of or incidentally to the doing of any such act as mentioned in paragraph (*a*) of this subsection.

(3) This section shall apply to acts done and loss or damage caused before or after the passing of this Act.

Time limit for claims.

4. Notwithstanding the provisions of subsection (1a) of section 5 of the Fruit Fly Act, 1947-1955, a notice of claim under that section for compensation under section 3 of this Act shall be delivered to the Committee before the first day of February, nineteen hundred and sixty.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 14 of 1959

An Act to provide for the construction of a railway from Hallett Cove to Port Stanvac.

[*Assented to 19th November,* 1959.]

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. This Act may be cited as the "Hallett Cove to Port Stanvac Railway Act, 1959".

Incorporation.

2. The Compulsory Acquisition of Land Act, 1925-1959, is incorporated with this Act.

Power to construct railway.

3. (1) The South Australian Railways Commissioner hereinafter called "the Commissioner" may—

(*a*) construct a railway from a point near the Hallett Cove Railway Station on the Goodwood-Willunga Railway to a point in section 578 in the Hundred of Noarlunga and to be known as "Port Stanvac", which points are indicated on the plan deposited in the office of the Surveyor-General, Adelaide, signed "R. J. Bridgland, Chief Engineer for Railways" dated 30th September 1959 and numbered 150 over 26 ;

(*b*) construct all proper works, buildings and structures connected with or required for the purposes of the said railway.

(2) The said railway shall be constructed on the route indicated in the said plan or on some variation of that route within the limits of deviation indicated on the said plan.

(3) The gauge of the said railway shall be five feet three inches.

(4) The Commissioner, if he thinks proper, may enter into contracts with any person or persons for all or any of the following purposes, namely, the construction of the whole or any part of the said railway, works, buildings, or structures or the execution of any works or the provision of any materials, equipment or services required in connection with such construction or with the said railway, works, buildings or structures.

Financial provision.

4. The money required by the Commissioner for the purpose of constructing the railway, works, buildings and structures mentioned in this Act shall be paid out of money provided by Parliament for the purpose.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 15 of 1959

An Act to amend the Hide, Skin, and Wool Dealers Act, 1915-1935.

[*Assented to 19th November,* 1959.]

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 "Hide, Skin, and Wool Dealers Act Amendment Act, 1959".

(2) The Hide, Skin, and Wool Dealers Act, 1915-1935, as amended by this Act, may be cited as the "Hide, Skin, and Wool Dealers Act, 1915-1959".

(3) The Hide, Skin, and Wool Dealers Act, 1915-1935, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Commencement of Act.

3. (1) Sections 1, 2, 3, 5, 7, and 8 of this Act shall come into operation on the day on which this Act is assented to.

(2) Sections 4 and 6 of this Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 2—Interpretation.

4. Section 2 of the principal Act is amended—

(*a*) by striking out the definition of the verb "to sell" therein ;

(*b*) by adding at the end of the definition of the verb "to buy" therein the words "whether as principal or agent".

5. Section 10 of the principal Act is amended by inserting after the word "surname" in the fifth line thereof the words "(or if the licensee is a corporation, the name of the corporation)". Amendment of principal Act, s. 10—Name and licence number to be posted up.

6. Section 12 of the principal Act is repealed and the following section enacted and inserted in its place :— Repeal and re-enactment of s. 12 of principal Act—

12. (1) Any person who, not being a licensee, buys any hide, skin or wool for the purpose of the re-sale of the hide, skin or wool by him or his principal shall be guilty of an offence against this Act unless— Licensing of persons buying hides, skins or wool.

(*a*) he buys the hide, skin or wool at an auction sale conducted by an auctioneer licensed under the Auctioneers Act, 1934-1953, or an auctioneer's clerk registered under that Act ; or

(*b*) he buys the hide, skin or wool from a licensee or an approved agent.

In proceedings for an offence against this subsection, proof that the defendant bought any hide, skin or wool shall be *prima facie* evidence that the defendant bought the hide, skin or wool for the purpose of re-sale as mentioned in this subsection.

(2) Any person—

(*a*) who carries on the business, or whose principal carries on the business, of treating hides, skins or wool in a process of manufacture ; and

(*b*) who, not being a licensee, buys any hide, skin or wool in the course of that business,

shall be guilty of an offence against this Act unless he buys the hide, skin or wool as mentioned in paragraph (*a*) or (*b*) of subsection (1).

(3) A licensee shall not have in his service any person whose duties are or include the buying of hides, skins or wool unless that person holds a licence.

(4) If the Minister is satisfied that—

(*a*) a person carries on business as an agent for the sale of hides, skins or wool ; and

(*b*) conducts that business and any other business carried on by him in a manner which does not facilitate unlawful dealings in hides, skins or wool,

the Minister may, by notice in the *Gazette*, declare that that person shall be an approved agent.

The Minister may by notice in the *Gazette* vary or revoke a declaration made under this subsection

Repeal and re-enactment of s. 13 of principal Act—

7. Section 13 of the principal Act is repealed, and the following section enacted and inserted in its place :—

Unlicensed person pretending to be licensed.

13. Any person who, not being a licensee, takes, uses or exhibits the name or title of, or in any way pretends to be, a licensee shall be guilty of an offence against this Act.

Amendment of principal Act, s. 16—Regulations.

8. (1) Section 16 of the principal Act is amended by inserting after subsection (1) thereof the following subsections :—

(1a) The Governor may make regulations—

(*a*) requiring a licensee to keep a record of his sales and purchases of hides, skins and wool in the manner prescribed by the regulations ; and

(*b*) enabling an inspector or a member of the police force to inspect the record.

(1b) Regulations may be made under subsection (1) of this section prescribing reduced fees payable with respect to a licence held by the servant of a licensee.

(2) The regulations made under the principal Act on the twenty-sixth day of November, nineteen hundred and thirty-six and published in the *Gazette* of that date at page 1150, shall, with respect to sales and purchases of hides, skins, and wool effected after the commencement of this Act, and records thereof, be as valid as if this section had been enacted when the regulations were made.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 16 of 1959

An Act to amend the Land Agents Act, 1955.

[*Assented to 19th November,* 1959.]

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 "Land Agents Act Amendment Act, 1959".

(2) The Land Agents Act, 1955, as amended by this Act, may be cited as the "Land Agents Act, 1955-1959".

(3) The Land Agents Act, 1955, is hereinafter called "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 9—

3. Section 9 of the principal Act is amended—

Members.

(*a*) by striking out the word "three" in the first line thereof and by inserting in lieu thereof the word "four" ; and

(*b*) by striking out the word "two" in paragraph (*b*) thereof and by inserting in lieu thereof the word "three".

Amendment of principal Act, s. 10—

Appointment of secretary.

4. Section 10 of the principal Act is amended by adding at the end thereof the words "and one member of the board to be the secretary thereof".

Amendment of principal Act, s. 27—Qualifications for licence necessary for individual applicant.

5. Paragraph (*b*) of subsection (1) of section 27 of the principal Act is amended by striking out the words "of good character" and by inserting in lieu thereof the words "a fit and proper person to be licensed ;".

Amendment of principal Act, s. 28—Qualification for licence for corporation.

6. Subsection (2) of section 28 of the principal Act is amended by striking out the words "of good character" at the end thereof and inserting in lieu thereof the words "fit and proper person to manage, direct or control the affairs of the corporation".

Amendment of principal Act, s. 32—Renewal of licence.

7. Section 32 of the principal Act is amended—

(*a*) by striking out the words "or a receipt for the renewal premium on a like" in the second line of subsection (3) thereof and by inserting in lieu thereof the words "or a renewal certificate or other satisfactory evidence of the payment of the renewal premium on a"; and

(*b*) by adding the following words at the end of subsection (5) thereof, "or the board may grant the application and make an order pursuant to section 81 reprimanding the applicant."

Amendment of principal Act, s. 35—Surrender of licence.

8. Section 35 of the principal Act is amended by striking out the letter "A" at the beginning of the section and inserting in lieu thereof the words "Subject to the consent of the board a".

Amendment of principal Act, s. 36—Cancellation of licence and disqualification.

9. Section 36 of the principal Act is amended by—

(*a*) inserting after the word "may" in the first line of subsection (1) the words "after an inquiry under section 78a or" :

(*b*) inserting after the word "ground" in the last line of subsection (1) the words "whether of a like ground to any of those mentioned in this subsection or otherwise."

Amendment of principal Act, s. 43—Qualifications for registration.

10. Section 43 of the principal Act is amended by striking out the words "of good character" at the end thereof and by inserting in lieu thereof the words "a fit and proper person to be registered."

Amendment of principal Act, s. 47—Renewal of registration.

11. Section 47 of the principal Act is amended—

(*a*) by striking out the words "or a receipt for the renewal premium on a like" in the second line of subsection (3) thereof and by inserting in lieu thereof the words, "or a renewal certificate or other satisfactory evidence of the payment of the renewal premium on a"; and

(*b*) by adding the following words at the end of subsection (5) thereof, "or the board may grant the application and make an order pursuant to section 81, reprimanding the applicant."

Amendment of principal Act, s. 49—
Surrender of registration by registered land salesman.

12. Section 49 of the principal Act is amended by striking out the letter "A" at the beginning of the section and inserting in lieu thereof the words "Subject to the consent of the board a".

Amendment of principal Act, s. 50—
Cancellation of registration.

13. Section 50 of the principal Act is amended by—

(*a*) inserting after the word "may" in the first line of subsection (1) the words "after an inquiry under section 78a or";

(*b*) inserting after the word "ground" in the last line of subsection (1) the words "whether of a like ground to any of those mentioned in this subsection or otherwise".

Amendment of principal Act, s. 54—
Death, etc., of manager.

14. Section 54 of the principal Act is amended by striking out the words "one month" in the ninth line and inserting in lieu thereof the words "two months".

Amendment of principal Act, s. 55—
Registration of managers.

15. Section 55 of the principal Act is amended by striking out the figure "50" therein and by inserting in lieu thereof the figure "51".

Amendment of principal Act, s. 56—
Qualifications for registration as manager.

16. Paragraph (*b*) of subsection (1) of section 56 of the principal Act is amended by striking out the words "of good character" and by inserting in lieu thereof the words "a fit and proper person to be registered."

Repeal and re-enactment of s. 60 of principal Act—
Duty of land agent with respect to moneys received in course of his business.

17. Section 60 of the principal Act is repealed and the following section enacted in lieu thereof:—

60. (1) A land agent shall pay all moneys received by him in his capacity as a land agent into a trust account not later than the next day on which his bank is open for business after the day on which the total of all moneys received and held by him in such capacity amounts to ten pounds.

(2) Any moneys collected or received by a land agent as agent for any person and being rent, interest, principal, deposit, instalments, or other moneys whatever payable under any lease, mortgage, or contract for the sale of land, shall be deemed to be money received by the land agent in his capacity as a land agent.

(3) Moneys received by a land agent other than in his capacity as a land agent shall not be paid into the trust account.

(4) A land agent shall not withdraw moneys paid by him into a trust account except for the purpose of completing the transaction in the course of which the moneys were received, and when withdrawn such moneys shall be applied by the land agent in payment of—

(*a*) the expenses, commission and other charges of or incidental to the particular transaction ; and

(*b*) the balance (if any) payable to the person or persons lawfully entitled thereto.

(5) Every land agent shall—

(*a*) keep full and accurate separate trust accounts of all moneys received or held by him in his capacity as a land agent for or on behalf of any person and of all payments made by him of such moneys ; and

(*b*) keep those accounts at all times properly written up ; and

(*c*) keep the accounts in such manner that they can be conveniently and properly audited at any time.

(6) Moneys paid into a trust account pursuant to this section other than any commission or expenses to which the land agent may be entitled shall not be available for payment of the debts of the land agent, or be liable to be attached or taken in execution under the order or process of any court.

(7) In this section payment into a trust account means payment into a bank carrying on business in the State to the credit of a trust account kept in the name of the land agent concerned.

(8) Every person who commits a breach of this section shall be liable to a penalty not exceeding one hundred pounds.

Amendment of principal Act, s. 61—
Land agent to furnish account to principal.

18. Section 61 of the principal Act is amended by striking out the words "if no such demand is made" in the second line of subsection (1) and inserting in lieu thereof the words "or at the expiration of any period agreed with such person, or, if no such demand is made or no such agreement exists,".

Amendment of principal Act, s. 64—
Advertisements.

19. Section 64 of the principal Act is amended by inserting after the word "agent" in paragraph (*a*) the words "or the name under which he, or it, or the partnership in which he, or it, is a partner, is registered under the Registration of Business Names Act, 1928-1955 ;".

20. The following section is enacted and inserted in the principal Act after section 64 :— Enactment of s. 64a of principal Act—

64a. Any licensed land agent who publishes or causes or permits to be published any advertisement relating to, or in connection with, any intended transaction relating to the sale or disposal of any land without the prior consent in writing to such transaction of the owner of the land shall be guilty of an offence. Consent of owner to advertisement

Penalty : Fifty pounds.

21. Section 72 of the principal Act is amended by striking out the words "five hundred" in the third line of subsection (1) and the first line of subsection (3) and by inserting in lieu thereof the words "two thousand". Amendment of principal Act, s. 72— Provision as to bonds.

22. Section 73 of the principal Act is amended by— Amendment of principal Act, s. 73— Certificate in lieu of fidelity bond.

(*a*) striking out the words "six hundred" in the third line of subsection (1) and inserting in lieu thereof the words "two thousand, two hundred and fifty"; and

(*b*) striking out the words "five hundred" in the second line of paragraph (*b*) of subsection (3) and inserting in lieu thereof the words "two thousand".

23. The following section is enacted and inserted in the principal Act after section 78 and under the heading "Inquiries by Board" :— Enactment of section 78a of principal Act—

78a. Whenever the board has reason to believe that any land agent or land salesman or manager has in the course of his business or work as such agent or salesman or manager been guilty of any crime, neglect of duty towards a client, breach of trust, breach or non-observance of any provision of this Act, negligence, dishonesty or other conduct indicating that he is not a fit and proper person to act as a land agent or land salesman or to be a manager, it may of its own motion conduct an inquiry for the purpose of deciding— Inquiries by board of its own motion.

(i) in the case of a land agent whether action should be taken against him under section 36 ; or

(ii) in the case of a manager or land salesman whether action should be taken against him under section 50.

Amendment of principal Act, s. 79—
Power of board to summon witnesses and take evidence.

24. Section 79 of the principal Act is amended by inserting after the word "application" in the second line of subsection (1) the words "or inquiry".

Amendment of principal Act, s. 80—
Notice of inquiry and procedure.

25. Section 80 of the principal Act is amended by inserting after the word "affected" in the fourth line of subsection (1) the words "and in the case of an inquiry under section 78a, the person whose licence or registration may be affected,".

Repeal and re-enactment of s. 81 of the principal Act.

26. Section 81 of the principal Act is repealed and the following section enacted in lieu thereof :—

Power of board to reprimand.

81. (1) Where the board has power under this Act to make an order cancelling a licence or registration or disqualifying any person from holding a licence or being registered the board may, in lieu of making such an order make an order reprimanding the land agent, land salesman or manager concerned.

(2) If within a period of five years any licensed or registered person under this Act receives three reprimands from the board his licence or registration shall be cancelled.

Repeal and re-enactment of s. 82 of the principal Act—
Costs.

27. Section 82 of the principal Act is repealed and the following section is enacted in lieu thereof :—

82. On the hearing of an application for renewal of a licence or registration or an application for the cancellation of a licence or registration or on the determination of an inquiry under section 78a, the board may in addition to its other powers make such order as to costs as the board thinks just and reasonable.

Enactment of section 88a of principal Act—
Power of court to cancel licence or registration.

28. The following section is enacted and inserted in the principal Act after section 88 :—

88a. When—

(*a*) any licensed land agent or director or manager of a company carrying on business as a licensed land agent ; or

(*b*) any registered land salesman ; or

(*c*) any registered manager,

has been convicted before any court of an offence against this Act or any offence involving dishonesty, such court may of its own motion, and without further notice to any person, make an order for cancellation of the licence or registration.

Amendment of principal Act, s. 92—
Delivery of documents etc. by registered post.

29. Section 92 of the principal Act is amended by adding at the end thereof the words "at his last known place of abode."

Repeal of principal Act, s. 16—
Secretary.

30. Section 16 of the principal Act is repealed.

Commencement of Act.

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

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 17 of 1959

An Act to amend the Marketing of Eggs Act, 1941-1957.

[*Assented to 19th November,* 1959.]

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, 1959".

(2) The Marketing of Eggs Act, 1941-1957, as amended by this Act, may be cited as the "Marketing of Eggs Act, 1941-1959".

(3) The Marketing of Eggs Act, 1941-1957, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act, and that Act and this Act shall be read as one Act.

Amendment of s. 35 of the principal Act—Period of operation of Act.

3. Section 35 of the principal Act is amended by striking out the word "sixty" at the end thereof and inserting in lieu thereof the words "sixty-three".

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 18 of 1959

An Act to amend the Pastoral Act, 1936-1953.

[*Assented to 19th November,* 1959.]

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 "Pastoral Act Amendment Act, 1959".

(2) The Pastoral Act, 1936-1953, as amended by this Act, may be cited as the "Pastoral Act, 1936-1959".

(3) The Pastoral Act, 1936-1953, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act, and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 95—

Leases of contiguous blocks.

3. Section 95 of the principal Act is amended by adding at the end thereof the following subsections :—

(3) Any lessee holding a lease or leases issued under the provisions of subsection (1) of this section may, during the seventh year before the expiry of the lease or leases, request the Minister to notify him whether the Minister is willing to offer him another lease of the whole or any part of his land to take effect on the expiration of the existing lease or leases and, if so, at what rent and on what other terms and conditions not inconsistent with this Act.

(4) When such a request is made the Minister shall, on the recommendation of the Board, determine the matters mentioned in subsection (3) of this section and notify the lessee of his determination.

(5) If the Minister notifies the applicant that he is willing to offer him a new lease of the whole or any part of his land, the notification shall be deemed an offer of a lease on the terms notified and may be accepted by the applicant at any time within one year from the time when the Minister notifies him thereof.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 19 of 1959

An Act to amend the Stock Diseases Act, 1934-1956.

[*Assented to 19th November,* 1959.]

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 "Stock Diseases Act Amendment Act, 1959".

(2) The Stock Diseases Act, 1934-1956, as amended by this Act may be cited as the "Stock Diseases Act, 1934-1959".

(3) The Stock Diseases Act, 1934-1956, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 5—Interpretation.

3. Subsection (1) of section 5 of the principal Act is amended—

(*a*) by inserting before the interpretation of "camel" the following interpretation :—

"animal product" means and includes meat, fat, milk, whey, cream, butter, cheese, eggs, or semen of any stock :

(*b*) by inserting in the interpretation of "carcass" after the word "hoofs" therein, the words "feathers, blood, viscera," ;

(*c*) by inserting after paragraph (*c*) in the interpretation of "stock" therein the following new paragraph :—

(*d*) Any animal product of any stock as hereinbefore defined :

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 20 of 1959

An Act to establish a body to be known as The Australian Mineral Development Laboratories, to define the powers and functions thereof, and for purposes incidental thereto.

[*Assented to 26th November,* 1959.]

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 Australian Mineral Development Laboratories Act, 1959". Short title.

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

(2) A proclamation bringing this Act into operation shall not be made until the Governor is satisfied that appropriate arrangements have been made with the Commonwealth and with Australian Mineral Industries Research Association Limited in connection with the provision of funds for The Australian Mineral Development Laboratories.

3. In this Act, unless the context otherwise requires— Interpretation.

"the Council" means the Council of the Organization :

"chairman" means chairman of the Council :

PART I.

"the laboratories" means the existing laboratories known as the Research and Development Branch of the South Australian Department of Mines :

"laboratories staff" means persons, including officers of the Public Service, employed in the laboratories as at the date of commencement of this Act :

"member" means member of the Council and includes the chairman :

"mine" as a noun includes all lands and works in or by which mining or quarrying is carried on :

"minerals" includes all metals and minerals and the ore of any metal and also sand, gravel, stone and shell, together with all rocks and earthy substances and includes precious stones, salt, gypsum, coal, shale, petroleum, guano and waters :

"mining" or "to mine" includes quarrying and all modes of obtaining or collecting any minerals :

"the Minister" means the Minister of Mines under the Mining Act, 1930-1958 :

"the Organization" means The Australian Mineral Development Laboratories established under this Act.

Arrangement of Act.

4. This Act is divided into parts as follows :—

PART I.—Preliminary.

PART II.—The Australian Mineral Development Laboratories.

PART III.—The Council of the Organization.

PART IV.—Director and Staff of the Organization.

PART V.—Finance.

PART VI.—Supplementary Provisions.

PART II.

PART II.

THE AUSTRALIAN MINERAL DEVELOPMENT LABORATORIES.

Constitution of Organization.

5. (1) There is established an Organization to be known as The Australian Mineral Development Laboratories.

(2) The Organization shall consist of the members of the Council and of the officers of the Organization.

(3) The Organization shall be a body corporate with perpetual succession and a common seal and, subject to this Act, shall have power in its corporate name to take, hold and dispose of property of every kind and be a party to any legal proceedings.

(4) Every court and every person acting judicially shall take judicial notice of the seal of the Organization and when the seal appears on any document shall presume that it was properly affixed thereto.

Powers and functions of the Organization.

6. The powers and functions of the Organization shall be—

(*a*) to initiate and carry out scientific researches and investigations in connection with the treatment or utilization of minerals or other substances obtained from mines or used in the mineral industry or industries associated therewith and generally to conduct researches and investigations into problems relating to mining;

(*b*) at the request of the Commonwealth or of the State or of Australian Mineral Industries Research Association Limited or of any person within or outside the State, to conduct researches and investigations into problems relating to mining or minerals or other substances obtained from mines or used in the mineral industry or industries associated therewith, to provide analytical and scientific services and generally to conduct researches and investigations into problems relating to mining;

(*c*) to collect and disseminate information concerning problems relating to mining or minerals or other substances obtained from mines or used in the mineral industry or industries associated therewith;

(*d*) to stipulate for and recover charges for any such researches or investigations;

(*e*) to pay the cost of any such researches or investigations;

(*f*) to do or perform any matter or thing incidental or conducive to any of the matters mentioned in the preceding paragraphs.

Research and investigation.

7. (1) The Minister may make arrangements with the Organization to enable the Organization to conduct researches and investigations and to carry out its powers and functions during a period of five years from the date of the commencement of this Act.

(2) For the purposes aforesaid the Minister may make available to the Organization the laboratories and the possession, occupation, and use of the buildings, furniture, and equipment thereof, free of any cost or charges to the Organization, save and except the costs of maintenance, repairs, and insurance of such furniture and equipment.

(3) At the conclusion of the period of five years mentioned in subsection (1) of this section the Minister may on the request of the Commonwealth or Australian Mineral Industries Research Association Limited or both of them enter into negotiations with the Commonwealth and Australian Mineral Industries Research Association Limited with a view to the determination of appropriate arrangements for the continuation of the Organization.

PART III.

PART III.

THE COUNCIL OF THE ORGANIZATION.

Members of Council.

8. (1) There shall be a Council of the Organization.

(2) The Council shall be the governing body of the Organization.

(3) The Council shall consist of seven members appointed by the Governor as follows :—

(*a*) two persons to be appointed on the nomination of the Prime Minister of the Commonwealth :

(*b*) two persons to be appointed on the nomination of the Minister :

(*c*) three persons to be appointed on the nomination of Australian Mineral Industries Research Association Limited :

Provided that not more than three additional persons may be appointed to the Council by the Governor on the nomination of the seven members of the Council appointed pursuant to paragraphs (*a*), (*b*), and (*c*) of this subsection.

(4) Each member of the Council may, with the approval of the Council, nominate an alternate member who may attend any meetings of the Council on his behalf. An alternate member shall while acting as such have all the powers of the

member of the Council whom he represents, provided that an alternate member shall not act as chairman or deputy chairman of the Council.

(5) A person shall not be appointed as a member or nominated as an alternate member of the Council if he is—

(*a*) an undischarged bankrupt ;

(*b*) a member of a House of Parliament of the State or the Commonwealth ;

(*c*) an employee of the Organization.

Chairman and deputy chairman.

9. (1) The members of the Council shall appoint one of their number to be the chairman of the Council and one to be the deputy chairman thereof. A chairman or deputy chairman shall hold office for a period of two years after his appointment and shall be eligible for re-appointment.

(2) If for any reason the chairman is unable to act in his office the deputy chairman shall act in his place and while so acting shall have all the powers of the chairman.

(3) If for any reason both the chairman and the deputy chairman are unable to act the members of the Council present at any meeting of the Council shall elect one of their number to preside at that meeting.

Term of office

10. Subject to this Act—

(*a*) each of the seven members of the Council appointed pursuant to paragraphs (*a*), (*b*) and (*c*) of subsection (3) of section 8 of this Act shall hold office until a successor is appointed on the nomination of the person or body which nominated him ;

(*b*) every additional person appointed to the Council on the nomination of the seven members of the Council appointed pursuant to paragraphs (*a*), (*b*) and (*c*) of subsection (3) of section 8 of this Act shall hold office for a period not exceeding two years but shall be eligible for reappointment on the like nomination.

Vacancies.

11. (1) The office of a member shall become vacant—

(*a*) upon his death ;

(*b*) if he resigns by notice in writing posted or delivered to the Council ;

(*c*) if he is absent from six consecutive meetings of the Council without leave granted by the Council;

(*d*) if he becomes bankrupt or executes an assignment of his property or a deed of arrangement for the benefit of his creditors or compounds with his creditors for less than twenty shillings in the pound;

(*e*) if he becomes an employee of the Organization or a member of a House of Parliament of the State or the Commonwealth;

(*f*) if his appointment is terminated on the advice of the person or body which nominated him.

(2) An alternate member shall cease to hold office if the member by whom he was nominated ceases to hold office.

Appointment to casual vacancies.

12. Vacancies on the Council shall be filled by appointment by the Governor on the nomination of the respective person or body who or which nominated the member in respect of whom the vacancy occurs.

Payment of members of Council.

13. Each member of the Council shall be paid out of the funds of the Organization such amount or amounts in respect of his services as shall be recommended by the Council and concurred in by the Prime Minister of the Commonwealth, the Minister and Australian Mineral Industries Research Association Limited.

Validity of acts of Council.

14. (1) An act or proceeding of the Council shall not be invalid or illegal by reason only of the fact that at the time of the act or proceeding there was a vacancy in the office of any member.

(2) All acts and proceedings of the Council shall, notwithstanding the subsequent discovery of any defect in the appointment of any member thereof, or that any member was disqualified or disentitled to act, be as valid as if such member had been duly appointed and was qualified and entitled to act and had acted as a member of the Council and as if the Council had been properly and fully constituted.

Relation of Organization to Crown.

15. (1) The Council shall hold all the assets of the Organization for and on account of the Crown.

(2) The Council shall administer this Act in such manner as in its discretion it deems to be in the best interests of the Commonwealth, the State, the mining industry and the general public.

PART IV.

DIRECTOR AND STAFF OF THE ORGANIZATION.

Director of Organization.

16. (1) There shall be a director of the Organization.

(2) The director shall be appointed by the Council on such terms and conditions and at such remuneration as are fixed by the Council.

(3) The director shall be the principal executive officer of the Organization and, subject to the directions of the Council, shall be responsible for the control and management of the Organization.

(4) If for any reason the director is unable to carry out his duties as director such duties shall be carried out by a person to be appointed by the Council and such person shall have all the powers and authorities of the director during the period of such iinablity.

Staff of the Organization.

17. (1) The Council may appoint such officers and employees as are required to carry out the work of the Organization.

(2) Such officers shall not be subject to the Public Service Act, 1936-1958, but shall, subject to subsection (3) of this section, hold office on such terms and conditions as are determined by the Council.

(3) If any officer so appointed was, immediately prior to his appointment, an officer of the Public Service of the State, such officer may be granted leave of absence by the Minister for the duration of his service as an officer of the Organization on such terms and conditions as the Minister may approve. Such officer shall retain during the period of his service as an officer of the Organization the rights in respect of leave on the ground of illness, long service leave or pay in lieu thereof (including pay to dependants on the death of the officer) and superannuation to which from time to time he would have been entitled if he had not been employed by the Council and his service as an officer of the Organization shall, for the purpose of determining his existing and accruing rights, be taken into account as if it were service in the Public Service of the State.

(4) Where an officer so appointed was, immediately prior to his appointment, a member of the laboratories staff, the Minister shall pay to the organization for payment to that officer from time to time during a period not exceeding five years from

PART IV.

the date of commencement of this Act an amount equal to the amount (if any) by which the salary received by that officer prior to such appointment exceeds the amount of his salary as an officer of the Organization.

(5) The Minister shall, out of moneys to be provided by Parliament for the purpose, meet any costs incurred in giving effect to the provisions of this section.

PART V.

PART V.

FINANCE.

Banking.

18. (1) For the purposes of this Act the Council shall open and maintain an account or accounts at a bank trading in Adelaide and may arrange with that bank for overdrafts or advances.

(2) The Minister shall in each of the five financial years commencing with the financial year 1959-1960 pay to the Organization an amount at the rate of one hundred and thirty-five thousand pounds per annum in quarterly instalments in advance and this Act, without any further or other appropriation, shall be sufficient authority for making such payments.

(3) There shall also be paid into the bank account of the Organization all fees and revenue earned by the Organization, and all other money received by the Organization from any source for purposes of the Organization.

Expenditure.

19. (1) The following expenditure in connection with the Organization shall be defrayed by the Government of the State out of moneys to be provided by Parliament for the purpose :—

(*a*) the cost of maintaining, repairing, and insuring the existing buildings, fences, roadways and gardens of the Organization ;

(*b*) water and sewerage rates ;

(*c*) payments to the South Australian Superannuation Fund on account of pensions payable to officers of the laboratories staff.

(2) All other expenditure incurred in connection with the management and work of the Organization shall be paid out of funds of the Organization.

Audit.

20. The Auditor-General shall without fee audit the accounts of the Organization annually. For the purpose of the conduct of any such audit the Audit Act, 1921-1957, shall apply as if the Organization were a department of the Public Service.

Application of Public Supply and Tender Act, 1914-1940.

21. The Public Supply and Tender Act, 1914-1940, shall not apply to the purchase of stores, materials, and other requisites required by the Organization.

PART VI.

SUPPLEMENTARY PROVISIONS.

Annual report.

22. (1) The Council shall as early as convenient after the end of each financial year prepare a report on the work of the Organization during that year: Provided however that it shall not include in any such report any information of a confidential character without the consent in writing of the person or body concerned first had and obtained.

(2) Copies of the report shall be furnished to the Minister of State for National Development of the Commonwealth, the Minister of Mines and Australian Mineral Industries Research Association Limited.

Rules.

23. The Council may from time to time make rules not inconsistent with this Act concerning such matters or things as may be necessary for the purpose of enabling the Organization to function pursuant to this Act or which the Council deems necessary or convenient for the due administration of this Act and without limiting the generality of the foregoing may make rules—

(*a*) for prescribing the procedure of the Council;

(*b*) for the proper management of the Organization and for facilitating its work; and

(*c*) for prescribing the fees to be charged by the Organization for work done.

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

J. M. NAPIER, Governor's Deputy.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 21 of 1959

An Act to amend the Holidays Act Amendment Act, 1958.

[*Assented to 26th November,* 1959.]

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, 1959".

(2) The Holidays Act Amendment Act, 1958 (as amended by this Act) may be cited as the "Holidays Act Amendment Act, 1958-1959".

(3) The Holidays Act, 1910-1947, as amended by the Holidays Act Amendment Act, 1958, and this Act may be cited as the "Holidays Act, 1910-1959".

Amendment of Holidays Act Amendment Act, 1958, s. 2.

2. Subsection (2) of section 2 of the Holidays Act Amendment Act, 1958, is amended by striking out the word "trading" therein and inserting in lieu thereof the word "savings".

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

J. M. NAPIER, Governor's Deputy.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 22 of 1959

An Act to provide for the discontinuance of the railway between Millicent and Beachport, and for other purposes.

[*Assented to 26th November,* 1959.]

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 "Millicent and Beachport Railway Discontinuance Act, 1959".

Incorporation

2. This Act is incorporated with the Rivoli Bay North and Mount Gambier Railway Act, 1876, and with the South Australian Railways Commissioner's Act, 1936-1957.

Interpretation.

3. In this Act—

"the Commissioner" means the South Australian Railways Commissioner ;

"the plan" means the plan deposited in the office of the Surveyor-General, Adelaide, signed "R. J. Bridgland, Chief Engineer for Railways" and dated the first day of July, one thousand nine hundred and fifty-nine ;

"the railway" means the railway between Beachport (formerly known and described as Rivoli) and Mount Gambier.

Power to remove part of railway and dispose of materials thereof.

4. The Commissioner may take up and remove or otherwise dispose of that part of the railway between the terminus shown on the plan at Beachport and marked "A" and a point at or near the point shown on the plan at Millicent and marked "B", including the buildings and other works connected or used

therewith and may use any materials so taken up as he deems expedient, or sell or otherwise dispose of such materials, or any of them as he deems proper.

Effect of removal.

5. When the part of the railway is removed as mentioned in section 4 of this Act the remainder of the railway, that is to say, that part of the railway between the point shown on the plan at Millicent and marked "B" and Mount Gambier, shall be deemed to be the railway authorised by the Rivoli Bay North and Mount Gambier Railway Act, 1876.

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

J. M. NAPIER, Governor's Deputy.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

***

Enactment of Part IIIB of principal Act.

4. The following headings and sections are enacted and inserted in the principal Act after section 33g thereof:—

PART IIIB.

ENROLMENT OF NURSE AIDES.

Roll of nurse aides.

33h. (1) The board shall cause to be kept by the registrar a roll of nurse aides to be called "The Nurse Aides Roll".

(2) The nurse aides roll shall be in the prescribed form and contain the prescribed particulars.

(3) A person shall be enrolled as a nurse aide by the entering of such person's name and the prescribed particulars with respect to such person on the nurse aides roll.

Persons entitled to enrol.

33i. (1) Every person shall be entitled to be enrolled as a nurse aide who proves to the satisfaction of the board that such person—

(*a*) (i) has passed the prescribed examinations held from time to time by examiners appointed under this Act; and

(ii) has passed through the prescribed course of training; or

(*b*) in the case of a person already, at the commencement of the Nurses Registration Act Amendment Act, 1959, in practice as a nurse aide or nurse attendant, is not less than thirty years of age and had been for at least five years in practice as a nurse aide or nurse attendant.

(2) Applications for enrolment by persons entitled to enrol by virtue only of paragraph (*b*) of subsection (1) of this section shall be made within twelve months of the commencement of the Nurses Registration Act Amendment Act, 1959.

Enrolment of persons trained outside the State.

33j. (1) Every person shall be entitled to be enrolled as a nurse aide who proves to the satisfaction of the board that such person has passed through a course of training and has passed an examination for a nurse aide in some other State or country, such course of training and examination being recognized by the board as not lower in standard than that required in this State: Provided that the board shall not be bound to recognize any course of training or any examination in any other State or

country unless in such State or country a person enrolled under this Act is granted rights and advantages equal to those granted in such State or country to those persons who have passed through such course of training and have passed such an examination.

(2) Where a person has undergone outside the State training as a nurse aide but is not entitled to be enrolled under the preceding provisions of this section the board may—

(*a*) order that that person shall be entitled to be enrolled as a nurse aide after undergoing such supplementary training, if any, and passing such examinations, if any, as the board directs ;

(*b*) enrol any such person as a nurse aide upon compliance with the requirements of any order made under paragraph (*a*) of this subsection.

Conditions of enrolment.

33k. No person shall be enrolled unless such person proves to the satisfaction of the board that such person—

(*a*) is of good character ;

(*b*) has attained the age of nineteen years ;

(*c*) is of sound health or of such a state of health that no danger would be involved to anyone attended by such person.

Enrolment.

33l. The provisions of sections 23, 24, 25, 26, 27, 28, 31, 32 and 33 of this Act shall apply *mutatis mutandis* to the enrolment of nurse aides and for the said purpose the said sections shall be construed as if the words "enrolment", "roll", "to enrol", "nurse aide" and "nurse aides roll", were substituted for "registration", "register", "to register", "nurse" and "nurse register" respectively wherever they occur.

Cancellation of enrolment.

33m. (1) The enrolment of any person as a nurse aide—

(*a*) whose enrolment has been obtained by fraud or misrepresentation ; or

(*b*) whose qualification for enrolment, or any part thereof has been withdrawn or cancelled by the institution at which it was acquired or by the institution or body by which it was awarded; or

(*c*) who has failed to pay a retention fee ; or

(*d*) who, either before or after such enrolment, has been convicted of any felony or misdemeanour, or of any offence, which if committed in the State, would be a felony or misdemeanour ; or

(*e*) who is deemed by the board to have been guilty of disgraceful conduct in any professional respect ; or

(*f*) who has been convicted of any offence against any regulations made by the board with respect to the practice of nurse aides,

may be cancelled or suspended by order of the board, and upon the making of the order of cancellation or during the period specified in the order of suspension such person shall cease to be enrolled as a nurse aide.

(2) The cancellation or suspension of the enrolment of any person whose enrolment has been so cancelled or suspended may, at any time and for such reason as the board thinks fit, by order of the board be annulled, and the effect of such annulment shall be as the board determines.

(3) Before cancelling or suspending the enrolment of any person, the board shall—

(*a*) give to such person by post by registered letter notice in writing of the complaint against such person ; and

(*b*) hold full inquiry into the matter of the complaint and afford such person an opportunity of giving an explanation personally or in writing.

(4) The provisions of section 23 of this Act as affected by this Part shall apply to the holding of an inquiry under this section in the same manner as if such inquiry were the hearing for an application for enrolment.

(5) If any person is dissatisfied with any decision of the board under this section, such person may, by motion made within three months of the giving of such decision, apply to the Supreme Court for an order directing the board to rescind or vary such decision, and on such motion the Court may make such order as it thinks just, or may decline to make any order. Any order made by the Court on such appeal shall be final and conclusive.

Return of certificates.

33n. (1) Any person whose enrolment as a nurse aide is ordered by the board to be cancelled shall, within fourteen days of the notification to such person of the order, surrender to the board every certificate of such enrolment issued to such person under this Act; and any such person who fails to do so shall be liable to a penalty not exceeding twenty pounds.

(2) The cancellation of any such person's enrolment as a nurse aide shall be effectual notwithstanding such person's failure to surrender the said certificates.

Amendment of principal Act, s. 38—

Unregistered persons not to take or use certain titles.

5. Section 38 of the principal Act is amended by inserting after subsection (3a) thereof the following subsection :—

(3b) No person shall be entitled to take or use the name or title of enrolled nurse aide (either alone or in combination with any other word or words or letters) or any name, title, addition, or description implying that such person is an enrolled nurse aide or is recognized by law as an enrolled nurse aide unless such person is enrolled as a nurse aide.

Amendment of principal Act, s. 39—

Use of authorized badge or uniform by unregistered person.

6. Section 39 of the principal Act is amended by inserting after paragraph (*d*) of subsection (1) thereof the following paragraph :—

(*e*) an enrolled nurse aide unless such person is enrolled as a nurse aide.

Amendment of principal Act, s. 40—

Unregistered persons advertising or holding themselves out as registered nurses, etc.

7. Section 40 of the principal Act is amended by inserting after paragraph IV of subsection (1) thereof the following paragraph :—

V. an enrolled nurse aide unless such person is enrolled as a nurse aide.

Amendment of principal Act, s. 42—

Penalty for falsifying register or making false statement.

8. Section 42 of the principal Act is amended by striking out the words "or the mothercraft nurses roll" and inserting in their place the words "the mothercraft nurses roll or the nurse aides roll".

Amendment of principal Act s. 44—

Regulations.

9. Section 44 of the principal Act is amended—

(*a*) by inserting after paragraph va of subsection (1) thereof the following paragraph :—

vb. Prescribing conditions to be complied with and qualifications to be possessed by persons about to enter upon courses of training as nurse aides :

(*b*) by striking out the words "and mothercraft nurses" in paragrap XIV of subsection (1) thereof and inserting in their place the words "mothercraft" nurses and nurse aides";

(*c*) by striking out the words "and the mothercraft nurses roll" in paragraph XVI of subsection (1) thereof and inserting in their place the words "the mothercraft nurses roll and the nurse aides roll";

(*d*) by striking out the words "and enrolled mothercraft nurses" in paragraph XVII of subsection (1) thereof and inserting in their place the words "enrolled mothercraft nurses and enrolled nurse aides".

Commencement.

10. This Act shall come into operation on a day to be fixed by the Governor by proclamation.

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

J. M. NAPIER, Governor's Deputy.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 24 of 1959

An Act to amend the Savings Bank of South Australia Act, 1929-1958.

[*Assented to 26th November,* 1959.]

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 "Savings Bank of South Australia Act Amendment Act, 1959".

(2) The Savings Bank of South Australia Act, 1929-1958, as amended by this Act, may be cited as the "Savings Bank of South Australia Act, 1929-1959".

(3) The Savings Bank of South Australia Act, 1929-1958, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Enactment of s. 20b—

3. The following section is inserted in the principal Act after section 20a thereof—

Medical and hospital benefit scheme.

20b. The trustees may by resolution provide or make arrangements for the provision of a medical and hospital benefit scheme for the benefit of officers, clerks, and servants of the Bank and may pay out of the funds of the Bank to any such officers, clerks, and servants such sum or sums as shall be determined by the trustees from time

to time in accordance with such arrangements in respect of medical or hospital expenses incurred by any such officers, clerks, and servants in respect of themselves, their wives, and children under eighteen years of age.

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

J. M. NAPIER, Governor's Deputy.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 25 of 1959

An Act to amend the South-Eastern Drainage Act, 1931-1948, and for other purposes.

[*Assented to 26th November,* 1959.]

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, 1959".

(2) The South-Eastern Drainage Act, 1931-1948, as amended by this Act, may be cited as the "South-Eastern Drainage Act, 1931-1959".

(3) The South-Eastern Drainage Act, 1931-1948, is hereinafter called "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 3—

Division of Act.

3. Section 3 of the principal Act is amended by inserting after the fourteenth line thereof the following—

PART IVA.—

DRAINAGE OF EASTERN AND WESTERN DIVISIONS OF THE SOUTH-EAST.

Amendment of principal Act, s. 6—Definitions.

4. The definition of "South-East" in subsection (1) of section 6 of the principal Act is amended—

(*a*) by inserting therein before the word "Duffield" the words "Santo, Messent, Neville, Wells, Petherick;" and

(*b*) by striking out the words "the county of Cardwell and of" therein; and

(*c*) by inserting therein, before the words "Rivoli Bay" therein the words "McNamara, Hynam, Joanna,".

Extension of Act to Eastern Division.

5. The heading to Part IVA of the principal Act is amended by inserting after the words "DRAINAGE OF" the words "EASTERN AND" and by substituting the word "DIVISIONS" for the word "DIVISION".

Amendment of principal Act, s. 103a—Definition of Eastern Division.

6. Section 103a of the principal Act is amended by adding after the first line thereof the following:—

"The eastern division of the South-East" means the whole of the hundreds of Petherick, Marcollat, Woolumbool, Glen Roy, Lochaber, Spence, Naracoorte, Robertson, Killanoola, Comaum, Monbulla, Penola, Grey, Nangwarry, Young and Mingbool and portions of the Hundreds of Messent, McNamara, Wells, Peacock, Minecrow, Hynam, Joyce, Joanna, Coles, Short and Riddoch as set forth in the fifth schedule.

Amendment of principal Act, s. 103b—Drainage of Eastern Division.

7. Section 103b of the principal Act is amended by inserting in the second line of subsection (1) thereof before the words "western division" the words "eastern and" and by substituting the word "divisions" for the word "division" in that subsection.

Amendment of principal Act, s. 103c—Assessment of value of benefit.

8. Subsection (1) of section 103c of the principal Act is amended—

(*a*) by striking out the word "completed" therein and inserting in lieu thereof the word "constructed";

(*b*) by inserting therein before the words "those drains" the words "the construction of";

(*c*) by inserting therein after the words "any land" the words "within the South-East".

9. Subsection (1) of section 103g of the principal Act is amended by inserting at the end thereof the following words :— Amendment of principal Act, s. 103g— Payment of rates of final assessments.

"in respect of any drains or drainage works constructed for the drainage of the western division of the South-East and equivalent to six per centum of the value of the betterment as so assessed in respect of any drains or drainage works constructed for the drainage of the eastern division of the South-East."

10. The First Schedule to the principal Act is struck out and the following Schedule inserted in lieu thereof :— Alteration of First Schedule

THE FIRST SCHEDULE.

"SOUTH EASTERN DRAINAGE ACT, 1931-1959".

Portion of the Hundred of McNamara south of the northern boundaries of sections 9, 1, 2 and 34 of the said hundred.

Portion of the Hundred of Hynam west and south-west of the following boundary :—

Commencing at the intersection of the eastern boundary of the Border Town and Port MacDonnell Main Road with the southern boundary of section 200, Hundred of Hynam ; thence generally south-south-easterly along the eastern and north-eastern boundary of the said Main Road to the southern boundary of the said Hundred.

Portion of the Hundred of Joanna west and south-west of the following boundary :—

Commencing at the intersection of the north-eastern boundary of the Border Town and Port MacDonnell Main Road and the western boundary of the Hundred of Joanna ; thence generally south-south-easterly along the said boundary of said Main Road to the southern boundary of the said Hundred.

Portion of the Hundred of Rivoli Bay bounded as follows :—

Commencing at the north-western corner of the Hundred of Rivoli Bay thence easterly along the northern boundary of the said Hundred to its north-eastern corner ; southerly along portion of the eastern boundary of the said Hundred to the northern corner

of Section 17N; south-westerly along the north-western boundaries of Section 17N aforesaid and sections 17S, 18, 19, 20, 21, 41 and portion of Section 117 to a point being its intersection with a line 50 links east of and parallel to the western boundaries of the said section 117 and Sections 112 and 109; generally southerly along the latter line and production to the north-western edge of Hatherleigh Drain; south-westerly along the said edge of drain for 800 links; thence north-westerly at right angles to the south-eastern boundary of section 124; north-easterly along portion of the latter boundary; generally northerly along the eastern boundaries of section 124 aforesaid and sections 123 and 118 to the northern corner of the latter section; south-westerly along the north-western boundaries of the said section 118 and sections 125 and 126 to Mount Pisgah Trigonometrical Station (at the north-western corner of the latter section) and production by a straight line to the northern boundary of the three chain road south of Lake Frome; generally westerly along the latter boundary and its continuation as the north-western boundary of a one chain road to the north-eastern boundary of section 4001; north-westerly along portion of the latter boundary; generally westerly and north-westerly along the southern and south-western boundary of Drainage Land intersecting the said section 4001 and production to the sea-coast; thence generally north-easterly, north-westerly, southerly and north-westerly following the said sea-coast to the point of commencement.

Portion of the Hundred of Mount Muirhead bounded as follows:—

Commencing at the north-eastern corner of the Hundred of Mount Muirhead; thence southerly along portion of the eastern boundary of the said hundred to its intersection with the production south-easterly of the south-western boundary of section 209; generally north-westerly along the latter production and boundary and the south-western boundaries of sections 211, 212, Stone Reserve, and sections 218 and 292 to the northern boundary of the Hundred; thence easterly along portion of the latter boundary to the point of commencement.

Addition of Fifth Schedule.

11. The following Schedule is inserted at the end of the principal Act:—

THE FIFTH SCHEDULE.

Land comprised in the Eastern Division of the South-East.

"SOUTH-EASTERN DRAINAGE ACT, 1931-1959".

Portion of the Hundred of Messent north-east of a straight line extending from the north-western corner of the Hundred to the western corner of section 15 of the said Hundred.

Portion of the Hundred of McNamara south of the northern boundaries of sections 9, 1, 2 and 34 of the said hundred.

Portion of the Hundred of Wells north-east of a straight line extending from the southern corner of section 16 Hundred of Wells to the south-eastern corner of the said Hundred.

Portion of the Hundred of Peacock north-east of a straight line extending from the southern corner of section 9, Hundred of Peacock to the western corner of section 47, of the said Hundred.

Portion of the Hundred of Minecrow north-east of a straight line extending from the eastern corner of section 202, Hundred of Minecrow to the south-eastern corner of section 137 of the said Hundred.

Portion of the Hundred of Hynam west and south-west of the following boundary :—

> Commencing at the intersection of the eastern boundary of the Border Town and Port MacDonnell Main Road with the southern boundary of section 200, Hundred of Hynam; thence generally south-south-easterly along the eastern and north-eastern boundary of the said Main Road to the southern boundary of the said Hundred.

Portion of the Hundred of Joyce east of the eastern boundary of road west of sections 456, 458, 1A, 410, 411, 425, 448, 395, 393 and 415 of the said hundred.

Portion of the Hundred of Joanna west and south-west of the following boundary :—

> Commencing at the intersection of the north-eastern boundary of the Border Town and Port MacDonnell Main Road and the western boundary of the Hundred of Joanna; thence generally south-south-easterly along the said boundary of said Main Road to the southern boundary of the said Hundred.

Portion of the Hundred of Coles east of the following boundary :—

Commencing at the south-western corner of section 415, Hundred of Joyce ; thence southerly by a straight line to the north-western corner of section 92, Hundred of Coles ; generally southerly along the eastern boundary of road west of sections 92 and 91 and generally south-easterly along the north-eastern boundary of road south-west of sections 86, 63, 62, 52, 39 and portion of section 36 to its intersection with the production east-north-easterly of the north-western boundary of section 37 ; west-south-westerly along said production and boundary ; south-south-easterly and easterly along the south-western and portion of the southern boundaries respectively of the latter section to the north-eastern corner of section 131 ; southerly and westerly along the eastern and portion of the southern boundaries respectively of the latter section to its intersection with the production northerly of the western boundary of section 13 ; southerly along the latter production and boundary and easterly along portion of the southern boundary of the latter section to the north-western corner of section 4 ; thence southerly along the western boundary of said section 4 and production to the southern boundary of the said Hundred.

Portion of the Hundred of Short east of the following boundary :—

Commencing at the north-western corner of section 123 (Drainage Reserve) Hundred of Short ; thence generally south-south-easterly along the western boundaries of section 123 aforesaid and sections 124 and 125 to the south-western corner of the latter section ; westerly along portion of the northern boundary of section 16 to the north-western corner of the said section ; thence southerly along the western boundary of section 16 aforesaid and section 127 to the southern boundary of the said Hundred.

Portion of the Hundred of Riddoch east of the following boundary :—

Commencing at a point on the northern boundary of the Hundred of Riddoch being its intersection with the production north-north-easterly of the western boundary of Drainage Land intersecting section 58 of the said Hundred ; generally south-south-westerly along the latter production and boundary, the western boundary of section 187 (Drain Reserve) and the

western boundary of Drain Reserve intersecting Part Section 48 and production across road to the northern boundary of Part section 40; generally north-westerly along portion of the northern boundary of the latter section and south-westerly along the north-western boundaries of sections 41E and 41W; south-easterly along the south-western boundary of the latter section; south-westerly and south-easterly along portion of the north-western and the south-western boundaries respectively of section 34 and south-easterly along the south-western boundaries of section 31, Block 29 and portion of the south-western boundary of section 22 to its intersection with the production north-easterly of the north-western boundary of Section 25; south-westerly along the latter production and boundary; south-easterly along the south-western boundary of said section 25 and production to its intersection with the production north-easterly of a north-western boundary of Part section 10; generally south-westerly along the latter production and boundary and the north-western boundaries of sections 6, 139, 128, 127E, 127W and 133; thence generally southerly along the western boundaries of the latter section and section 134 to the southern boundary of the said Hundred.

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

J. M. NAPIER, Governor's Deputy.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 26 of 1959

An Act to amend the Vine, Fruit, and Vegetable Protection Act, 1885-1936.

[*Assented to 26th November,* 1959.]

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 "Vine, Fruit, and Vegetable Protection Act Amendment Act, 1959".

(2) The Vine, Fruit, and Vegetable Protection Act, 1885-1936, as amended by this Act, may be cited as the "Vine, Fruit, and Vegetable Protection Act, 1885-1959".

(3) The Vine, Fruit, and Vegetable Protection Act, 1885-1936, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s .8.

3. Section 8 of the principal Act is amended—

Powers of inspectors.

(*a*) by striking out the words "or upon any vessel" therein and inserting in lieu thereof the words "or into or upon any vessel, train, aircraft, vehicle, carriage, or conveyance" ;

(*b*) by inserting therein before the words "examine and remove" the words "search for,".

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

J. M. NAPIER, Governor's Deputy.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 27 of 1959

An Act to authorize the discontinuance of the Railway between Wandilo and Glencoe, and for other purposes.

[*Assented to 26th November,* 1959.]

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 "Wandilo and Glencoe Railway (Discontinuance) Act, 1959".

Interpretation.

2. In this Act—

"the railway" means the railway between Wandilo and Glencoe constructed under The Wandilo and Glencoe Railway Act, 1903 and includes the buildings and other works connected or used therewith.

Power to remove railway and dispose of materials thereof.

3. The South Australian Railways Commissioner may take up and remove or otherwise dispose of the railway and may use any materials so taken up as he deems expedient, or sell or otherwise dispose of such materials, or any of them, as he deems proper.

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

J. M. NAPIER, Governor's Deputy.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 28 of 1959

An Act to amend the Compulsory Acquisition of Land Act, 1925.

[*Assented to 3rd December,* 1959.]

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 "Compulsory Acquisition of Land Act Amendment Act, 1959".

(2) The Compulsory Acquisition of Land Act, 1925, as amended by this Act, may be cited as the "Compulsory Acquisition of Land Act, 1925-1959".

(3) The Compulsory Acquisition of Land Act, 1925, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 30—Action for compensation.

3. Section 30 of the principal Act is amended by striking out the words "of competent jurisdiction," therein and inserting in lieu thereof the words "having jurisdiction in personal actions up to the amount claimed,".

Amendment of principal Act, s. 31—Determination of compensation on application of promoters.

4. Section 31 of the principal Act is amended by striking out the words "six months" in subsection (1) thereof and inserting in lieu thereof the words "one month".

Amendment of principal Act, s. 33—
Procedure to determine compensation where no claim made.

5. Subsection (2) of section 33 of the principal Act is amended by striking out the words "four hundred and ninety" (twice occurring) therein and inserting in lieu thereof in both cases the words "one thousand two hundred and fifty".

Enactment of s. 44a of principal Act—
Provision for vesting where owner dead.

6. The following section is inserted in the principal Act after section 44 thereof:

44a (1) If the registered proprietor or owner of any land required to be taken by the promoters is dead, or the circumstances of the case are such that in the opinion of the Attorney-General the registered proprietor or owner may be presumed to be dead, and after service of notice to treat by affixing of the same on some conspicuous part of the land no notice of claim for compensation is delivered to the promoters within three months by any person able to sell and convey the land to the promoters, the promoters may, if they think fit, execute a deed poll.

(2) Such deed poll shall—

(*a*) be under the common seal of the promoters if they are a body corporate or if not, under the hands and seals of the promoters or of any two of them;

(*b*) contain a description of the land concerned;

(*c*) recite that the land is required by the promoters, the name of the person in whom the land is legally vested and that such person is dead, or, as the case may be, that in the opinion of the Attorney-General such person may be presumed to be dead, and that notice to treat has been served under subsection (1) of this section; and

(*d*) state that no notice of claim for compensation has been delivered to the promoters within three months by any person able to sell and convey the land to the promoters.

(3) Upon the registration of the deed poll the estate and interest of every person interested in the land shall be converted into a claim against the promoters for compensation and the land shall vest absolutely in the promoters, freed and discharged from all trusts, obligations, estates, interests, contracts, licences, mortgages, charges, rates, and easements and as against all persons the promoters shall be entitled to immediate possession of the land.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 29 of 1959

An Act to amend the Dog Fence Act, 1946-1953.

[*Assented to 3rd December,* 1959.]

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 Fence Act Amendment Act, 1959".

(2) The Dog Fence Act, 1946-1953, as amended by this Act, may be cited as the "Dog Fence Act, 1946-1959".

(3) The Dog Fence Act, 1946-1953, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 22—

Duty of owner to maintain dog fence and destroy wild dogs

3. Section 22 of the principal Act is amended by adding at the end thereof the following subsection (the preceding portion of the section being read as subsection (1) thereof) :—

(2) An owner of any part of the dog fence, who fails to comply with any of the provisions of subsection (1) of this section shall, in addition to any liability that may

be incurred under subsection (2) of section 23 of this Act, be guilty of an offence and liable to a penalty of not less than fifty pounds and not more than one hundred pounds.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 30 of 1959

An Act to amend the Police Pensions Act, 1954-1957.

[*Assented to 3rd December,* 1959.]

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 Pensions Act Amendment Act, 1959".

(2) The Police Pensions Act, 1954-1957, as amended by this Act, may be cited as the "Police Pensions Act, 1954-1959".

(3) The Police Pensions Act, 1954-1957, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 6—Police Pensions Fund.

3. Subsection (2) of section 6 of the principal Act is amended by striking out paragraph (*c*) thereof and inserting in lieu thereof the following paragraph :—

(*c*) all contributions paid by the Government under the provisions of this Act.

Amendment of principal Act, ss. 9 and 10—

4. Sections 9 and 10 of the principal Act are repealed and the following section is enacted and inserted in the principal Act in lieu thereof:—

Reports by Public Actuary.

9. The Public Actuary shall investigate the state and sufficiency of the fund at intervals of not more than five years. He shall report the result of each investigation to the Chief Secretary, and shall state whether any reduction or increase is necessary in the rates of contribution payable by members of the force, or in the proportion of any pension, allowance or lump sum payable by the Government in accordance with the provisions of this Act.

Amendment of principal Act, s. 11—Payments from fund.

5. Section 11 of the principal Act is amended by striking out the figure "11" at the beginning thereof and inserting in lieu thereof the figure "10".

Enactment of principal Act, s. 11—

6. The following section is enacted and inserted in the principal Act before section 12 thereof:—

Contributions by Government.

11. The Government shall out of moneys to be provided by Parliament make contributions to the fund during each financial year calculated in the following manner, that is to say—

(*a*) an amount equal to the sum of two-thirds of the total amount of cash payments (other than refunds of contributions under section 27 or section 28 of this Act), children's allowances and pensions paid from the fund during that year in respect of all members or former members who became members of the force before the first day of July, one thousand nine hundred and fifty-nine; and

(*b*) an amount equal to the sum of three-fifths of the total amount of cash payments (other than refunds of contributions under section 27 or section 28 of this Act), children's allowances and pensions paid from the fund during that year in respect of all members or former members who became members on or after the first day of July one thousand nine hundred and fifty-nine.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 31 of 1959

An Act to give effect to certain arrangements between the Government of the State and the Renmark Irrigation Trust, to provide for the grant of certain moneys and loans to the Renmark Irrigation Trust, and to amend the Renmark Irrigation Trust Act, 1936-1958, and for other purposes:

[*Assented to 3rd December,* 1959.]

Preamble.

WHEREAS the Renmark Irrigation Trust has applied to the Government of the State for financial assistance, for the purposes of a comprehensive drainage scheme for the district of the trust and the general development thereof and for the re-habilitation of the irrigation works of the Trust: AND WHEREAS the Government of the State has agreed subject as hereinafter mentioned to make to the trust a grant of Five Hundred Thousand Pounds and a loan of Two Hundred and Fifty Thousand Pounds over a period of ten years: AND WHEREAS the Trust has concurred for its part in the intention of the Government of the State that the trust shall cease to exercise any rights, powers, authorities, functions, privileges or discretions vested in or exercisable by a district council under or by virtue of the Local Government Act, 1934-1957: AND WHEREAS the trust has further agreed to provide out of its own revenue, funds and resources the sum of Two Hundred and Fifty Thousand Pounds over the period of ten years hereinbefore mentioned towards defraying the cost of the purposes hereinbefore mentioned: AND WHEREAS certain amendments to the Renmark Irrigation Trust Act, 1936-1958, are desirable and necessary for the purpose of giving effect to the said arrangements: NOW THEREFORE 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 "Renmark Irrigation Trust Act Amendment Act, 1959".

(2) The Renmark Irrigation Trust Act, 1936-1958, as amended by this Act, may be cited as the "Renmark Irrigation Trust Act, 1936-1959".

(3) The Renmark Irrigation Trust Act, 1936-1958, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Commencement.

3. (1) Sections 1, 2, 3, 5, 7, 9, 11, 12, 13, 16, 17 and 20 of this Act shall come into operation on the date upon which this Act receives the Royal Assent.

(2) Sections 4, 6, 8, 10, 14, 15, 18 and 19 of this Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 4—Arrangement.

4. Section 4 of the principal Act is amended by striking out the words "Part VIII DRAINAGE OF LAND" therein and inserting in lieu thereof the words "Part VIII ELECTRIC SUPPLY WORKS".

Interpretation.

5. Section 5 of the principal Act is amended—

(*a*) by inserting after the interpretation of "district" therein the following additional interpretation:—

"drain" includes any pipe, channel or sump and any shaft or bore used for the disposal of seepage water:

(*b*) by inserting in the interpretation of "irrigation works" therein after the word "machinery" the words "drainage works, waterworks", and before the word "purposes" the words "or drainage".

Amendment of principal Act, s. 8—District.

6. Subsection (2) of section 8 of the principal Act is amended by striking out the passage "(other than a portion of the State comprised within a municipality or district council district)" therein.

Amendment of principal Act, s. 9—Purpose of trust.

7. Section 9 of the principal Act is amended by inserting therein after paragraph (*b*) thereof the following additional paragraph:—

(*b*1) to construct drains or drainage works for the prevention or removal of seepage conditions within the district or any part thereof.

Amendment of principal Act, s. 63—Irrigation works not taxable.

8. Section 63 of the principal Act is amended by inserting at the end thereof the following words "or under or in pursuance of the Local Government Act, 1934-1957, or any other Act".

9. Subsection (1) of section 65 of the principal Act is amended— Amendment of principal Act, s. 65— Power of trust to expend moneys for certain purposes.

(*a*) by striking out the words "general rates" therein and inserting in lieu thereof the words "general revenue of the trust"; and

(*b*) by inserting before the word "benefit" in paragraph II therein the word "general".

10. Section 72 of the principal Act is repealed. Amendment of principal Act, s. 72— Cessation of local governing powers of trust.

11. The following sections are enacted and inserted in the principal Act after section 72b thereof:— Enactment of ss. 72c and 72d—

72c. The trust, in addition to all other powers, shall have and may exercise the following powers and authorities within the district:— General powers of trust.

I. to do all necessary acts, matters, and things for the making, construction, improving, altering, cleansing, repairing, widening, deepening, diverting, or extending of any irrigation works, or any bank or defence against waters:

II. to erect all necessary buildings, bridges, irrigation works, and machinery, roads, ways, wharves, docks, and jetties, and to maintain, alter or discontinue the same, subject as regards wharves, docks, and jetties to the approval of any Marine Board or Harbors Board or other similar body having authority over the same under any Act for the time being in force:

III. to break up and, if necessary, remove the soil of any road, way, bank, dam, or footpath:

IV. to excavate and sink trenches for the purpose of laying down, making, and constructing irrigation works:

V. to cause irrigation works to communicate with any stream or watercourse within or without the limits of the district:

VI. to enter by its officers or agents, upon any lands within the district for the purpose of inspecting or removing any earth, stone, or clay therefrom, and of making, constructing, and diverting

drains, channels, and watercourses, and of regulating the supply of water to any land, or to any person, or by any drain, channel, or watercourse, or for any of the purposes of this Act:

VII. to enter, by its officers or agents, upon any lands or premises whereon or wherein it is proposed to execute any works, and on land adjacent thereto, and, if necessary to dig or bore therein:

VIII. to examine any weir, sluice, or floodgate within or without the district erected in or upon or adjacent to any river, stream, lake, channel, watercourse, or other water; and to open or raise any floodgate or sluice within or without the district for any purpose whatever:

IX. to use adjacent lands for making temporary roads or approaches to any work:

X. to do all acts, matters, and things, and execute and carry out works of any kind, having for their object the betterment of the district or to secure the health, comfort, or convenience of the owners and lessees of lands therein:

XI. to regulate and control all waters in channels and drains:

XII. to regulate the height at which water may or shall be maintained in any channel or drain:

XIII. for the purpose of supplying water to any block in the district, to divert water through any channel on any other block.

Power of trust to construct drains across roads.

72d. (1) The trust may, in connection with the supply of water within the district—

(*a*) cut and construct irrigation works on or across roads or streets, notwithstanding that such roads or streets are vested in or under the control of a district council or municipal corporation;

(*b*) from time to time improve, alter, cleanse, repair, widen, deepen, divert, or extend any such irrigation works;

(*c*) erect fences on or across such roads or streets for the protection of any such irrigation works; and

(*d*) do all such acts, matters, and things as are necessary or convenient for carrying out the works authorized by this section.

(2) After such works are carried out, the trust shall erect and keep in repair such bridges and culverts, and do such other things, as are deemed necessary by the Minister for reinstating such roads or streets.

Amendment of principal Act, s. 92—Rates.

12. Subsection (1) of section 92 of the principal Act is amended by striking out the words "four pounds" therein and inserting therein in lieu thereof the words "such amount as the Minister shall approve".

Amendment of principal Act, s. 93—Purposes of general rating.

13. Paragraph II of section 93 of the principal Act is amended by inserting before the words "keeping in repair" therein the words "constructing and"

Amendment of heading to Part VIII.

14. The heading "DRAINAGE OF LAND" in Part VIII of the principal Act is struck out and the heading "ELECTRIC SUPPLY WORKS" is inserted in lieu thereof.

Amendment of Part VIII—

15. Sections 115, 115a, 115b and 116 of the principal Act are repealed and the following sections are enacted and inserted in lieu thereof:—

Power to establish electric supply works.

115. (1) The trust may from time to time purchase, construct, and maintain electric works and apparatus, and do all other acts and things necessary for generating, accumulating, distributing, and supplying electricity for lighting purposes, motive power, and any other purpose within the district, any portion thereof, and within such portion of the State outside the district as is hereinafter mentioned.

(2) The Governor may, by proclamation, authorize the trust to supply electricity within any portion of the State outside the district. The Governor may, by proclamation, vary or revoke any such proclamation.

116. Notwithstanding anything in the Local Government Act, 1934-1957, contained, the power of the trust to supply electricity within the district and within any other portion of the State in which it is authorized to supply electricity shall be exclusive.

Power to break up streets, etc.

117. (1) The trust, within the district, and within any other portion of the State in which it is authorized to

supply electricity may, subject to the provisions of this Part—

(*a*) open and break up the soil and pavement on any streets, roads, or public places:

(*b*) open and break up any sewers, mains, or tunnels within or under any such streets, roads, or public places:

(*c*) lay down under any such streets, roads, and public places pipes, mains, cables, service lines, wire conduits, and other works:

(*d*) place along, over or across any such streets, roads, and public places pipes, mains, cables, service lines, wire conduits, and other works:

(*e*) from time to time renew, repair, alter, or remove any of the said works:

(*f*) over or along any such streets, roads, and public places stretch and maintain any cable, wire, or cord, and erect any masts and posts supporting such wire or cord:

(*g*) lay any pipes, mains, cables, or service lines into, through, or against any building for the purpose of lighting the same or any other building:

(*h*) provide and set up against or attached to any building any apparatus necessary for securing to any building a supply of electricity, or for measuring and ascertaining the extent of the supply.

(2) Nothing in this section shall authorize the trust to lay down or place any pipe, main, cable or service line through, under, or against any building or any land without the consent of the owners and occupiers thereof, but the trust may at any time enter upon any land and lay or place any new pipe, main, or service line in the place of any existing pipe, main, cable, or service line which has been lawfully laid down or placed or may repair or alter any pipe, main, cable, or service line so laid down or placed.

Saving of powers.

118. Nothing in this Part shall authorize the trust—

(*a*) without the consent of the Minister of Works, to break open any sewer, main, tunnel, or other work under the control of the Minister of Works; or

(*b*) to break open any sewer, main or tunnel, or other work, or to remove or displace any pipe, main, cable, wire conduit, service line, or other work

which is the property of or under control of any council or of any person without the consent of such council or person.

Notice of breaking up streets.

119. (1) Before the trust proceeds to open or break up any street, road, or public place which is not under the care, control, or management of the trust, the trust shall give to any council which has the care, control, or management of the street, road, or public place notice of its intention not less than three days before beginning the work, except in cases of emergency, in which case the said notice shall be given as soon as is possible after the beginning of the work or the necessity for the same has arisen.

(2) Any such street, road, or public place shall, except in the case of emergency aforesaid, be opened or broken up under the superintendence of any person appointed for the purpose by the council to which notice as aforesaid is given.

(3) The provisions of Division IX of Part XVII of the Local Government Act, 1934-1957, shall apply to any such street, road, or public place opened and broken up as aforesaid.

Obligation on trust to supply electricity.

120. Where a supply of electricity is provided in any street or road every person shall in respect of premises abutting on that street or road, on application, be entitled to a supply of electricity on the same terms on which any other person in respect of premises abutting on any street or road in which a supply is provided is entitled under similar circumstances to a corresponding supply: Provided that this section shall not prevent the trust from making any special charge in respect of any premises in respect of which a special supply is laid.

Charges for electricity.

121. The trust may, subject to the next preceding section, make such charges for the supply of electricity as are fixed by the trust or as are agreed upon, not exceeding in any case any limits which may be approved by The Electricity Trust of South Australia.

Power to acquire patent rights, etc.

121a. The trust may, for the carrying out of any purpose authorized by this Part—

(*a*) acquire interests in and licences for the use of any patented or protected process relating to the supply of electricity or the utilization of residual products arising from the manufacture of electricity:

(*b*) enter into such contracts and generally do all such acts and things as may be necessary or incidental to any such supply.

Supply of meters.

121b. (1) The trust shall supply a meter in respect of any premises supplied with electricity.

(2) The trust may sell the meter to the person supplied or may require payment thereupon of such rent for the hire of the meter as is fixed by the trust either generally or in any particular case.

Penalty for disconnecting meters.

121c. Any person who connects any meter supplied by the trust with any cable or wire through which electricity is supplied by the trust or who disconnects any such meter from any such cable or wire shall, unless he gives to the trust not less than twenty-four hours' notice in writing of his intention so to do, be guilty of an offence and liable to a penalty not exceeding ten pounds.

Duty of trust to keep meters in repair.

121d. The trust shall at all times and at its own expense keep all meters supplied by it for hire in proper order. In default of the trust so doing the consumer shall not be liable to pay rent for the meter for such time as the default continues.

Sale of electric fittings.

121e. (1) The trust may sell or hire electric lines, fittings, apparatus, and appliances for lighting, heating, and motive power, and for all other purposes for which electricity can or may be used (in this section called "electric fittings"), and may install, connect, repair, maintain, and remove the same, and with respect thereto may demand and take such remuneration or rents and charges, and may make such terms and conditions, as may be agreed upon.

(2) The exercise of the powers given by this section shall be subject to the following restrictions :—

I. The trust shall not manufacture electric fittings :

II. The trust shall not sell electric fittings except—

(*a*) to a consumer or a person who intends to be a consumer of electricity supplied by the trust ; or

(*b*) to a contractor who requires the fittings to enable him to supply them to a person who is or intends to be a consumer of electricity supplied by the trust :

III. The prices charged by the trust for the sale of any electric fittings shall not be less than the recognized retail prices unless the sale is to a contractor, in which case the prices shall not be less than the recognized trade prices, and if any question arises as to what are the recognized retail or trade prices, that question shall be determined by the Minister :

iv. The trust shall so adjust the charges to be made by the trust under this section as to meet any expenditure incurred by the trust in the exercise of the powers given by this section (including interest upon and sinking fund charges in respect of money borrowed for the purposes of this section).

(3) The purposes of this section shall be deemed to be purposes for which the trust may borrow money.

(4) In this section "contractor" means a person engaged in the business of selling and installing electric fittings.

Cutting off supply.

121f. If any person neglects to pay any charge for electricity, or any other sum due to the trust in respect of the supply of electricity to such person, the trust may cut off the supply, and for that purpose may cut, stop, or disconnect any cable, electric line, or other work through which electricity may be supplied, and may, until the charge or other sum, together with any expenses incurred by it in cutting off the supply of electricity as aforesaid is fully paid, but no longer, discontinue the supply of electricity to the said person.

Power of trust to contract for lighting purposes, etc.

121g. The trust may, from time to time, enter into any contract with The Electricity Trust of South Australia or any council or person for the supply of electricity to the trust.

Power for trust to contract in certain cases and restrictions on assignments of powers, etc.

121h. (1) The trust may contract with any person for the execution and maintenance of any works needed for the supply of electricity within the portion of the State within which the trust is authorized to supply electricity, or any part thereof.

(2) The trust may with the consent of the Governor by any contract or assignment transfer to any person or divest the trust of any legal powers given to it or any legal liabilities imposed on it by this Part.

Power to grant powers of trust outside areas.

121i. (1) The Governor may by proclamation declare that in any part of the State outside the district any person described in the proclamation may, subject to any conditions or restrictions imposed by proclamation, exercise during any term fixed by proclamation all or any of the powers given by this Part to the trust and be subject to all or any of the legal liabilities imposed by this Part upon the trust.

(2) The Governor may make any such proclamation and may by proclamation revoke or vary any such proclamation.

(3) If whilst any proclamation made pursuant to this section is in force, any part of the State to which the proclamation relates is included in the district the proclamation shall nevertheless continue to be of full force and effect.

Power to carry mains, etc., under or over rivers.

121j. The trust may, with the written consent of the authority controlling any navigable river, erect, carry, or lay any main, cable, or wire for the supply of electricity over, through, under or across the navigable river.

Aerial conductors not to interfere with streets.

121k. Except where otherwise approved by the Minister, every aerial conductor—

(*a*) placed after the commencement of the Renmark Irrigation Trust Act Amendment Act, 1959, shall be placed at least twenty feet from the ground, or twenty-five feet where it crosses a street or road, and not less than six feet from any building or erection other than a support for the conductor, except where brought into a building for the purpose of supply; and

(*b*) shall not hinder or obstruct the free use and enjoyment of any street or road over, along, across, or underneath which any such aerial conductor may pass, further than is absolutely necessary for the proper erection, construction, and repair of any cable, wire or other apparatus.

Cables, etc., not to be subject to distress in certain cases

121l. If any cables, wires, meters, fittings, or apparatus belonging to the trust are placed in or upon any premises not being in the possession of the trust, for the purpose of supplying electricity under this Part, the cables, wires, meters, fittings, or apparatus shall not be subject to distress or to the landlord's remedy for rent of the premises where the same may be, nor be taken in execution or distress under any process of any court or any proceedings in bankruptcy against the person in whose possession the same may be, or be taken by the trustee of any assignment executed by that person.

Power to enter land or premises for ascertaining quantities of electricity consumed, or to remove fittings, etc.

121m. Any officer of the trust may at all reasonable times enter any premises to which electricity is supplied by the trust, in order to inspect the cables, wires, meters, fittings, and apparatus for the supply of electricity belonging to the trust, and for the purpose of ascertaining the quantity of electricity consumed or supplied, or where the supply or electricity is no longer required or where the trust is authorized to take away and cut off the supply of electricity from any premises, for the purpose of removing any cables, wires, meters, fittings, or apparatus belonging to

the trust, repairing all damage caused by such entry, inspection or removal.

Penalty for fraudulently obtaining supply of electricity.

121n. Any person who obtains a supply of electricity from the trust under the name of any other person shall, unless he proves that the supply was obtained without intent to defraud, be guilty of an offence and liable to a penalty not exceeding ten pounds.

Account and application by trust of revenue.

121o. (1) The trust shall keep proper accounts in respect of any electric supply undertaking.

(2) The trust shall apply all moneys received as revenue from any such undertaking in the manner and in the order following, that is to say—

I. In payment of the working expenses and cost of maintenance of the undertaking :

II. In payment of the interest on any debentures issued by the trust on the security of the general rates in respect of any money borrowed for the purpose of the undertaking and in payment of the interest on any other security other than debentures, lawfully granted by the trust in respect of any money borrowed for any such purpose :

III. In providing a reserve fund, if the trust thinks fit, by setting aside such money as the Minister from time to time thinks reasonable, and investing the same in a manner to be approved by the Minister, which fund shall be applicable, from time to time, to answer any deficiency at any time occurring in the income of the trust from the undertaking, or to meet any extraordinary claim or demand at any time arising against the trust in respect of the undertaking.

(3) The net surplus remaining after the fulfilment of the several purposes aforesaid shall be applied by the trust towards lowering the price of electricity supplied by it.

Repayment of loan on sale of undertaking.

121p. If any electric supply undertaking is sold by the trust and at the time of the sale any debentures issued by the trust on the security of the general rate or a special or separate rate for the purpose of the undertaking are still outstanding, the trust shall apply the proceeds of the sale, or so much of the proceeds as is necessary for the purpose, in repaying the principal of every such debenture or, if any holder of any such debenture does not consent to payment of the principal thereof before the due date, in

setting aside in a sinking fund the amount necessary to repay the principal of the debenture upon the due date.

Application of reserve fund towards redemption of debt.

121q. (1) If at any time the trust is of opinion that the amount of the reserve fund established under section 121o is greater than is reasonably necessary to provide for the contingencies mentioned in section 121o, the trust may, with the consent of the Minister, apply such portion of the reserve fund as the Minister thinks proper in or towards the extinction of the debt incurred in the purchase, construction, or erection of the said works or undertaking.

(2) The powers exercisable under subsection (1) hereof shall be exercisable notwithstanding that the payment of the debt therein mentioned is secured by debentures granted on the security of the general rates or any special or separate rate and notwithstanding that the debt was incurred before the commencement of the Renmark Irrigation Trust Act Amendment Act, 1959.

Trust to make compensation.

121r. The trust shall do as little damage as may be in the execution of the powers by this Part granted, and shall make compensation for any damage which may be done in or by reason or in consequense of the execution of any such powers, the amount and application of such compensation in case of difference to be determined in manner provided by and subject to the provisions of the Compulsory Acquisition of Land Act, 1925.

Reference in other Acts.

121s. Every reference in any other Act to The Gas and Electric Lighting Act, 1891, shall be deemed to be a reference to this Part.

Provisions as to general Acts.

121t. Nothing in this Part shall exempt the trust or its undertaking from the provisions of any general Act relating to the supply of electricity.

Amendment of principal Act, s. 122—Power to borrow.

16. Section 122 of the principal Act is amended by adding at the end thereof the words "and other revenue".

Repeal and substitution of principal Act, s. 123—

17. Section 123 of the principal Act is repealed and the following section is enacted and inserted in the principal Act in lieu thereof:—

Provision for grant of loans to trust.

123. (1) The Treasurer shall in each of the ten financial years commencing with the year ending on the thirtieth day of June, nineteen hundred and sixty, pay to a trust account at the Treasury an amount of seventy-five thousand pounds per annum.

(2) Subject to the provisions of this section the Treasurer may out of the trust account mentioned in subsection (1) of this section pay to the trust from time to time during each of the said financial years such amount or amounts by way of grant or by way of loan as shall be required by the trust for the purposes of this section: Provided that the total sum paid to the trust by way of grant shall not exceed the sum of five hundred thousand pounds and the total amount granted by way of loan shall not exceed two hundred and fifty thousand pounds.

The Treasurer may make such arrangements including arrangements for the advance of moneys to the trust as he thinks fit for giving effect to the provisions of this subsection.

(3) The trust shall, during each of the ten financial years mentioned in subsection (1) of this section, set aside out of its revenues (or make arrangements satisfactory to the Treasurer in respect thereof) the sum of twenty-five thousand pounds for the purposes of this section. Any such sums, together with any sums paid by the Treasurer to the trust in pursuance of subsection (2) of this section shall be paid by the trust into a separate account to be called the "Renmark Irrigation Trust Special Account".

(4) The moneys from time to time standing to the credit of the trust in the said Renmark Irrigation Trust Special Account shall be used and applied by the trust for the purposes of this section and for no other purposes.

(5) The purposes of this section are the undertaking of such works in connection with a comprehensive drainage scheme for the district or the general improvement thereof or the rehabilitation of the irrigation works of the trust as shall from time to time be approved by the Minister of Lands.

(6) This Act, without any further appropriation, shall be sufficient authority for making the payments mentioned in subsection (1) of this section.

(7) The amount advanced to the trust by the Treasurer pursuant to subsection (2) of this section shall, together with interest thereon at the rate of five pounds per centum per annum to be calculated as from the thirtieth day of June, nineteen hundred and seventy, or as from the thirtieth day of June next following the completion of the purposes of this section, whichever is the earlier, be repaid to the Treasurer by equal annual payments in each of the next thirty years thereafter until such amounts, together with interest as aforesaid, are repaid. Upon the completion of the said payments all liabilities of the trust in respect

of all the amounts mentioned in subsection (2) of this section shall be deemed finally to have been determined and extinguished.

(8) The amount of the balance of any of the said amounts, together with interest as aforesaid, for the time being unpaid, together with any amount not exceeding the sum of seventy-five thousand pounds (except with the Treasurer's express approval) for the time being unpaid to the Bank of New South Wales (which latter amount shall rank *pari passu* with the said balance and interest) shall be a first charge on all property for the time being vested in or belonging to the trust.

Amendment of principal Act, s. 171— Accidental failure of electricity supply.

18. Section 171 of the principal Act is amended by adding after the word "water" therein the words "or electricity".

Amendment of principal Act, s. 172— Free passage to supply water.

19. Section 172 of the principal Act is amended by inserting therein after the word "pipe" (twice occurring therein) the words "or electricity main" in both cases and by inserting therein after the word "drainage" the words "or electricity, as the case may be,".

Enactment of s. 175a of principal Act—

20. The following sections are enacted and inserted in the principal Act after section 175 thereof:—

Private works.

175a. (1) No person shall connect or cause to be connected any private drain with or make cause to be made any opening into any main drain without the previous consent in writing of the trust.

(2) Any owner or (with the consent of the owner) any occupier of any land within the district and any two or more such owners or (with the consent of the owners) occupiers in combination may with the previous consent in writing of the trust at his or their own expense construct any private drain or drains on in or adjacent to such land and connect the same with any main drain or any part thereof which is so far completed as to be ready for use.

(3) Every such private drain shall be of such construction dimensions and materials and shall conform to such conditions and shall be connected with such main drain in such manner and form as the trust directs.

(4) Every person who—

(*a*) without the consent of the trust connects or causes to be connected any private drain with or makes or causes to be made any opening into any main drain; or

(*b*) connects or causes to be connected with any main drain any private drain of different construction dimensions or materials or under other conditions or in any other manner or form than as directed by the trust—

shall be guilty of an offence and shall for every such offence be liable to a penalty of not more than fifty pounds; and the trust may cut off the connection between such drains.

Connection of private drains.

175b. (1) Every person intending to connect a private drain with a main drain shall seven clear days before commencing any works for that purpose make written application to the trust accompanied by a plan showing such particulars of the proposed connection and of the private drain as are required by any direction of the trust.

(2) No such works—

(*a*) shall be commenced until the sanction of the trust has been given; or

(*b*) shall be proceeded with or executed except under the immediate direction of the proper officer of the trust.

(3) If any works so sanctioned by the trust are not completed within twelve months from the date of such sanction such works shall not be proceeded with or executed without a fresh sanction by the trust, which sanction shall be applied for and obtained in like manner as the original sanction for such works.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 32 of 1959

An Act to amend the Vermin Act, 1931-1957.

[*Assented to 3rd December,* 1959.]

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 "Vermin Act Amendment Act, 1959".

(2) The Vermin Act, 1931-1957, as amended by this Act, may be cited as the "Vermin Act, 1931-1959".

(3) The Vermin Act, 1931-1957, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 22a—
Provision for destruction of rabbit burrows.

3. Subsection (1) of section 22a of the principal Act is amended by striking out the words "within the time specified in the notice" therein and inserting in lieu thereof the words "one month from the date of the giving of the said notice or such further period as is specified in the notice".

Amendment of principal Act, s. 23—
Penalty for not destroying vermin during simultaneous destruction period or after notice.

4. Section 23 of the principal Act is amended by adding at the end thereof the following subsection :—

(5) In this section the expression "physical features" means unusual topographical features such as watercourses, ravines, hills and the like and does not mean the size or area of land as such.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 33 of 1959

An Act to amend the Limitation of Actions Act, 1936-1956.

[*Assented to 3rd December,* 1959.]

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 "Limitation of Actions Act Amendment Act, 1959".

(2) The Limitation of Actions Act, 1936-1956, as amended by this Act, may be cited as the "Limitation of Actions Act, 1936-1959".

(3) The Limitation of Actions Act, 1936-1956, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Enactment of s. 47.

3. The following heading and section are enacted and inserted in the principal Act after section 46 thereof:—

Extension of Periods of Limitation.

Extension of certain periods of limitation.

47. (1) Where any Act in force at the time of the passing of the Limitation of Actions Act Amendment Act, 1959, requires that any action must be brought within a period of six months or any shorter period from the time when the

cause of action arose any such action may, notwithstanding that Act, be brought—

(*a*) at any time not later than six months from the time when the cause of action arose ; or

(*b*) at any time after the expiration of six months but before the expiration of twelve months from the time when the cause of action arose, if the plaintiff has given the defendant a notice as mentioned in this section within six months after the cause of action arose ; or

(*c*) at any time after the expiration of six months but before the expiration of twelve months from the time when the cause of action arose, if the court which hears the action is satisfied that failure to give the notice was due to absence from the State, illness, or other reasonable cause or that the defendant has not been prejudiced by such failure.

(2) A notice under this section shall give the name and address of the plaintiff and shall state in ordinary language the nature of the act, omission or circumstances giving rise to the cause of action and the date and place at which such act, omission or circumstances occurred, provided however that any defect or inaccuracy in the terms of such notice shall not invalidate the same if the Court which hears the action is satisfied that the defendant has not been prejudiced by such defect or inaccuracy.

(3) A notice under this section may be given to an individual person—

(*a*) by serving it on him personally ; or

(*b*) by leaving it for him at his residence or office with a person resident or employed thereat ; or

(*c*) by sending it to him by registered letter or certified mail addressed to him at his residence or office.

(4) A notice under this section may be given to a body corporate—

(*a*) by serving it on a member or officer of the body or on a person employed in its office ; or

(*b*) by sending it by registered letter or certified mail addressed to the body corporate at its office.

(5) Where a person or body corporate has two or more offices in the State, any one of those offices shall be deemed to be the office of the person or body for purposes of this section.

(6) This section shall bind the Crown.

Operation of Act

4. This Act shall apply to actions commenced after the passing of this Act whether the cause of action arose before or after such passing.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 34 of 1959

An Act to amend the Local Government Act, 1934-1957.

[*Assented to 3rd December,* 1959.]

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, 1959".

(2) The Local Government Act, 1934-1957, as amended by this Act, may be cited as the "Local Government Act, 1934-1959".

(3) The Local Government Act, 1934-1957, is hereinafter referred to as "the principal Act".

Amendment of principal Act, s. 52—Qualification of councillors.

2. Section 52 of the principal Act is amended by striking out the words "not exceeding the sum of one hundred pounds in respect of any financial year of the council" in paragraph (*c*) of subsection (3) thereof.

Amendment of principal Act, ss. 65 and 147—Appointment of deputy-chairman.

3. (1) Section 65 of the principal Act is amended by inserting at the end thereof the following subsection :—

(5) A district council may at any meeting thereof choose one of the members to be the deputy-chairman. If more than one member is nominated for the office of deputy-chairman, a ballot of the members present shall thereupon be held for the election of deputy-chairman.

(2) Paragraph IV of section 147 of the principal Act is amended—

(*a*) by inserting at the beginning thereof the words "In the case of a municipal council";

(*b*) by striking out the words "chairman, as the case may be, or," in the first line thereof;

(*c*) by adding at the end thereof the words "and in the case of a district council the chairman or, in his absence and if the council has elected a deputy-chairman, the deputy-chairman or, in the absence of both, a member chosen by the members present, shall preside".

Amendment of principal Act, ss. 228 and 233a—Minimum rate.

4. (1) Section 228 of the principal Act is amended by striking out the passage "(but not exceeding ten shillings)" in the second and third lines thereof.

(2) Section 233a of the principal Act is amended by striking out the passage "(but not exceeding five shillings)" in the second and third lines thereof.

Amendment of principal Act, s. 287—Expenditure of revenue.

5. Subsection (1) of section 287 of the principal Act is amended—

(*a*) by inserting therein after paragraph (*f*5) thereof the following paragraph:—

(*f*6) subscribing for the purpose of the maintenance of or the provision of equipment for any incorporated lifesaving club outside the area if the council is satisfied that the club provides directly or indirectly for the needs of the inhabitants of the area:

(*b*) by striking out the word "fifty" in paragraph (*j*4) thereof and by inserting in lieu thereof the words "one hundred".

Amendment of principal Act, s. 289a—
Revenue derived from timber, etc.

6. Section 289a of the principal Act is amended—

(*a*) by striking out the words "pay into a separate fund to be called the 'Tree Planting Fund' " in subsection (1) thereof and by inserting in lieu thereof the words "apply in manner provided by this section";

(*b*) by striking out the words "moneys in the said fund" in subsection (2) thereof and by inserting in lieu thereof the words "said revenue";

(*c*) by striking out the words "at any time the moneys in the said fund exceed" in subsection (3) thereof and by inserting in lieu thereof the words "during any financial year the said revenue exceeds".

Amendment of principal Act, s. 319—
Contributions to roads.

7. Section 319 of the principal Act is amended—

(*a*) by inserting after subsection (8) thereof the following subsection:—

(9) If any roadway is formed, levelled or paved to a part of its width and is subsequently formed, levelled or paved to a greater width then, if the subsequent forming, levelling or paving, as the case may be, has not been previously carried out, the cost of so doing or of such part thereof as the council thinks fit may be recovered in manner provided by this section.

(*b*) by adding at the end of subsection (10) thereof the words "If previous to the notice being given as aforesaid to the owner of any ratable property any other amount or amounts have been payable under this section towards the cost of any work by the owner of the ratable property or any predecessor in title of the owner, the notice shall specify the amount or amounts, as the case may be, which have been so payable in respect of the ratable property and the time or times when the amount or amounts became so payable and, if no such amount has been payable, the notice shall specify accordingly";

(*c*) by inserting after the word "under" in the first line of subsection (11) thereof the words "any provision of";

(*d*) by inserting after the word "shall" in the second line of subsection (11) thereof the words ", irrespective of the purpose for which they are paid or the time at which they are paid".

Re-enactment of s. 352 of principal Act—

8. Section 352 of the principal Act is repealed and the following section is enacted and inserted in the principal Act in lieu thereof:—

Registration of accrued rights of access, etc.

352. (1) Any owner of land to which land the owner is of opinion that, by virtue of the operation of section 9 of the Municipal Corporations Act Amendment Act, 1903, or any provision substituted therefor, any right to use any street, road, lane, yard, or passage, roadway, byway, or footway or any part thereof has become appurtenant may, within twelve months after the passing of the Local Government Act Amendment Act, 1959, make application in writing to the Registrar-General for the registration of the right.

(2) The Registrar-General shall give notice in writing of the application to every person whose interest is, in the opinion of the Registrar-General, after making such search of the register book and the records of the General Registry Office as the Registrar-General deems sufficient, affected by the application requiring that person, within the time specified in the notice, to make any representation to the Registrar-General upon the subject of the application.

(3) After considering all such representations the Registrar-General shall make a decision whether or not the application should be granted and shall give notice of his decision to the applicant and to every person to whom notice is given as aforesaid.

(4) Within one month after notice of his decision is given by the Registrar-General, any person affected by the decision may appeal to the Supreme Court which shall have power to hear and determine the matter. Rules of Court may be made pursuant to the Supreme Court Act, 1935-1958, regulating the making and conduct of such appeals.

(5) In order to give effect to his decision in favour of any application under this section or to give effect to any order of the Supreme Court pursuant to this section, the Registrar-General shall, if the land is land under the Real Property Act, 1886-1945, make all such entries as may be necessary or proper to evidence the right aforesaid or, if the land is not land under the said Act, register in the

General Registry Office such memorial as is necessary or proper to evidence the right aforesaid.

(6) No right shall be registered as provided by subsection (5) if the Registrar-General is satisfied that the street, road, lane, yard or passage, roadway, byway or footway or part thereof to which the right relates is a public highway.

(7) If application is not made as provided by subsection (1) in respect of any right as aforesaid, that right shall as from twelve months after the passing of the Local Government Act Amendment Act, 1959, be determined and cease to be of any effect whatsoever and if, after application being made as aforesaid, the right is not registered as provided by subsection (5) the right shall be determined and cease to be of any effect whatsoever.

Amendment of principal Act, s. 436—Form of debentures and coupons.

9. Subsection (2) of section 436 of the principal Act is amended by striking out the word "printed" therein and inserting in lieu thereof the word "written".

Enactment of s. 530b of principal Act—"All purpose" bacteriolytic tank.

10. The following section is enacted and inserted in the principal Act after section 530a thereof:—

530b. In any case where, pursuant to this Division, the council requires the installation of a bacteriolytic tank, the council may, with the approval of the Central Board of Health, require the installation of a bacteriolytic tank of the kind known as an "all purpose" tank, namely, a bacteriolytic tank which is suitable for the disposal of sullage and waste water in addition to sewerage.

Amendment of principal Act, s. 666—Vehicles left in street.

11. Section 666 of the principal Act is amended by adding at the end thereof the following subsection:—

(4) If at any public auction held in pursuance of subsection (3) of this section, no offer is received for the vehicle the council may dispose of the vehicle in any manner that it thinks fit and may in any court of competent jurisdiction recover from the owner of the vehicle all of the expenses and costs mentioned in subparagraph (*a*) and (*b*) of subsection (3) of this section and in addition any costs and expenses incurred by the council in and about such disposal.

Amendment of principal Act, s. 684—By-laws with minimum penalty.

12. Section 684 of the principal Act is amended by striking out the word "ten" therein, and inserting in lieu thereof the word "twenty".

13. The following section is enacted and inserted in the principal Act after section 755a thereof:— Enactment of s. 755b of principal Act—

Definition of "interest".

755b. For the purposes of paragraph (*d*) of subsection (1) of section 52, paragraph VIII of section 147, and section 755, a mayor, chairman, alderman or councillor shall not be deemed to be interested in any matter by reason of the fact that he is a member of any non-profit making organization, with which the council makes a contract or to the funds of which the council contributes.

14. Section 779 of the principal Act is amended by striking out the word "twenty" in the thirteenth line thereof and by inserting in lieu thereof the word "fifty". Amendment of principal Act, s. 779—

Damaging property.

15. Section 783 of the principal Act is amended— Amendment of principal Act, s. 783—

Depositing rubbish in streets, etc.

(*a*) by inserting after the word "ashes" wherever occurring in the said section in every case the words "debris, waste, refuse";

(*b*) by striking out the word "twenty" in subsection (1) thereof and by inserting in lieu thereof the word "forty".

(*c*) by striking out the word "five" in subsection (2) thereof and by inserting in lieu thereof the word "twenty".

16. Section 784 of the principal Act is amended by striking out the words "ten pounds" therein and by inserting in lieu thereof the words "fifty pounds". Amendment of principal Act, s. 784—

Destroying fences, etc

17. (1) Section 833 of the principal Act is amended by inserting after the word "area" in paragraph (*c*) of subsection (2) thereof the words "or an authorized witness". Amendment of principal Act, ss. 833 and 834—

Application for postal vote.

(2) Section 834 of the principal Act is amended by striking out the words "in the case of an application by a person outside the State, by" in paragraph (aa) of subsection (1) thereof.

(3) The paragraph in the nineteenth schedule to the principal Act commencing "The signature of a ratepayer to an application" is amended by striking out the words "unless the person making the application is outside the State when his signature may be witnessed" and by inserting in lieu thereof the word "or".

Amendment of s. 27 of amending Act of 1957.

18. (1) Section 27 of the Local Government Act Amendment Act, 1957, is amended by striking out the word "first" in the second line thereof and by inserting in lieu thereof the word "second".

(2) The amendment made by subsection (1) hereof shall be deemed to take effect as from the passing of the Local Government Act Amendment Act, 1957.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 35 of 1959

An Act to amend the Mental Health Act, 1935-1958

[*Assented to 3rd December,* 1959.]

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 "Mental Health Act Amendment Act, 1959".

(2) The Mental Health Act, 1935-1958, as amended by this Act, may be cited as the "Mental Health Act, 1935-1959".

(3) The Mental Health Act, 1935-1958, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 98—
Power of Public Trustee to manage estates of patients.

3. Subsection (1) of section 98 of the principal Act is amended by adding the following paragraph (*c*) after paragraph (*b*) thereof :—

(*c*) who is a patient of the institution known as the Enfield Receiving House unless the superintendent thereof certifies that this section shall apply.

Amendment of principal Act, s. 111—
Powers of Public Trustee exercisable without sanction of court.
Cf. N.S.W. 45, 1958, s. 66 (*f*).

4. Section 111 of the principal Act is amended by adding the following paragraph xx at the end thereof :—

xx. Take up any rights to issues of new shares to which the said person becomes entitled by virtue of his existing shareholdings.

Enactment of s. 117a of principal Act—

5. The following section is inserted in the principal Act after section 117 :—

Unclaimed personal effects and moneys of patient.

Cf. N.S.W. 45, 1958, s. 74.

117a. (1) All personal effects in the possession of the Public Trustee belonging to a patient and not claimed within two years from the date of the death or discharge of that patient may be sold by direction of the Public Trustee and the proceeds of the sale shall be retained by the Public Trustee.

(2) All moneys in the hands of the Public Trustee on account of a patient at the end of six years from the date of the death or discharge of that patient and unclaimed shall be paid to the Treasurer for the general revenue of the State.

(3) The Treasurer may pay any such moneys to the Public Trustee upon the certificate of the Public Trustee that the identity and whereabouts of the person or persons entitled thereto have been ascertained.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 36 of 1959

An Act to amend the Local Courts Act, 1926-1956.

[*Assented to 10th December,* 1959.]

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 Courts Act Amendment Act, 1959".

(2) The Local Courts Act, 1926-1956, as amended by this Act, may be cited as the "Local Courts Act, 1926-1959".

(3) The Local Courts Act, 1926-1956, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act s. 27— Execution of warrants.

3. Subsection (2) of section 27 of the principal Act is amended—

(*a*) by striking out the words "or any warrant of commitment" in sub-paragraph IV thereof :

(*b*) by inserting the following sub-paragraph therein after sub-paragraph IV thereof :—

IVa. He shall cause to be executed every warrant of commitment with all despatch after receiving such warrant and shall indorse

on every warrant the time and mode of executing the same and any amount received and disbursed or retained on account thereof; and in case of non-execution within one calendar month after receiving such warrant from the clerk of the court he shall report to the clerk of the court such fact and the cause thereof:

Amendment of principal Act, s. 28— Rules of Court.

4. Subsection (1) of section 28 of the principal Act is amended by adding the following paragraph after paragraph III :—

IIIa. Defining any area as the area of the jurisdiction of a local court.

Amendment of principal Act, s. 114— In what courts actions to be commenced.

5. Section 114 of the principal Act is amended by adding at the end thereof the following subsection (the previous part of section 114 being read as subsection (1) thereof) :—

(2) The local court within any area defined by Rules of Court made pursuant to paragraph IIIa of section 28 (1) of this Act shall for the purposes of this Act be deemed to be the nearest local court to any place within that area.

Amendment of principal Act, s. 174f— Notification of satisfaction of judgment.

6. Section 174f of the principal Act is amended—

(*a*) by striking out paragraph (*b*) of subsection (1) thereof;

(*b*) by inserting after subsection (2) thereof the following subsections :—

(3) The clerk of a local court in which a certificate has been registered shall, on request by or on behalf of either party, forward to the clerk of the court in which the judgment or order was given or made, particulars of the processes, if any, issued upon such certificate.

(4) No proceeding shall be taken in any local court (except the issue of a further certificate of judgment) for the enforcement of any judgment or order given or made therein of which a certificate has been registered in any other local court unless—

(*a*) a notification under subsection (3) of this section under the seal of the court in which the certificate was registered has first been received by the clerk of the court; and

(*b*) an affidavit is first filed in the local court in which the judgment or order was given or made. The affidavit shall be made by the person in whose favour the judgment or order was given or made or by some other person cognizant of the facts of the case and shall state that the amount for which execution is proposed to be issued or in respect of which other proceedings are proposed to be taken, is actually due and unpaid. No execution shall be issued for or other proceedings taken in respect of a larger amount than that sworn to.

Amendment of principal Act, s. 175—Summons on unsatisfied judgment.

7. Subsection (2) of section 175 of the principal Act is repealed and the following subsection is enacted in lieu thereof :—

(2) Such summons shall be issued—

(*a*) in the case of the judgment or order of a local court, from the court in which the judgment or order was obtained or made, or from any local court (having jurisdiction to the amount claimed) situated not more than one mile further from the place where the person to whom it is directed resides or carries on his business at the time of such issue than the local court nearest to such place or from the local court nearest to such place ;

(*b*) in the case of a judgment, decree, or order of the Supreme Court or any court of competent jurisdiction, not being a local court, from any local court situated not more than one mile further from the place where the person to whom it is directed resides or carries on his business at the time of such issue than the local court nearest to such place, or from the local court nearest to such place, or, by order of a judge or special magistrate, from the Local Court of Adelaide.

Where a defendant against whom an unsatisfied judgment summons has been issued and served does not object to the jurisdiction of the court from which it was issued before any order is made in respect of the said unsatisfied judgment summons the jurisdiction of the said local court

shall not thereafter be questioned in any proceedings on any ground based on this subsection.

Amendment of principal Act, s. 176—Unsatisfied judgment against partners.

8. Subsection (2) of section 176 of the principal Act is repealed and the following subsection is enacted in lieu thereof:—

(2) No such unsatisfied judgment summons shall be issued, except by leave of a judge or special magistrate (which leave may be obtained without notice to the person against whom it is sought to issue it), out of any local court that is situated further by more than one mile from the place where the defendant at the time of such issue resides or carries on business than is the local court nearest to such place.

Amendment of principal Act, s. 179—Non-attendance of parties summoned.

9. Paragraph (*a*) of section 179 of the principal Act is amended by striking out the words "if the court is that having jurisdiction nearest to which" in the fifth and sixth lines thereof and by inserting in lieu thereof the words "if there is no other court having jurisdiction nearer by at least one mile to the place where" and by adding at the end of the said paragraph (*a*) the words "than the local court nearest to such place".

Amendment of principal Act, s. 181—Compensation in vexatious cases.

10. Subsection (2) of section 181 of the principal Act is amended by striking out the word "five" in the seventh line thereof and inserting the word "twenty" in lieu thereof.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 37 of 1959

An Act to provide for the issue of a totalizator licence for one additional race-meeting to be held in the year nineteen hundred and sixty for the benefit of one or more charitable institutions, and for matters incidental thereto.

[*Assented to 10th December,* 1959.]

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 (Charitable Purposes) Act, 1959".

(2) The Lottery and Gaming Act, 1936-1956, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Totalizator licence for special charity meeting in 1960 may be issued subject to conditions.

3. (1) Notwithstanding subsection (4) of section 15 and section 19 of the principal Act, a licence to use the totalizator at one race-meeting to be held in the year nineteen hundred and sixty may be issued to such racing club as the Chief Secretary approves.

(2) The licence shall—

(*a*) be in addition to any other licences that have been or may be issued under the principal Act ;

(*b*) be issued to enable an additional race-meeting to be held in that year for the benefit of such charitable

institution or institutions as the Governor may determine ; and

(*c*) be issued subject—

(i) to the condition that the net proceeds to the club of the race-meeting held on the day for which the licence is issued shall be paid to that charitable institution or distributed among those charitable institutions in accordance with the directions of the Governor ; and

(ii) to such other terms and conditions, if any, as the Chief Secretary approves.

(3) The club shall comply with every term and condition subject to which the licence is issued.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 38 of 1959

An Act to amend the Wrongs Act, 1936-1958.

[*Assented to 10th December,* 1959.]

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 "Wrongs Act Amendment Act, 1959".

(2) The Wrongs Act, 1936-1958, as amended by this Act, may be cited as the "Wrongs Act, 1936-1959".

(3) The Wrongs Act, 1936-1958, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 25—Claim and recovery of contribution between tort-feasors.

3. Section 25 of the principal Act is amended—

(*a*) by striking out the words "if sued" in paragraph (*c*) thereof and inserting in lieu thereof the words "at any time" ;

(*b*) by inserting after paragraph (*c*) thereof the following new paragraph :—

(*ca*) a tort-feasor who, on or after the coming into operation of the Wrongs Act Amendment Act, 1959, becomes liable in respect of that damage may recover contribution

from a third party as defined in subsection (2) of this section or commence proceedings for such recovery notwithstanding—

(i) that judgment in an action founded on the tort has not been given determining the tort-feasor's liability in respect of that damage; or

(ii) that the plaintiff as defined in that subsection has released the third party from his liability to the plaintiff for that or any part of that damage; or

(iii) where such contribution is recoverable only if a notice relating to the plaintiff's claim or cause of action in respect of the damage has been given in accordance with any provision of law to such third party, that the plaintiff has not given such notice to the third party; but in such case the tort-feasor shall not be entitled to recover contribution from the third party unless—

the tort-feasor has, as soon as reasonably practicable after receiving written notice of the plaintiff's claim in respect of the damage, given to the third party full particulars of that claim so far as are known to him including his own name and address and those of the plaintiff, the nature of the act, omission or circumstances alleged to have caused the damage and to have given rise to the cause of action and the date and place on and at which such act, omission or circumstances occurred;

or, if the tort-feasor fails to give such particulars to the third party,

the court is satisfied that such failure was due to the tort-feasor's absence from the State, or illness, or to other reasonable cause or that the third party has not been prejudiced by such failure; or

(iv) that the time within which the plaintiff may commence action against the third party has expired: but in such case the tort-feasor shall not be entitled to recover contribution from the third party unless he commences proceedings for such contribution

within one year after receiving written notice of the plaintiff's claim against him in respect of the damage or within one year after settlement by him of that claim, whichever is the earlier event;

or, if the court is satisfied that the tort-feasor was unable to commence the proceedings within one year after such event by reason of the tort-feasor's absence from the State, or illness or of other reasonable cause, or that the third party was not prejudiced by the tort-feasor's inability so to commence the proceedings,

within such further time as the court may allow; or

(v) that the third party is the Crown or an instrumentality of the Crown;

(*c*) by striking out the words "of this section" in paragraph (*d*) thereof and inserting in lieu thereof the words "of this subsection";

(*d*) by adding at the end thereof the following new subsection (the preceding part of section 25 being designated as subsection (1) thereof):—

(2) In subsection (1) of this section, so far as the context admits or requires,

"third party" means—

(i) a tort-feasor from whom any other tort-feasor is entitled to recover contribution under paragraph (*c*) of that subsection; and

(ii) the husband or wife of a person suffering the damage and from whom some other person is entitled to recover contribution under paragraph (*d*) of that subsection; and

"plaintiff" means the person suffering the damage referred to in that subsection whether or not that person has commenced an action for recovery of judgment in respect of the damage.

Amendment of principal Act, s. 26a—Insurers and nominal defendants under Road Traffic Act.

4. Section 26a of the principal Act is amended by striking out the words "has been properly sued under" and inserting in lieu thereof the words "is referred to in".

Enactment of s. 31 of principal Act.

5. The following heading and section are enacted and inserted in the principal Act after section 30 thereof:—

Application of Parts II and III to the Crown.

Application of Parts II and III to the Crown and Crown instrumentalities.

31. After the coming into operation of the Wrongs Act Amendment Act, 1959, Part II and Part III of this Act shall for all purposes be construed as applying to, and binding, the Crown and instrumentalities of the Crown.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 39 of 1959

An Act to amend the Constitution Act, 1934-1955.

{*Reserved* 15*th October,* 1959.
Royal Assent proclaimed 17*th December,* 1959.}

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

1. (1) This Act may be cited as the "Constitution Act Amendment Act, 1959". **Short titles.**

(2) The Constitution Act, 1934-1955, as amended by this Act, may be cited as the "Constitution Act, 1934-1959".

(3) The Constitution Act, 1934-1955, is hereinafter referred to as "the principal Act".

2. This Act is incorporated with the principal Act, and that Act and this Act shall be read as one Act. **Incorporation.**

3. The following section is enacted and inserted in the principal Act after section 48 thereof:— **Enactment of s. 48a of the principal Act—**

48a. A woman shall not be disqualified by sex or marriage for being elected to, or sitting or voting as a member of, either House of the Parliament. **Non-disqualification of women as members.**

Commencement of Act.

4. This Act shall be deemed to have come into operation on the first day of January, nineteen hundred and fifty-nine.

Reserved for the signification of Her Majesty the Queen's pleasure thereon.

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

***

"holding" means holding of land that is within the area at the time of the commencement of this Act and had been allotted under the scheme of land settlement envisaged by the War Service Land Settlement Agreement Act, 1945, in accordance with any agreement in force between the State and the Commonwealth, whether such land is since that time held under lease or licence from the Crown or otherwise or by a settler or any other person or persons ;

"landholder" with respect to a holding comprising land held under lease or licence from the Crown or under any other form of tenure by agreement with the Crown means the lessee or licensee of that holding or the holder of the land held under such agreement ; and with respect to a holding comprising land held in fee simple, means the owner or owners of the estate in fee simple in that land ;

"rating period" means each complete period of five years the first of which periods commences on the first day of May nineteen hundred and sixty and each succeeding period that commences on the first day of May every five years thereafter ;

"the 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, 864 and 882 in the Hundred of MacDonnell, 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 ;

"the board" means the Land Board constituted pursuant to the Crown Lands Act, 1929-1957 ;

"the Director" means the Director of Lands ;

"the Minister" means the Minister of Lands and includes the Minister of the Crown for the time being discharging the duties of the office of such Minister.

Maintenance of drainage system in the area to be duty of Minister. (Cf. S.E.D. Act, s. 47).

3. (1) It shall be the duty of the Minister—

(*a*) to maintain all the drains and drainage works within the area in a proper state of efficiency and as occasion requires to cleanse and repair them ; and

(*b*) to construct such other drains and carry out such other drainage works as he thinks necessary for the protection and efficiency of the drainage system in the area.

(2) The cost of all work performed pursuant to subsection (1) of this section and all other expenses connected with the care, control and management of the drains and drainage works shall be defrayed out of moneys to be provided by Parliament for the purpose.

(3) The moneys derived from the drainage rate hereinafter provided for shall be paid by the Director to the Treasurer of the State.

Contribution towards maintenance expenses to be recovered by annual drainage rate.

4. In order to raise moneys which the Minister considers a sufficient contribution towards—

(*a*) the cost of all work performed pursuant to subsection (1) of section 3 of this Act, and

(*b*) the other expenses connected with the care, control and management of the drains and drainage works,

the Director shall in accordance with this Act declare and levy an annual drainage rate.

Rate to be determined after ascertaining average annual expenditure for rating period and valuations of holdings.

5. (1) For the purposes of determining the annual drainage rate—

(*a*) the Director shall before the commencement of each rating period prepare an estimate of the expenditure that would be incurred during that period in connection with the cost and expenses referred to in section 4 of this Act, and shall determine the amount representing the average annual expenditure for that period; and

(*b*) the board shall not less than one month before the commencement of each rating period make and lodge with the Director a valuation of the land comprised in each holding within the area exclusive of structural improvements thereon, having regard to all matters in connection with such holding that it regards as fair and equitable to be taken into consideration in arriving at the valuation.

(2) (*a*) In making any such valuation the board may consider the report of any person or persons who, in the board's opinion is or are competent to make such report.

(*b*) Each valuation made by the board must be accompanied by a written report by the board setting out the matters which it took into consideration in arriving at the valuation.

(*c*) The Director shall, as soon as practicable after receiving from the board the valuations of all the holdings within the area

and the reports relating thereto, cause to be served by post on the landholder or occupier of each holding a copy of the valuation in respect of that holding and of the board's report relating thereto.

Right of appeal against valuation.

6. Any landholder or occupier served with a valuation and report in accordance with paragraph (*c*) of subsection (2) of section 5 of this Act may appeal against any valuation on any of the following grounds :—

(*a*) that any holding has been valued above or below its full and fair valuation ;

(*b*) that in making any valuation the board—

(i) had not taken into account any matter that was material to the valuation ; or

(ii) had taken into account any matter that was not fair or equitable for the purpose of determining the valuation.

Appeal to Minister in the first instance.

7. (1) Every appeal shall be made in the first instance to the Minister.

(2) From the decision of the Minister on any appeal there shall be a further appeal to the local court.

Appeals to Minister.

8. The following provisions shall apply in relation to any appeal to the Minister :—

(i) The appeal shall be instituted by notice setting out the ground or grounds of appeal and particulars of the matters giving rise to such ground or grounds :

(ii) The notice shall be lodged with the Minister and a copy thereof with the board within one month after the service of the valuation on the appellant :

(iii) The Minister may appoint such person or persons or body as he considers fit to hear and record the evidence of witnesses and the representations of parties with respect to any appeal and such person, persons or body shall hear and record the evidence and representations accordingly and shall submit the same together with a report thereon to the Minister for determination :

(iv) The Minister or the person, persons or body so appointed shall fix a covenient time and place for the hearing of each appeal and shall give the appellant and the board not less than seven days' notice thereof :

(v) If it appears to the Minister or to the person, persons or body so appointed that the interests of any person might become involved in any matter arising out of the appeal, he or they may give that person an opportunity to be present and make his representations at the hearing:

(vi) The board shall be a party to every appeal:

(vii) No notice of appeal under this section shall be invalid for want of form, if it clearly and reasonably states all matters relevant to the appeal:

(viii) The Minister shall determine each appeal in such manner as he thinks just after considering the evidence of such witnesses as are called, the representations of the parties and the report referred to in paragraph (iii) of this section:

(ix) The order of the Minister on every appeal shall forthwith be communicated to the Director who shall alter any valuation in accordance with the order if the valuation is varied by the order, and make such consequential adjustments as are necessary to any notices served on landholders and occupiers of holdings pursuant to subsection (2) of section 11 of this Act:

(x) The determination of the Minister on the appeal shall be subject to a further appeal to the local court.

Further appeal to local court. (Cf. S.E.D. Act, s. 53).

9. (1) A further appeal referred to in paragraph (x) of section 8 of this Act shall be to the local court nearest to the holding in respect of which the appeal is made or to the holding of which the appellant is the landholder or occupier.

(2) The following provisions shall apply in relation to any appeal to the local court:—

(i) At the hearing of such appeal the local court shall be constituted by a special magistrate:

(ii) The appeal shall be instituted by notice setting out the ground or grounds of appeal and all matters relevant to the appeal and the notice shall be given, within two weeks of the determination appealed against, to

The Minister,
the board, and
the clerk of the local court to which the further appeal is made

and to any other landholder or occupier of a holding whose interests are involved in any matter raised in the appeal:

(iii) The local court shall fix a convenient time and place for the hearing and shall give all parties interested not less than ten days' notice thereof; the court may in its discretion give notice to and hear any person whose interests are affected by any matter arising out of the appeal:

(iv) No notice of appeal under this section shall be invalid for want of form, if it clearly and reasonably states all matters relevant to the appeal:

(v) The court shall determine each appeal in such manner as it thinks just, and may make any order as to the costs of the appeal:

(vi) The determination of the local court shall be final and without appeal:

(vii) An order for costs made by the court on an appeal is enforceable as an order of the local court:

(viii) The Director shall alter any valuation in accordance with the determination of the local court, if the valuation is varied by the determination, and by further notice make such consequential adjustments as are necessary to any notices served on landholders and occupiers of holdings pursuant to subsection (2) of section 11 of this Act.

Variation of valuation on appeal.

10. Where a valuation of a holding for a rating period is varied on appeal to the Minister or on further appeal to the local court the valuation as so varied shall for the purposes of the drainage rate referred to in section 11 of this Act, be the valuation of that holding for that period.

The annual drainage rate. (Cf. S.E.D. Act, s. 56.)

11. (1) (*a*) The Director shall in respect of each rating period with the approval of the Minister declare the annual drainage rate on each of the holdings in the area.

(*b*) In determining the rate to be declared on each holding in respect of any rating period, the Director shall take into consideration—

(i) the average annual expenditure for that period determined in accordance with paragraph (*a*) of subsection (1) of section 5 of this Act,

(ii) the valuation of that holding for that period,

(iii) the aggregate valuations for that period of all the holdings in the area, and

(iv) any other matters that he thinks are proper for the determination of the rate,

but in no case shall the rate on any holding exceed that proportion of the average annual expenditure which the valuation of the holding for that period bears to the aggregate valuations of all the holdings in the area for the period.

(2) Within fourteen days after the declaration of the annual drainage rate for a rating period the Director shall cause to be served by post on the landholder or occupier of each holding a notice setting out the amount of the annual rate so declared on that holding for that period.

Annual drainage rate when payable. (Cf. S.E.D. Act., s. 58.)

12. (1) The annual drainage rate on any holding for the first year of any rating period shall become due and payable by the landholder or occupier of that holding when the notice of the amount thereof is served on the landholder or occupier of that holding but no such rate shall be recoverable from any person until after the expiration of thirty days after the time when that notice has been so served.

(2) The annual drainage rate on any holding for any succeeding year of that rating period shall become due and payable by the landholder or occupier of that holding on the first day of May in that year, but no such rate shall be recoverable from any person until after the expiration of thirty days after it has become so due and payable.

Interest to be added to overdue rates.

13. (1) If any annual drainage rates are not paid within thirty days from the time when they become recoverable as provided in section 12 of this Act, interest at the rate of five pounds per centum per annum from the first day of May in the year in which the rates became due and payable shall be added to such rates and shall be payable by and recoverable from the person liable to pay the same.

(2) The Minister may remit the whole or any part of the interest payable by any person under this section if he is satisfied that it is desirable to do so in order to prevent undue hardship, or for any other reason which the Minister considers sufficient.

Payment and recovery of annual drainage rates. (Cf. Waterworks Act, s. 93.)

14. (1) All annual drainage rates and interest payable under this Act shall be paid to or recovered by the Director or a person nominated by the Minister.

(2) Any amount so payable shall, until paid, be and remain a charge upon the land comprising the holding with respect to which the amount is payable.

(3) The amount due in respect of each holding shall be payable by and recoverable from the landholder or occupier for the time being of the holding.

Further powers of recovery of unpaid rates. (Cf. Waterworks Act, s. 95).

15. (1) If any drainage rates or interest recoverable under this Act are unpaid, the Director may exercise all or any of the powers and authorities of the Commissioner under section 95 of the Waterworks Act, 1932-1956, and the provisions of that section with necessary modifications shall apply as if expressly enacted by this Act and as if in that section the expression—

"water rates" included drainage rates;

"charges" included interest;

"Commissioner" included the Director of Lands;

"owner" included landholder; and

"land or premises" included holding.

(2) (*a*) Where any drainage rates or interest in respect of any holding have been due and owing for not less than three years the Director may request the Minister to exercise the powers conferred upon him by the Crown Rates and Taxes Recovery Act, 1945, for the purpose of recovering the rates and interest so due and owing.

(*b*) Upon such a request being made the provisions of the Crown Rates and Taxes Recovery Act, 1945, shall apply so far as may be applicable with necessary modifications as if expressly enacted for the purposes of this Act, and as if in that Act the expression—

"Crown rates or taxes" included drainage rates or interest under this Act;

"Crown rating or taxing authority" included the Director of Lands, and

"land" included holding.

Liability for and right to recover rates not suspended by appeal.

16. The liability to pay and the right to recover drainage rates shall not be suspended by any appeal against a valuation but where the amount of any annual rate paid in respect of any holding exceeds the amount which, according to any final decision on an appeal, was payable as such, the excess shall forthwith be repaid by the Director to the person who paid it or on whose behalf it was paid.

Regulations.

17. (1) The Governor may make such regulations as he considers necessary or convenient for giving effect to this Act or to the purposes of this Act and, without limiting the generality of this provision, may make regulations for all or any of the following purposes:—

(*a*) to ensure the proper construction, maintenance and protection of drains and drainage works within the area ;

(*b*) to ensure that premises served by any drains or drainage works are properly maintained, clean and free of any matter or thing likely to cause obstruction to any drains or drainage works ;

(*c*) for regulating the manner, times and quantities in which and the purposes for which, water from any drain or drainage work may be used by any person and prohibiting persons other than authorized persons from using or diverting such water ;

(*d*) prescribing such forms as he considers necessary desirable or convenient to be used for the purposes of this Act.

(2) Any regulation made under this section may fix penalties not exceeding fifty pounds for the breach of any regulation.

(3) (*a*) The breach of any regulation shall constitute an offence against this Act.

(*b*) All proceedings for offences against this Act shall be disposed of summarily.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 41 of 1959

An Act to amend the Hospitals Act, 1934-1958.

[*Assented to 17th December,* 1959.]

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 "Hospitals Act Amendment Act, 1959".

(2) The Hospitals Act, 1934-1958, as amended by this Act, may be cited as the "Hospitals Act, 1934-1959".

(3) The Hospitals Act, 1934-1958, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of s. 47 of the principal Act— Costs of maintenance of patients.

3. (1) Subsection (1) of section 47 of the principal Act is amended—

(i) by striking out the words "The director-general may from time to time in respect of any public hospital fix" therein and inserting in lieu thereof the passage "After the coming into operation of the Hospitals Act Amendment Act, 1959, the Governor may from time to time, on the recommendation of the director-general, by regulations, which he is hereby empowered to make, fix in respect of any public hospital" ; and

(ii) by striking out paragraph (*a*) thereof and inserting in lieu thereof the following paragraphs :—

(*a*) rates of payment whether daily, weekly or for any other period for the maintenance of patients in the hospital, which rates may vary according to all or any of the following circumstances, namely the accommodation and treatment provided for the patient, the nature of his illness or disability, the persons liable to pay for his maintenance in the hospital, and any other circumstances which the Director-General deems it just to take into consideration ;

(*a*1) a special rate to be charged in special circumstances for the maintenance of any individual patient.

(2) Subsection (2a) of section 47 of the principal Act is amended by adding at the end thereof the following passage :—

"The power of remitting a part of the amount payable under this section may be exercised from time to time in respect of the same debt".

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 42 of 1959

An Act to amend the Landlord and Tenant (Control of Rents) Act, 1942-1958.

[*Assented to 17th December,* 1959.]

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 "Landlord and Tenant (Control of Rents) Act Amendment Act, 1959".

(2) The Landlord and Tenant (Control of Rents) Act, 1942-1958, as amended by this Act, may be cited as the "Landlord and Tenant (Control of Rents) Act, 1942-1959".

Reference to principal Act.

2. The Landlord and Tenant (Control of Rents) Act, 1942-1955, as reprinted pursuant to the Amendments Incorporation Act, 1937, and section 46 of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, and as amended by the Landlord and Tenant (Control of Rents) Act Amendment Act, 1956, the Landlord and Tenant (Control of Rents) Act Amendment Act, 1957, the Landlord and Tenant (Control of Rents) Act Amendment Act (No. 2), 1957, and the Landlord and Tenant (Control of Rents) Act Amendment Act, 1958, is hereinafter referred to as "the principal Act", and any reference in this Act to any provision of the principal Act shall be construed as a reference to that Act as so reprinted and amended.

Amendment of principal Act, s. 6 (2)— Exemptions from Act.

3. Subsection (2) of section 6 of the principal Act is amended by striking out the words "of the whole" after the figures "1953" in line 3 of paragraph (*b*) and by inserting after the word "premises" in line 4 the words "or any part thereof".

Amendment of principal Act, s. 54 (2)— Provisions for recovery of possession of shared accommodation to be leased in the future.

4. Subsection (2) of section 54 of the principal Act is amended by striking out paragraph IV thereof.

Amendment of principal Act, sec. 55c— Recovery of possession of premises in certain cases.

5. Section 55c of the principal Act is amended by adding the following subsection thereto :—

(7) A notice to quit pursuant to this section may be given by or on behalf of a body corporate being the lessor of any dwelling house on the ground that possession of the said dwelling house is required for the purpose of facilitating the sale of the dwelling house and the provisions of this section shall apply *mutatis mutandis* to any such notice to quit given by a body corporate.

Amendment of principal Act, s. 55d— Restrictions on certain lettings of dwelling-houses.

6. (1) Subparagraph (*b*) of subsection (1) of section 55d of the principal Act is amended by inserting therein after the words "in consequence of the notice to quit," the words "or of an order for the recovery of possession of the premises or for the ejectment therefrom of the lessee,".

(2) Section 55d of the principal Act is amended by striking out subsection (3) thereof and substituting the following new subsection :—

(3) Where two or more attached dwelling-houses are the property of the same lessor, the period of three months referred to in paragraph (*c*) of subsection (1) of this section shall commence to run from the time when the last of the lessees concerned delivers up possession.

Amendment of principal Act, s. 60— Premises not to be sold or re-let in certain cases.

7. Subsection (1) of section 60 of the principal Act is amended by omitting the words "(*l*1) or (*m*)" in the second line thereof and inserting in their stead the words "(*l*1), (*m*), or (*n*)".

Amendment of principal Act, s. 123— Duration of Act.

8. Section 123 of the principal Act is amended by striking out the word "fifty-nine" in the second line thereof and inserting in lieu thereof the word "sixty".

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 43 of 1959

An Act to amend the Prices Act, 1948-1958.

[*Assented to 17th December,* 1959.]

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, 1959".

(2) The Prices Act, 1948-1958, as amended by this Act, may be cited as the "Prices Act, 1948-1959".

(3) The Prices Act, 1948-1958, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of s. 53 of principal Act—Duration of Act.

3. Section 53 of the principal Act is amended by striking out the word "sixty" at the end thereof and inserting in lieu thereof "sixty-one".

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 44 of 1959

An Act to authorize the construction and operation of works for the prevention and control of flooding in the South-Western Suburbs of the Metropolitan Area, and for other purposes.

[*Assented to 17th December,* 1959.]

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. Cf. 2201, 1935, s. 1.

1. This Act may be cited as the "South-Western Suburbs Drainage Act, 1959".

Arrangement.

2. The provisions of this Act are arranged as follows :—

PART I.—Preliminary.

PART II.—Floodwater Drainage.

PART III.—Financial Provisions.

PART IV.—Miscellaneous.

Interpretation.

3. In this Act unless the context otherwise requires—

"councils" means and includes the municipal councils of Marion, Mitcham, West Torrens, Unley, Brighton, and Glenelg, the Garden Suburb Commissioner and the district councils of Meadows and Stirling :

PART I.

"Minister" means the Minister of Local Government:

"the plan" means the plan attached to and forming part of the report:

"the report" means the report of the Parliamentary Standing Committee on Public Works dated the 6th day of October, 1959, made pursuant to the Metropolitan Drainage Works (Investigation) Act, 1957:

"works" means the channels, dam, drains, works, and conveniences referred to in section 6.

Incorporation. 2201, 1935, s. 4.

4. The Compulsory Acquisition of Land Act, 1925 (except sections 49, 79, 80, 81, and 82 thereof) is incorporated with this Act.

Power to acquire land. 2201, 1935, s. 5.

5. The Minister may, under the Act incorporated with this Act, take and acquire, either compulsorily or by agreement, all such lands and easements in or over any lands as he may require for the purpose of constructing, completing, repairing, or extending any of the works.

PART II.

PART II.

FLOODWATER DRAINAGE.

Power to construct and maintain works. Cf .2201, 1935, s. 6.

6. (1) The Minister may, out of moneys to be provided by Parliament for the purpose, carry out all or any of the following works:—

I. The Minister may construct the drains numbered 1 (in part), 2, 4, 7, 8, 11, 12, 14, 15, 19, 21, 22, and 23 delineated on the plan and described in the report for the purposes of carrying waters rising east of the River Sturt into that river and of discharging directly into the sea waters rising west of the said river:

II. The Minister may construct works for the improvement of the channel of the River Sturt including new channels for the said river and any embankments that may be necessary in connection with any of such works and may remove any obstruction from and otherwise cleanse any part of the said river:

PART II.

III. The Minister may construct a flood control dam on the River Sturt to delay the flow of floodwaters from the upper reaches of the said river and to prevent floodwaters from those reaches or from surrounding suburban areas from creating a flow beyond the capacity of the said river :

IV. The Minister may carry out any works or conveniences connected with or necessary for the purposes of any of the works :

V. The Minister may enter into contracts with any council, person, or persons, for the construction or carrying out of the whole or any part of the works or portion of the works or for the provision of any materials, equipment, or services required in connection with such construction or with the works or any part thereof.

(2) The Minister may carry out the works with such (if any) alterations and variations as may from time to time be found necessary or convenient.

PART III.

PART III.

FINANCIAL PROVISIONS.

Councils liable for half cost of works.

7. (1) The councils shall pay to the Treasurer in the manner and in the proportions hereinafter provided one-half of the total cost of the works.

(2) The amount payable by each of the councils shall be an amount equal to the percentage of the said one-half of the said total cost which is shown opposite the name of each respective council in the following table :—

Municipal Council of Marion	58·91 per centum
Municipal Council of Mitcham	16·90 per centum
Municipal Council of West Torrens.	0·58 per centum
Municipal Council of Unley	2·20 per centum
Municipal Council of Brighton.....	13·50 per centum
Municipal Council of Glenelg	4·79 per centum
The Garden Suburb Commissioner .	1·03 per centum
District Council of Meadows	1·47 per centum
District Council of Stirling	0·62 per centum

PART III.

Payment by councils.

8. Each of the councils shall pay to the Treasurer on the first day of May in the financial year next after the financial year in which the Minister notifies the councils that the sum of one million pounds has been expended upon the works, and on each succeeding first day of May thereafter until and including the first day of May in the financial year during which the statement referred to in section 9 is published, an amount equal to an annual instalment calculated to pay over a period of fifty-three years the amount payable in pursuance of section 7, together with interest upon the amount from time to time remaining unpaid at the rate of five and one-eighth per centum per annum. For the purpose of determining payments to be made under this section the total cost of the works shall be deemed to be two million one hundred and fifty-eight thousand six hundred pounds and the liability of the councils shall, for the purposes of calculating interest, be deemed to have arisen on the first day of May of the financial year during which the said notification is given by the Minister.

Notification of total cost.

9. Upon completion of the works the Treasurer shall publish in the *Gazette* a statement certified by the Auditor-General showing the total amount expended on the construction of the works and such amount shall be the total cost for the purposes of section 7.

Rate of interest payable by councils.

10. Each of the councils shall pay to the Treasurer on the first day of May in the financial year next following the financial year during which the Treasurer publishes the statement referred to in section 9, and on each succeeding first day of May thereafter until there have been fifty-three annual payments (including payments made pursuant to section 8), equal annual instalments of principal and interest calculated to repay the amount payable in pursuance of section 7, together with interest upon the amount from time to time remaining unpaid at the rate hereinafter set out, namely, such rate as the Treasurer shall determine as proper, having regard to rates paid by him on loan moneys raised at long-term rates during the period of the construction of the works. For the purposes of this section any variation in the amount payable by each council shall be deemed to have become effective on the first day of May of the financial year during which the publication was made by the Treasurer of the said statement.

Variation of rate of interest.

11. The Treasurer shall, in every tenth year after the year in which payments commence under section 10, vary or re-affirm as he deems proper, having regard to the rates paid by him

on loan moneys raised at long-term rates during the preceding year, the rate of interest to be payable by the councils on amounts from time to time remaining unpaid. Upon any such variation the remaining annual instalments payable by each council shall be varied so as to complete repayment at the end of the fifty-third year after the notification referred to in section 8.

Councils responsible for maintenance of drains.

12. (1) Upon completion of a major drain or part of a major drain within the area of any one of the councils the Minister shall notify that council of such completion.

(2) After such notification that council shall from time to time at its own expense cleanse, repair, and maintain the same and remove any obstruction therein and fill in any holes and repair any breakages in any part thereof.

Minister of Works to maintain works on River Sturt at expense of councils.

13. (1) The Minister of Works shall, out of moneys to be provided by Parliament from time to time, cleanse, repair and maintain that part of the works which relates to the improvement of the River Sturt and the flood control dam referred to in paragraphs II and III of subsection (1) of section 6.

(2) The cost of such cleansing, repair and maintenance shall be payable to the Treasurer by the councils in the proportions set out in section 7.

(3) On the first day of May next following the completion of the part of the works referred to in this section and on the first day of May of each of the two next succeeding years, the amount payable by the councils for the purposes aforesaid shall be five thousand pounds. On the first day of May of each succeeding year thereafter the amount payable shall be such sum as the Treasurer shall determine every third year in advance having regard to the costs of such cleansing, repair, and maintenance.

(4) The Treasurer shall pay all amounts received by him under subsection (2) of this section into a maintenance fund to be held by him and the Treasurer may, without further appropriation, recover the cost of such cleansing, repair and maintenance out of the said fund.

PART IV.

MISCELLANEOUS.

Tenders for works. 2201, 1935, s. 12.

14. (1) The Minister may call for tenders for the construction of the works authorized by this Act, either as a whole or in sections, to be sent in within such time to such place, and to be upon and subject to such terms, conditions, and provisions as he deems advisable, and may accept or reject any tender.

(2) If no tender is accepted, or if a tender for the whole or any part of the work is accepted, and the contractor making such tender fails to begin or complete the work or any part thereof in accordance with the contract, the Minister may, according to the circumstances, himself construct or complete the works.

Powers of Minister. 2201, 1935, s. 13.

15. For the purpose of constructing, completing, extending, or maintaining the works, and for the purpose of carrying out the provisions of this Act, the Minister may exercise any of the powers following, that is to say—

I. He may enter upon any lands and take levels thereof and set out such parts thereof as he shall think necessary, and deposit soil thereon, and dig, break, and trench the soil of any such lands, and remove and use all earth, stone, minerals, trees, or other things dug or obtained out of or from any such lands :

II. He may enter upon, take, and hold, either temporarily or permanently, such lands as he may from time to time deem necessary for the construction, maintenance, repair, or improvement of the works, and may manufacture and work upon the land so entered upon, taken, or held :

III. He may, for any purpose authorized by this Act, or for the purpose of obtaining entry to any land for any such purpose, enter upon any land :

IV. He may dam, bar, and stop up with any weir or dam, any river, pool, stream, or watercourse, or impound the water from any river, pool, stream or watercourse :

V. He may deepen, widen, straighten, alter, divert, scour, or cleanse any river, pool, stream, or watercourse:

VI. He may make any embankment against any river, pool, stream, or watercourse, and place on any land stones, piles, earth, soil, or other materials for the purposes of the works or any of them, or for the more effectual protection of any land, or for the better carrying of the waters from any land into the sea or into any river, pool, stream, or watercourse :

VII. He may stop up or divert any road, or remove or strengthen any bridge, and build any new road or bridge :

VIII. He may do all such things as may be necessary or convenient for the purpose of constructing, maintaining, cleansing, and repairing the works.

Compensation. 2201, 1935, s. 14.

16. (1) Subject to subsection (3) and (4) of this section, the Minister shall make compensation to all persons interested for all damage suffered by them by reason of the exercise by the Minister of the powers conferred upon him by this Act.

(2) In every case where the Minister cannot agree with the owner or claimant as to the amount of compensation, the amount shall be ascertained, and the case, in other respects, shall, subject as aforesaid, be dealt with in manner provided by the Compulsory Acquisition of Land Act, 1925, for determining the amount and application of the compensation.

(3) No compensation shall be payable in respect of any earth stone, minerals, trees, or other things dug or obtained out of or from the bed or the banks of the River Sturt.

(4) No compensation shall be payable by reason of the entry by the Minister on any land, unless as the result of the entry damage is occasioned, in which event the compensation shall be limited to the amount of the damage.

Variation of costs of works. 2201, 1935, s. 15.

17. (1) If, at the time of the publication of the statement referred to in section 9, any claim for compensation arising out of the construction of the works has not been determined, the Treasurer shall, upon the claim being determined, by notice published in the *Gazette*, vary the amount included in such statement by the addition thereto of the amount of any compensation required to be paid.

(2) The amount so varied shall thereupon be the total cost of the works for the purposes of section 7, and as from and including the first day of May of the financial year next following the financial year in which the said publication is made, the annual instalments payable by each council under section 10 or section 11, as the case may be, shall be varied so that payment of all amounts payable by the councils shall be completed at the end of the fifty-third year after the notification mentioned in section 8. For the purposes of this section any addition to the liability of each council by reason of any such variation shall be deemed to take effect on the first day of May of the financial year during which notice thereof was published by the Treasurer.

Delegation by Minister. 2201, 1935, s. 16.

18. (1) The Minister may authorize such person or persons as he shall think proper to do all or any of the acts, matters, and things as the Minister is by this Act empowered or required to do.

(2) Every person so authorized shall have and enjoy all such and the like powers as are hereby conferred on the Minister to enable him to do such acts, matters and things respectively.

(3) All such acts, matters, and things, when done under such authority, shall be as valid and effectual as if they had been done by the Minister.

(4) Every person so authorized shall have and enjoy in respect of each such act, matter, or thing so done by him, all such immunities from personal liability as the Minister would have had or enjoyed if he had done such act, matter, or thing.

Power to lease and sell surplus land and property. 2201, 1935, s. 17.

19. (1) The Minister may demise any land purchased by him and which he does not immediately require for the purposes of this Act, for such period, at such rent, and upon such conditions, as he shall think fit, and may sell or otherwise dispose of any such land or other property which he does not further require for the purposes of the works, and may transfer or convey such land or other property to the purchaser, or as he shall direct.

(2) The Minister's receipt shall be a sufficient discharge to the purchaser for the purchase-money in the receipt expressed to be received, and the rent of land demised.

(3) The money accruing from the sale or other disposition of the property sold or disposed of shall be paid by the Minister to the Treasurer, and shall be taken into account by the Treasurer in compiling the statement referred to in section 9.

Payments by councils. 2201, 1935 s. 20,

20. (1) Every council shall on every day appointed by this Act for the payment of any amount by the council, pay to the Treasurer the amount required to be paid by the council.

(2) The said amount may be paid out of the ordinary funds of the council, or may be paid out of the proceeds of a special rate, or may be paid partly out of the ordinary funds and partly out of the proceeds of a special rate. The said special rate shall be declared and levied under the provisions of the Local Government Act, 1934-1959, without any consent of ratepayers, and all the provisions of the said Act shall apply to the declaration, levying, and recovery of the rate. With the consent in writing of the Minister, any such special rate may be declared on the ratable property within part only of the area of the council.

Remedies for non-payment by councils. 2201, 1935, s. 21.

21. (1) The Treasurer may by action in any court of competent jurisdiction recover any sum payable to him under this Act by any council.

(2) If any such sum of money due and payable by a council is not paid on the day on which it becomes payable, the Governor may direct that the sum, or any part thereof, be retained and paid to the Treasurer on behalf of the council out of any other moneys payable by the Crown or any Minister thereof to the council, and the said sum, or part thereof, shall be retained and paid accordingly.

Penalty for obstructing construction. 2201, 1935, s. 22.

22. Every person who—

(*a*) wilfully obstructs any person acting under the authority of the Minister in setting out the line of any of the works ;

(*b*) pulls up or removes any poles or stakes driven into the ground for the purpose of setting out the line of any of the works ;

(*c*) without the consent in writing of the Minister places any obstruction in or digs any hole in any part of the bed of the River Sturt or any channel cleansed or constructed pursuant to this Act ;

(*d*) destroys or injures any of the works ; or

(*e*) causes or permits any obstruction in, or otherwise injuriously affecting any of the works,

shall be guilty of an offence against this Act and liable to a penalty not exceeding one hundred pounds.

Regulations. 2201, 1935, s. 23.

23. (1) The Governor may make regulations for all or any of the following purposes :—

I. For regulating the conduct of persons employed under or for the purposes of this Act :

II. For the protection of the works from trespass, injury, or pollution :

III. For any other purpose necessary or convenient for carrying this Act into effect.

(2) Any such regulation may fix penalties not exceeding in any case the sum of twenty pounds for the breach of the same or any other regulation.

Summary disposal of offences. 2201, 1935, s. 24.

24. All offences against this Act shall be disposed of summarily.

Indemnity of Minister from certain claims. 2201, 1935, s. 25.

25. No claim or action whatsoever shall be made or brought against the Minister arising out of or in respect of the escape of any waters from any river, pool, stream, watercourse, reservoir, or channel.

Power to require councils to have river cleared. 2201, 1935, s. 26.

26. (1) The Minister may by notice in writing under his hand require any of the councils to exercise with regard to the River Sturt, and any lands mentioned in the notice, and the owner or occupier thereof, the power conferred upon municipal and district councils by section 643 of the Local Government Act, 1934-1959.

(2) Any council which, having received a notice as mentioned in subsection (1) of this section fails to comply therewith within two months after receiving the notice, shall be guilty of an offence against this Act and liable to a penalty not exceeding fifty pounds.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 45 of 1959

An Act to amend the Stamp Duties Act, 1923-1956.

[*Assented to 17th December,* 1959.]

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, 1959".

(2) The Stamp Duties Act, 1923-1956, as amended by this Act, may be cited as the "Stamp Duties Act, 1923-1959".

(3) The Stamp Duties Act, 1923-1956, is hereinafter referred to as "the principal Act".

Commencement of Act.

2. This Act shall commence on a day to be fixed by the Governor by proclamation.

Incorporation.

3. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 31—
Contracts chargeable as conveyances on sale.

4. Section 31 of the principal Act is amended—

(*a*) by striking out subsection (1a) thereof and by striking out the expression "or (1a)" in subsections (2) and (4) thereof;

(*b*) by inserting at the end thereof the following subsection :—

(5) This section shall not apply to or in respect of any hire-purchase agreement within the meaning of this Act.

5. The following subheading and sections are inserted in the principal Act after section 31a thereof :— Enactment of s.37b of principal Act.

Hire-purchase Agreements.

31b. In this Act— Interpretation.

"cash price" in relation to a hire-purchase agreement means the price at which at the time of signing the agreement the hirer might have purchased the goods the subject of a hire-purchase agreement for cash and "net cash price" means cash price less the amount paid or provided by the hirer by way of deposit at or before the making of the agreement :

"hirer" means the person to whom the goods are let, hired or agreed to be sold under a hire-purchase agreement :

"hire-purchase agreement" means a letting of goods with an option to purchase and an agreement for the purchase of goods by instalments (whether such agreement describes such instalments as rent or hire or otherwise) but does not include any agreement—

(*a*) whereby the property in the goods comprised therein passes at the time of the agreement or upon or at any time before delivery of the goods ; or

(*b*) under which the person by whom the goods are being hired or purchased is a person who is engaged in the trade or business of selling goods of the same nature or description as the goods comprised in the agreement :

Where, by virtue of two or more agreements, none of which by itself constitutes a hire-purchase agreement, there is a bailment of goods and either the bailee may buy the goods or the property in the goods will or may pass to the bailee, the agreements shall, for the purposes of this Act, be treated as a single hire-purchase agreement made at the time when the last agreement was made.

"owner" means the person letting, hiring or agreeing to sell, goods under a hire-purchase agreement.

Provision as to duty on hire-purchase agreement.

31c. (1) The duty upon a hire-purchase agreement may be denoted by an adhesive stamp.

(2) Every hire-purchase agreement shall be in writing and shall set out the cash price, the amount paid or provided by way of deposit, and the difference between the two amounts.

(3) Notwithstanding the provisions of subsection (2) of section 5 of this Act the hirer shall not be liable for any duty chargeable upon a hire-purchase agreement.

(4) An owner shall not add the amount of any duty upon a hire-purchase agreement or any part of such duty to any amount payable by the hirer (whether under the hire-purchase agreement or otherwise) or otherwise demand or recover or seek to recover any such amount from the hirer; in the event of a contravention of this subsection the hirer may recover any such amount from the person to whom he paid it as a debt due from that person.

Duty on assignment of hire-purchase agreement.

31d. Notwithstanding anything contained in this Act the stamp duty payable on the assignment of any of the rights, powers and liabilities of the owner under a hire-purchase agreement shall be at the rate of one shilling for every fifty pounds or part of fifty pounds comprised in the consideration for the assignment.

Amendment of second schedule to principal Act.

6. The second schedule to the principal Act is amended—

(*a*) by inserting therein after the paragraph commencing "DEED (except as otherwise provided in this schedule)—" the following paragraph :—

HIRE-PURCHASE AGREEMENTS—

	£	*s.*	*d.*
Where the net cash price does not exceed £25	0	5	0
Where the net cash price exceeds £25 but does not exceed £50	0	10	0
Where the net cash price exceeds £50 but does not exceed £75	0	15	0
Where the net cash price exceeds £75 but does not exceed £100	1	0	0
Where the net cash price exceeds £100, for every £100 or part of £100 thereof	1	0	0

(*b*) by inserting in the list of General Exemptions from all Stamp Duties the following paragraph after paragraph 14 thereof:—

14a. Hire-purchase Agreement where the net cash price does not exceed £10.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 46 of 1959

An Act to amend the School of Mines and Industries Act, 1892-1934.

[*Assented to 17th December,* 1959.]

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 "School of Mines and Industries Act Amendment Act, 1959".

(2) The School of Mines and Industries Act, 1892-1934, as amended by this Act, may be cited as the "Institute of Technology Act, 1892-1959".

(3) The School of Mines and Industries Act, 1892-1934, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Commencement.

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

Amendment of long title of principal Act.

4. The long title of the principal Act is amended by inserting after the passage "South Australia," therein the passage "to provide for the change of its name to the 'South Australian Institute of Technology', and for the alteration of the constitution thereof,"

Amendment of preamble of principal Act.

5. The preamble of the principal Act is amended by inserting after the words "Industries of South Australia" therein the passage ", and to provide for the change of its name to the 'South Australian Institute of Technology', and for the alteration of the constitution thereof".

Amendment of s. 3 of principal Act—Definitions.

6. Section 3 of the principal Act is amended—

(*a*) by inserting before the interpretation "the council" therein the following interpretation:—

"appointed day" means the day on which the School of Mines and Industries Act Amendment Act, 1959, comes into operation;

(*b*) by adding after the word "Australia" being the last word in the interpretation "the council" the passage "; and on and after the appointed day shall include the council as reconstituted under the name of the Council of the South Australian Institute of Technology.";

(*c*) by adding after the interpretation "the Minister" therein the following interpretation:—

"the reconstituted council" shall mean the council as reconstituted on the appointed day as the Council of the South Australian Institute of Technology.

Amendment of s. 4 of principal Act—Incorporation of council.

7. Section 4 of the principal Act is amended—

(*a*) by striking out the words "For the purposes of this Act" and inserting in lieu thereof the passage "Subject to subsection (2) of this section";

(*b*) by adding at the end thereof the following new subsection (the preceding part of the section being designated as subsection (1) thereof):—

(2) On and after the appointed day the council shall be re-constituted as provided in subsection (2) of section 6 of this Act and as so re-constituted shall be called the Council of the South Australian Institute of Technology of whom six shall form a quorum; and the institution known prior to that day as the South Australian School of Mines and Industries shall for all purposes be called and known as the South Australian Institute of Technology.

Repeal of s. 5 of principal Act.

8. Section 5 of the principal Act is repealed.

Amendment of s. 6 of principal Act—Constitution of the Council.

9. Section 6 of the principal Act is amended—

(*a*) by inserting before the words "consist of twelve members" therein the words "until the appointed day";

(*b*) by striking out the words "Such members" therein and inserting in lieu thereof the passage "Subject to subsection (2) of this section such members";

(*c*) by adding at the end thereof the following new subsections (the preceding part of the section being designated as subsection (1) thereof):—

(2) (*a*) On the appointed day—

(i.) the council shall be re-constituted and shall thereupon and thereafter consist of fifteen members who shall be appointed by the Governor and hold office in accordance with this subsection; and

(ii.) the persons who immediately prior to that day were holding appointments as members of the council shall vacate those appointments but shall be eligible for re-appointment as members of the re-constituted council.

(*b*) Subject to paragraph (*c*) of this subsection, the members of the re-constituted council shall be appointed and hold office for such period, not exceeding three years in each case, as the Governor specifies when making each appointment, and shall be eligible for re-appointment.

(*c*) Of the fifteen persons who shall be first appointed as members of the re-constituted council—

five shall be appointed and hold office for a period of one year from the appointed day,

five shall be appointed and hold office for a period of two years from that day, and

five shall be appointed and hold office for a period of three years from that day.

(*d*) Where a casual vacancy occurs in the re-constituted council through the death or resignation of any member, the Governor may appoint some other person to fill that vacancy and such person shall hold office only for the unexpired portion of the term for which the member, through whose death or resignation the vacancy occurred, was appointed.

(3) (*a*) On and after the appointed day—

(i.) any lands or buildings prior to that day placed under the care, control and management of the council under section 8 of this Act shall be deemed to have been placed under the care, control and management of the council as re-constituted under this section; and

(ii.) any lands, tenements and hereditaments prior to that day purchased or held by the council under that section shall be deemed to have been so purchased or held by the council as so re-constituted;

(iii.) any property whatsoever owned or in any manner held by the council prior to that day shall be deemed to be so owned or held by the council as so re-constituted;

(iv.) all contracts entered into or rights enjoyed prior to that day by the council shall be deemed to have been entered into or enjoyed by the council as so re-constituted;

(v.) all officers and employees whose services had not terminated prior to that day and who shall then be holding office or employed by or on behalf of the council shall be deemed to have been appointed and employed by the council as so re-constituted.

(*b*) On and after the appointed day—

(i.) all gifts and bequests made to or on behalf of or for the benefit or purposes of the School of Mines and Industries of South Australia or the council thereof, whether so made before or after that day, shall be deemed to be gifts and bequests to or on behalf of or for the benefit or purposes of the South Australian Institute of Technology or the council as so re-constituted;

(ii.) any reference in any other Act or in any rule or regulation to the School of Mines and Industries of South Australia or to the council shall be construed as a reference to the South Australian Institute of Technology or the council as so re-constituted.

Amendment of s. 5 of principal Act—*Gazette* to be evidence of appointments, etc.

10. Section 10 of the principal Act is amended by inserting after the word "appointment" first occurring therein the words "to the council".

Amendment of s. 11 of principal Act—Power to make rules, etc.

11. Section 11 of the principal Act is amended—

(*a*) by striking out the words "School of Mines and Industries of South Australia" in paragraph II thereof and inserting in lieu thereof the words "South Australian Institute of Technology";

(*b*) by inserting after the word "schools" in paragraph III thereof the words "and institutions";

(*c*) by striking out the words "School of Mines and Industries of South Australia" in paragraph V thereof and inserting in lieu thereof the words "South Australian Institute of Technology";

(*d*) by striking out sub-paragraphs (*a*) and (*b*) of paragraph VI thereof;

(*e*) by striking out the words "School of Mines and Industries of South Australia" in sub-paragraph (*c*) of paragraph VI thereof and inserting in lieu thereof the words "South Australian Institute of Technology";

(*f*) by striking out paragraph VII thereof;

(*g*) by inserting after the words "first council" in paragraph VIII thereof the words "as constituted at the time of the coming into operation of this Act".

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 47 of 1959

An Act to amend the Births and Deaths Registration Act, 1936-1947.

[*Assented to 17th December,* 1959.]

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 "Births and Deaths Registration Act Amendment Act, 1959".

(2) The Births and Deaths Registration Act, 1936-1947, as amended by this Act, may be cited as the "Births and Deaths Registration Act, 1936-1959".

(3) The Births and Deaths Registration Act, 1936-1947, is hereinafter referred to as "the principal Act".

Commencement of this Act.

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

Incorporation.

3. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of s. 15 of the principal Act—Duties of parents and registrars with respect to registration of births.

4. Section 15 of the principal Act is amended—

(*a*) by striking out the words "in the presence of the district registrar or an assistant district registrar of the district in which the child was born" in subsection (2) thereof; and

(*b*) by inserting after the words "assistant district registrar" in subsection (3) thereof the words "who receives the information statement".

Amendment of principal Act, s. 19— Registration of illegitimate child.

5. Section 19 of the principal Act is amended—

(*a*) by inserting after the word "shall" in subsection (5) thereof the passage ",if the birth has been registered by a district registrar or an assistant district registrar," ; and

(*b*) by striking out the words "A district registrar or assistant district registrar shall" in subsection (7) thereof and inserting in lieu thereof the passage "The principal registrar, a district registrar or assistant district registrar shall, as occasion requires,".

Amendment of principal Act, s. 20— Late registration of births.

6. Section 20 of the principal Act is amended by inserting after the words "date of the birth" in subdivision 1 of subsection (1) thereof the words "by the principal registrar or by a district registrar".

Amendment of principal Act, s. 22— Certificate for addition to name.

7. Section 22 of the principal Act is amended—

(*a*) by striking out the words "district registrar" first occurring in subsection (1) thereof and inserting in lieu thereof the passage "principal registrar or the district registrar having possession of the register in which the birth is registered, the principal registrar or" ;

(*b*) by striking out the word "The" being the first word of subsection (2) thereof and inserting in lieu thereof the passage, "Where such certificate is given by a district registrar, the" ; and

(*c*) by striking out the word "The" being the first word of the second sentence in subsection (2) thereof and inserting in lieu thereof the passage, "Where such certificate is given by the principal registrar, the".

Amendment of principal Act, s. 28— Notification of deaths.

8. Section 28 of the principal Act is amended—

(*a*) by striking out the words, "in the presence of the district registrar or assistant district registrar of the district in which the death occurred" in subsection (2) thereof ; and

(*b*) by inserting after the words "assistant district registrar" in subsection (3) thereof the words "who receives the information statement".

9. Section 29 of the principal Act is amended by inserting after the words "date of the death" in sub-division II of subsection (1) thereof, the words "by the principal registrar or by a district registrar". Amendment of principal Act, s. 29—Late registration of deaths.

10. Section 31 of the principal Act is amended— Amendment of principal Act, s. 31—Notification of result of inquest.

(*a*) by striking out the word "district" wherever it occurs in subsections (1) and (2) thereof and inserting in lieu thereof the word "principal"; and

(*b*) by adding at the end thereof a new subsection as follows:—

(3) Where a coroner or justice of the peace certifies under subdivision III of section 5 of the Cremation Act, 1891-1936, that the cause of a death has been duly inquired into and that no further examination of the body is necessary, the death may be registered before the verdict is given but the coroner or justice shall, as soon as the verdict is given, notify the principal registrar of the verdict and furnish him with such particulars relating to the death as are required to be furnished in an information statement in accordance with this Part, and the principal registrar shall thereupon insert in his records relating to the registration of the death such particulars as are appropriate, including the cause of the death.

11. Section 32 of the principal Act is amended— Amendment of principal Act, s. 32—Delivery of registration certificate to undertaker.

(*a*) by inserting after the word "The" being the first word in subsection (1) thereof, the words "principal registrar";

(*b*) by inserting after the words "notice of the facts to" in subsection (3) thereof the passage "the principal registrar, or to";

(*c*) by inserting after the words "delivered by" in subsection (4) thereof the words "the principal registrar or".

Enactment of principal Act, s. 32a—

12. The following new section is enacted and inserted in the principal Act after section 32 thereof :—

Production of documents for registration of death.

32a. Except as is otherwise expressly provided in this Part a death shall not be registered by a principal registrar, district registrar or an assistant district registrar unless there has been produced to him in relation to the deceased person either—

(*a*) a certificate referred to in section 35 of this Act ; or

(*b*) an order referred to in subsection (4) of section 32 of this Act.

Amendment of principal Act, s. 33—Burials.

13. Section 33 of the principal Act is amended by striking out the words "the last preceding section" in subsection (1) thereof and inserting in lieu thereof the passage "section 32 of this Act" and by striking out paragraphs (*a*) and (*b*) of subsection (1) thereof and inserting in lieu thereof the following paragraphs :—

(*a*) a certificate referred to in section 35 of this Act ; or

(*b*) an order referred to in subsection (4) of section 32 of this Act.

Amendment of principal Act, s. 34—Non-application to cremations.

14. Section 34 of the principal Act is amended by striking out the words "the two preceding sections" in line one thereof and inserting in lieu thereof the passage "sections 32, 32a and 33 of this Act".

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 48 of 1959

An Act to amend the Health Act, 1935-1956.

[*Assented to 17th December,* 1959.]

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, 1959".

(2) The Health Act, 1935-1956, as amended by this Act, may be cited as the "Health Act, 1935-1959".

(3) The Health Act, 1935-1956, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of s. 123 of principal Act.

3. Section 123 of the principal Act is amended—

Drains to new buildings.

(*a*) by striking out the passage commencing with the words "All houses" and ending with the words "eighteen hundred and ninety-nine" in subsection (1) thereof and inserting in lieu thereof the passage "All buildings erected or re-built on or after the coming into operation of the Health Act Amendment Act, 1959, in municipalities or townships

within district council districts or on any parcel or allotment of land of not more than five acres in area"; and

(*b*) by striking out the word "house" in subsection (2) thereof and inserting in lieu thereof the word "building".

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 49 of 1959

An Act to enact provisions for the purpose of preventing the contamination and deterioration of underground waters and for other purposes.

[*Assented to 17th December,* 1959.]

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 "Underground Waters Preservation Act, 1959".

Commencement of Act.

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

Parts.

3. The provisions of this Act are arranged as follows :—

PART I—Preliminary.

PART II—Wells.

PART III—Advisory Committee on Underground Water Contamination.

PART IV—Appeals.

PART V—General provisions.

Interpretation.

4. (1) In this Act, unless the context otherwise requires, or some other meaning is clearly intended—

"the advisory committee" means the advisory committee on underground water contamination constituted under Part III of this Act:

"the appeal board" means The Underground Waters Appeal Board constituted under Part IV of this Act:

"authorized person" means a person authorized, appointed, or employed by the Minister for the purpose of assisting in the administration or enforcement of the provisions of this Act, or a member of the advisory committee or of the appeal board:

"defined area" means an area defined by regulation pursuant to section 5 of this Act:

"deterioration" means deterioration in quality and "deteriorate" has a corresponding meaning.

"the director" means the person for the time being holding or acting in the office of Director of Mines:

"the Minister" means the person for the time being holding or acting in the office of Minister of Mines:

"occupier" in the case of unoccupied land means the person entitled to the occupation thereof:

"owner" where used in relation to land means—

(*a*) a person entitled to land for an estate of freehold possession;

(*b*) a mortgagee in possession;

(*c*) a lessee holding land under a lease granted by the Crown; and

(*d*) a purchaser of land under an agreement for sale and purchase granted by the Crown.

"permit" means a permit for the time being in force under this Act:

"underground water" means water under the surface of the earth other than water in drains, structures, or other works constructed by man and includes water under the surface of the earth which is partly exposed in natural openings or depressions:

"well" means well, bore, hole, excavation or other opening made for the purpose of procuring a supply of underground water or for drainage, together with all works constructed or erected in connection therewith but does not include any well used exclusively for the drainage of roof or pavement run-off from a private dwelling or any soakage pit used for the disposal of effluent from any septic tank, or of waste water from a private dwelling.

(2) Where land of the Crown is under the control or management of a Minister, an instrumentality of the Crown or a public authority (other than the Minister of Mines) that Minister, instrumentality or public authority shall for the purposes of this Act be deemed to be the owner and the occupier thereof.

PART II.

WELLS.

Proclaimed areas and prescribed depths.

5. The Governor may, by regulation—

(*a*) prescribe any part of the State defined or indicated as a defined area for the purposes of this Act ;

(*b*) alter any such defined area ;

(*c*) abolish any such defined area ;

(*d*) exempt from the provisions of this Act or any part thereof any well of less than a prescribed depth for the particular area in which the well is situated.

Notification of wells.

6. (1) Every person, who at the time when an area becomes a defined area, is the occupier of land within that area on which there is at that time a well, shall within three months after the day on which the area becomes a defined area send a notice to the Minister in the prescribed form setting forth such information with respect to the well as is indicated in the form.

(2) This section shall apply to every well, whether the construction of that well is or is not complete.

Permits for sinking wells etc.

7. (1) If within a defined area—

(*a*) any well is sunk ; or

(*b*) the casing of a well is removed, replaced, altered, slotted or repaired ; or

(*c*) a well (whether complete or incomplete) is deepened ; or

(*d*) a well which was not being used for drainage purposes at the time of the giving of a notice under section 6 is used for such purposes,

without a permit having been obtained for such work or use, the owner and the occupier of the land on which the well is situated shall be guilty of an offence.

Applications for permits.

8. An application for a permit to do any such work as is mentioned in the preceding section or to use a well as mentioned in that section—

(*a*) may be made by any owner or occupier of the land on which the well is situated; and

(*b*) shall be made to the Minister in the prescribed form; and

(*c*) shall contain all the information indicated in the form.

Power of Minister to refuse permit.

9. (1) The Minister may refuse an application for a permit or revoke a permit if he has reasonable cause to believe that the work or the use of the well for which the permit is sought would be likely to cause contamination or deterioration of any underground water.

(2) In deciding whether any underground water is likely to be contaminated or to become deteriorated the Minister, the advisory committee and the appeal board shall have regard to the nature of any fluid, gas, substance, effluent, waste or other matter or thing which may gain access to such water and the likelihood of any such fluid, gas, substance, effluent, waste, or other matter or thing adversely affecting the suitability of such water for any purpose for which it is likely to be used.

(3) An application shall not be refused except on the ground mentioned in subsection (1) of this section.

Duration of permit.

10. A permit shall remain in force until lawfully revoked.

Terms and conditions in permits.

11. (1) The Minister may include in a permit any terms and conditions (including terms and conditions as to the depth of a well and terms and conditions restricting the amount of underground water that may be taken from a well) which he deems necessary for preventing the contamination or deterioration of underground water.

(2) Any such terms and conditions shall be endorsed by the Minister on the permit or on a document annexed thereto.

(3) A person shall not contravene a term or condition of a permit.

Transfer and variation of permits.

12. (1) A permit shall not be transferred to any other person without the approval of the Minister being endorsed in writing on the permit, which shall be produced to him for that purpose.

(2) A permit for sinking a well shall specify the place where the well is to be sunk and shall not confer any right to sink a well in any other place unless the Minister by endorsement on the permit varies the terms of the permit for that purpose.

(3) Where the Minister approves the transfer of a permit or varies a permit under this section he may impose any additional terms and conditions which he deems necessary for preventing the contamination or deterioration of underground water. Any such conditions shall be endorsed on the permit or on a document annexed thereto.

Appeals.

13. (1) If the Minister refuses an application for a permit or revokes a permit or decides that he will grant a permit containing terms and conditions, he shall give notice thereof to the applicant for or holder of the permit, as the case may be.

(2) An applicant for or holder of a permit aggrieved by any decision of the Minister under subsection (1) of this section may appeal to the appeal board against that decision.

Restriction on fresh application after refusal.

14. (1) If an applicant has been refused a permit under this Part and has not appealed against such refusal, or if a permit has been refused, and such refusal has been upheld on appeal, another application for a permit to do the same or substantially the same work shall not be made by the same applicant until the expiration of twelve months after the date of the original application.

(2) Whether any work or purpose for which a permit is sought is the same or substantially the same as the work or purpose for which a permit has previously been sought shall be decided by the Minister and his decision shall be final.

Emergency repairs.

15. (1) A permit shall not be required for repairs to the casing of a well which are urgently required to prevent contamination or deterioration of water, or to prevent waste of water or other loss.

(2) Where any such repairs are carried out to a well which is within a defined area, the occupier of the land on which the well is situated shall, forthwith after such repairs have been carried out, give notice to the Minister in the prescribed form giving such information as is indicated in the form.

Maintenance of wells.

16. The occupier of land within a defined area upon which a well exists shall maintain such well in good repair and condition.

PART II.

Execution of work.

17. Every holder of a permit shall ensure that any work for which a permit has been issued is executed in a proper and workmanlike manner in accordance with sound water well drilling practices.

Directions to owners or occupiers.

18. (1) If the Minister is satisfied that action by the owner or occupier of land within a defined area on which there is a well, is necessary or desirable for the purpose of preventing contamination or deterioration of underground water or preventing the use of contaminated or deteriorated underground water he may issue a notice to such owner or occupier.

(2) Any such notice may direct the person to whom it is addressed to do any one or more of the following things within the time specified, namely —

(*a*) to close and shut off the supply of underground water from a well ;

(*b*) to restrict the amount of underground water taken from a well in accordance with directions in the notice, or discontinue the use of a well ;

(*c*) to disconnect all pipes or drainage works discharging into or around a well and take all necessary steps to prevent any fluid, gas, substance, effluent, waste or other matter or thing gaining access to the well ;

(*d*) to close or to partly or entirely block or backfill a well ;

(*e*) to treat any fluid, gas, substance, effluent, waste or other matter or thing in any way directed by the Minister before it is allowed access to a well.

(3) A person to whom any such notice is addressed may appeal to the appeal board against it.

(4) A person to whom any such notice is addressed shall, subject to section 34, comply with each direction therein.

Permit holders to submit returns.

19. (1) Any person to whom a permit to sink or deepen a well has been issued shall, within thirty days after the completion of the well, or, if the work is abandoned before completion of the well, within thirty days after work is so abandoned, or earlier upon request by the Minister, deliver a return in the prescribed form to the Minister, giving such particulars of the well as are indicated in the form, together with such samples of strata and waters as are prescribed.

(2) A person employed by an owner or occupier of land to sink or deepen a well for which a permit has been granted shall keep such records and samples as are prescribed, and

shall forthwith after the completion of the well, or earlier upon request, deliver such records and samples to the person to whom the permit in respect of that well has been issued.

Approval of Minister of Lands.

20. Where a permit applied for under this Act relates to a well or proposed well on land held under a lease under the Pastoral Act, 1936-1953, the application shall not be granted unless the applicant satisfies the Minister that the Minister of Lands approves of the granting of the application.

PART III.

ADVISORY COMMITTEE ON UNDERGROUND WATER CONTAMINATION.

The advisory committee.

21. (1) The Minister shall appoint a committee to be called "The Advisory Committee on Underground Water Contamination".

(2) The committee shall consist of—

(*a*) an officer of the Department of Health ;

(*b*) an officer of the Department of Engineering and Water Supply ;

(*c*) an officer of the Department of Mines ;

(*d*) a private well drilling contractor ;

(*e*) a person to be nominated by the Council or Councils of the local governing area or areas affected by any question referred by the Minister under this Part ; provided that such person shall be a member of the committee only when the committee is investigating a question affecting the area or areas in respect of which that member is so appointed ; and

(*f*) such other persons, one of whom shall be a landowner, as the Minister considers necessary.

(3) The members of the advisory committee shall hold office during the pleasure of the Minister.

(4) The members of the advisory committee shall elect one of their number as chairman.

(5) Three such members shall constitute a quorum.

PART III.

Minister may refer matters to advisory committee.

22. The Minister may refer to the advisory committee any questions relating to contamination or deterioration of underground waters, or arising in connection with the administration of this Act.

Duty of advisory committee.

23. When any matter is referred to the advisory committee the committee shall investigate it and submit a written report to the Minister containing its findings and recommendations.

PART IV.

PART IV.

APPEALS.

The appeal board.

24. (1) For the purposes of this Act there shall be a board to be called "The Underground Waters Appeal Board", consisting of three members appointed by the Governor.

(2) If for any reason a member of the appeal board is unable to act as such during any period, or on any appeal or group of appeals the Governor may appoint a temporary member to act in his place.

Members of the appeal board.

25. The members of the appeal board shall be—

(*a*) a person qualified as a barrister and solicitor, not being a person employed in the Public Service of the State, who shall be chairman;

(*b*) a qualified engineer, not being a person employed in the Public Service of the State; and

(*c*) a legally qualified medical practitioner experienced in bacteriology.

Provided that no person who is a member of the advisory committee shall be a member of the appeal board.

Term of office.

26. Subject to this Act every member of the appeal board shall be entitled to hold office as such until the thirtieth day of June, in the fourth year after the year in which he was appointed.

Removal from office.

27. The Governor may dismiss any member of the appeal board from his office as such member, for mental or physical incapacity to perform his duties, neglect of duty, or conduct showing him to be unfit to remain a member of the board.

Validity of acts of board.

28. (1) An act or proceeding of the appeal board shall not be invalid or be prejudiced by reason only of the fact that at the time when such act or proceeding was done, taken or commenced, there was a vacancy in the office of any member.

(2) Every act and proceeding of the board shall, notwithstanding the subsequent discovery that any member thereof was not duly appointed or was disqualified or disentitled to act, be as valid as if such member had been duly appointed and was qualified and entitled to act and had acted as a member of the board.

Disqualification by interest.

29. A member of the board shall not sit on the hearing of any appeal respecting a well in which he has any proprietary or financial interest.

Majority decision.

30. All members of the board shall sit on the hearing of every appeal, but a decision concurred in by any two members shall have effect as a decision of the whole board.

Payment to members of board.

31. (1) Members of the board shall be paid such fees as are from time to time fixed by the Governor.

(2) The fees of the members of the board and other expenses of the board shall be paid out of moneys voted by Parliament for that purpose.

Institution of appeal.

32. (1) Every appeal shall be instituted by a written notice of appeal addressed to the Minister.

(2) A notice of appeal shall state the name of the appellant, the address at which notices may be served on him, and short particulars of the decision or direction appealed against and of the grounds of appeal.

(3) Every notice of appeal shall be served on the Minister not more than thirty days after the appellant is served with notice of the decision or direction appealed against.

(4) Forthwith after the receipt of a notice of appeal (whether complying with this Act or not), the Minister shall send a copy to the appeal board.

Effect of appeal.

33. After a notice of appeal against a direction to do any act has been duly given, that direction shall be inoperative until the appeal board gives its decision on the appeal.

Procedure after notice of appeal.

34. (1) When an appeal has been duly instituted, the appeal board shall fix a time and place for the hearing thereof and shall give the appellant and the Minister at least seven days' notice of the time and place so fixed.

(2) At the hearing the appeal board shall give the appellant and the Minister an opportunity of submitting any relevant nformation, evidence, and arguments.

(3) Any party to the appeal may be represented by any other person.

Witnesses and evidence.

35. (1) The appeal board may, for the purpose of hearing and determining any appeal—

(*a*) by notice signed by the chairman or a member or the secretary thereof require any person to attend before the board at a time and place stated in the notice ;

(*b*) by a notice signed as aforesaid require any person to produce to the board any books, papers, or documents ;

(*c*) inspect any books, papers or documents produced before the board and retain them for a reasonable time and make copies of any relevant matters therein ;

(*d*) examine witnesses on oath or affirmation.

(2) The chairman or a member or the secretary of the appeal board may administer an oath or affirmation to any persons before the board.

(3) If a person—

(*a*) who has been personally served with a notice to attend before the appeal board fails without reasonable excuse to attend as required by the notice ; or

(*b*) misbehaves himself before the appeal board ; or

(*c*) being called or examined by or before the board as a witness refuses to be sworn or to affirm, or refuses to answer any lawful question ; or

(*d*) fails, without reasonable excuse, to produce any books, papers or documents mentioned in a notice personally served on him,

he shall be guilty of an offence.

Powers of appeal board.

36. Upon the hearing of an appeal, the appeal board shall have the following powers :—

(*a*) to adjourn the proceedings from time to time ;

(*b*) to inform its mind in any way it deems just and convenient ;

(*c*) to follow such practice and procedure as it deems just and convenient ;

(*d*) to affirm, vary, or quash the decision or direction appealed against ;

(*e*) to make any decision or give any direction which the board deems just either in substitution for or in addition to the decision or direction appealed against ;

(*f*) to waive any of the provisions of section 33 which would otherwise prevent the hearing of the appeal.

Costs of appeal.

37. (1) If the appeal board is satisfied that an appeal is frivolous or was instituted for the purpose of delaying the operation of a decision or direction and not for the purpose of contesting a decision or direction on its merits, the appeal board may order the appellant to pay a sum of money to the Minister as costs of the appeal.

(2) The Minister may recover any such sum of money as a debt by action brought in the name of "The Minister of Mines" in any court having jurisdiction in personal actions for amounts not less than the amount claimed by the Minister.

(3) Any money recovered in any such action shall be paid into the general revenue of the State.

Effect of appeal on time for compliance with directions.

38. Where a decision or direction which fixes a time for doing anything is affirmed on appeal, and the appeal board does not vary the time so fixed, that time shall run from the day when the appellant receives notice of the appeal board's decision.

Notice of decision.

39. Forthwith after deciding an appeal the appeal board shall give a written notice of its decision to the appellant and to the Minister.

PART V.

PART V.

GENERAL PROVISIONS.

Powers of entry.

40. (1) The Minister or the director or any authorized person may, at any reasonable time, enter and remain upon any land or premises within defined areas for the purpose of making any inspection which he deems it necessary or convenient to make in connection with the administration or enforcement of this Act.

(2) A person shall not hinder or resist an authorized person making or endeavouring to make an inspection under this section.

(3) An owner of land who is not in occupation thereof and has been directed under this Act to carry out any work on a well on such land, may, after giving seven days' notice to the occupier of the land, enter upon the land with or without servants, agents and workmen and carry out such work and remain on the land for such time as is necessary for that purpose.

False statements.

41. (1) A person who (whether orally or in writing) makes a false statement to the Minister or the director or an authorized person or a member of the police force, in connection with any matter arising under this Act shall be guilty of an offence.

(2) On a charge for an offence against this section it shall not be necessary for the prosecution to prove the state of mind of the defendant but the defendant shall be entitled to be acquitted if he proves that when making the statement he believed and had reasonable grounds for believing that it was true.

Service of notices.

42. (1) A notice required or permitted to be given to a person under this Act shall be in writing and may be served upon that person—

(*a*) personally or by post ; or

(*b*) by leaving it for him at his last or usual place of abode or business with some person apparently an inmate thereof or employed thereat and apparently not less than sixteen years of age ; or

(*c*) where the person to be served is a body corporate, by serving it on the chairman, president, manager, secretary, or some other officer of such body in the same way as service on an individual might be effected.

(2) A notice to be served by post under this section may be addressed to the person to be served at his last known place of address, and service thereof shall be deemed to be effected at the time at which such notice would in the ordinary course of post be delivered at such address.

Variation of permits and notices.

43. (1) The Minister may, with the written consent of the holder of a permit, vary any terms or conditions of that permit or include additional terms or conditions therein.

(2) Where pursuant to this Act the Minister gives directions to a person by a notice and imposes a time limit for compliance with those directions, the Minister may extend that time or withdraw the notice.

(3) No variation of a term or condition of a permit and no additional term or condition therein and no extension of a time specified in a notice shall have any effect unless endorsed by the Minister on the permit or notice or on a document annexed thereto.

(4) The holder of a permit or notice shall, upon the request of the Minister or of any authorized person, deliver the permit or notice to the Minister within such reasonable time as the Minister or authorized person specifies at the time of making the request.

(5) The Minister may retain a permit or notice delivered to him under this section for such reasonable period as is necessary to enable the Minister to endorse on the permit or notice any variation, addition or extension.

Duplicate permit.

44. The Minister, upon proof to his satisfaction that any permit has been lost or destroyed, and on payment of such fee as may be prescribed, may issue to the holder of that permit, a duplicate in lieu of the permit which has been lost or destroyed.

Summary proceedings.

45. Proceedings for offences against this Act shall be heard and determined in a summary way.

Offences.

46. (1) A person who fails to comply with a duty imposed on him by or under this Act shall be guilty of an offence and liable to a fine not exceeding one hundred pounds, and to an additional fine not exceeding five pounds for every day on which such failure continues.

(2) Where the offence consists of failing to do any work as required by this Act or a notice under this Act, the court may, in proceedings for that offence, order that such work be done within a time fixed by the court.

(3) If a person against whom any such order is made fails to comply with such order the Minister may himself do the work and recover the cost of so doing from the defendant as a debt by action brought in the name of "The Minister of Mines" in any court having jurisdiction in personal actions for amounts not less than the amount claimed.

(4) Where a defendant convicted of an offence against this Act is the holder of a permit, the court may, in addition to imposing any penalty, or making any other order authorized by law, cancel the permit.

Onus of proof.

47. (1) In any legal proceedings under this Act an averment in a complaint or pleading—

(*a*) that any person is an authorized person ; or

(*b*) that any person is an owner or occupier of land ; or

(*c*) that any notice, direction or decision has been duly served on a person ; or

(*d*) that any person is or is not the holder of a permit,

shall be *prima facie* evidence of that fact.

(2) All maps, permits, notices, plans or copies thereof which are signed or purport to be signed by the director and to be certified correct by him, shall, without proof of his signature or official capacity, be *prima facie* evidence of the matters therein appearing.

(3) *Prima facie* evidence of the contents of a notice, including the date of posting and service, may be given by the production of a document purporting to be a copy of the notice and having endorsed thereon a certificate purporting to be signed by the director to the effect that the document is a true copy of the notice posted to the person named therein at the address and on the day stated therein and that in the ordinary course of post the notice would be delivered at that address on the day stated therein.

Regulations.

48. (1) The Governor may by regulations prescribe any matters or things necessary or convenient to be prescribed for carrying this Act into effect and for securing the due observance thereof and for preventing evasions thereof and may, by any regulation, impose penalties recoverable summarily and not exceeding fifty pounds for breach of any regulation.

PART V.

Saving provision.

49. (1) Nothing in the Pastoral Act, 1936-1953, or any amendment thereof shall affect the obligations of any person to comply with this Act.

(2) Nothing in this Act shall affect the obligation of any person to comply with the provisions of the Health Act, 1935-1956, and the Pastoral Act, 1936-1953.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

****

No. 50 of 1959

An Act to amend the Local Government Act, 1934-1957.

[*Assented to 17th December,* 1959.]

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), 1959".

(2) The Local Government Act, 1934-1957, as amended by this Act, may be cited as the "Local Government Act, 1934-1959".

(3) The Local Government Act, 1934-1957, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 7.

3. Section 24 of the principal Act is amended by adding the following subsection at the end thereof (the preceding portion being designated as subsection (1) thereof):—

Status of Municipality of Renmark.

(2) Notwithstanding anything contained in this Act the Municipality of Renmark shall not cease to be or to retain the status of a municipality by reason of the annexation to the area thereof of any outlying district or districts.

4. Subsection (1) of section 88 of the principal Act is amended by striking out the words "or a poll under section 435" therein. Amendment of principal Act, s. 88— Qualification of voter.

5. The following section is enacted and inserted in the principal Act after section 267 thereof:— Enactment of s. 267a of principal Act—

267a. Where the council is satisfied upon application by an owner (being the occupier) of ratable property that payment of the rates in respect of any financial year by that owner would cause hardship, the council may, by resolution, postpone payment of the said rates or any portion thereof for such period or periods as the council thinks fit. The council may, if it is of the opinion that the circumstances of the owner have changed and that payment of any rates so postponed would not in the changed circumstances result in hardship to the owner, or if the owner has ceased to occupy the ratable property concerned, require the owner forthwith to pay such rates or portion thereof. Notwithstanding anything contained in this section, any rates or portion of rates, payment of which has been postponed by the council, shall be and remain a charge upon the ratable property concerned and shall be recoverable forthwith by the council upon any change of ownership of the ratable property, or, in the event of the death of the owner, from his personal representatives. No penalty for late payment shall be added to any rates payment of which has been postponed in pursuance of this section in respect of any period of postponement. Postponement of payment of rates.

6. Section 373 of the principal Act is amended— Amendment of principal Act, s. 373— Prohibited area.

(*a*) by inserting after the word "sign" in subsection (2) thereof the words "or signs" and by adding at the end of the said subsection the following sentence:—

A sign which is in conformity with any specifications prescribed by regulation shall for all purposes be deemed to comply with the requirements of this section.

(*b*) by adding at the end thereof the following subsection:—

(8) In any proceedings against the owner of any vehicle for an offence against this section, proof that any vehicle, horse, or other animal,

or any cycle or motor cycle was standing upon or over any prohibited area, shall be *prima facie* evidence that the owner left the said vehicle, horse, or other animal, or cycle or motor cycle, as the case may be, upon or over the said prohibited area.

Amendment of principal Act, s. 383—Works and undertakings.

7. Subsection (1) of section 383 of the principal Act is amended by adding at the end thereof the following new subparagraph :—

xxiv. Construct and establish areas for the parking of vehicles.

Amendment of principal Act, s. 427—Proposal to borrow, poll.

8. Section 427 of the principal Act is amended by adding at the end thereof the following subsection :—

(5) A poll with respect to a loan shall be deemed to be carried unless a majority of the votes cast at the poll are against the question and unless the number of votes cast against the question is ten per centum or more of the total number of votes which could have been cast at the poll by all the persons included in the voters' roll and entitled to vote at the poll.

Repeal of s. 427a of principal Act.

9. Section 427a of the principal Act is repealed.

Amendment of principal Act, s. 428—Scale of voting.

10. Section 428 of the principal Act is amended by striking out the words "or held pursuant to section 435" in subsections (1) and (2) thereof.

Amendment of principal Act, s. 430—Order for loan.

11. Section 430 of the principal Act is amended by adding at the end thereof the following subsection :—

(4) The provisions of this section shall not apply in respect of a borrowing for the purposes of section 435.

Amendment of principal Act, s. 435—Scheme for work or undertaking.

12. Subsection (6) of section 435 of the principal Act is amended by striking out the words "without observing the provisions of sections 425 and 426, and" therein.

Amendment of principal Act, s. 667—By-laws.

13. Section 667 of the principal Act is amended by adding after paragraph (29) thereof the following new paragraph :—

(29a) Subject to the approval of the South Australian Harbors Board for regulating controlling or prohibiting the use of motor boats, water skis and other like equipment in any or any part of any river, creek, stream, sea or other open public water situated within the limits of or abutting on the boundary of the area, and for making provision for such other matters and things concerning the use of motor boats, water skis and other like equipment as are necessary for the safety of the public.

and by adding after subparagraph IV of paragraph (37a) thereof the following new paragraph :—

(37b) for the licensing, regulation, supervision and control of child minding centres kept for gain or reward within the municipality or any township within the district or of persons in charge of such centres, or of both :

14. The following section is enacted and inserted in the principal Act after section 743 thereof :— Enactment of principal Act, s. 743a—

743a. In any proceedings for an offence against any by-law made under subdivision II of paragraph (47) of section 667 or under subdivision I or II of paragraph (27) of section 669, proof that any vehicle, horse, or other animal, or any cycle or motor cycle, was standing or was stationary in any street, or place, shall be *prima facie* evidence that the owner of such vehicle, horse, or other animal, cycle or motor cycle, as the case may be, was the driver or rider of the vehicle, horse, or other animal, cycle or motor cycle, as the case may be at the time of the alleged offence. Evidence.

15. Section 797 of the principal Act is amended— Amendment of principal Act, s. 797—

(*a*) by striking out the words "except in the case of a poll in compliance with section 435" in paragraph I of subsection (1) thereof; and Poll on loan.

(*b*) by striking out paragraph Ia of the said subsection (1) thereof.

16. Subsection (1) of section 806 of the principal Act is amended by striking out the proviso therein. Amendment principal Act s. 806— Scrutineers.

Amendment of principal Act, s. 847—Application of Part XLIV.

17. Subsection (2) of section 847 of the principal Act is amended by striking out the words "or a poll under section 435" therein.

Enactment of s. 855a of principal Act—

18. The following section is enacted and inserted in the principal Act after section 855 thereof:—

Powers respecting part of west park lands.

855a. (1) The said council may from time to time lease to any club, organization or association for any term of years not exceeding twenty-five years to take effect in possession or within six months from the making of the lease the whole or any part or parts of that portion of the west park lands not exceeding in the whole 65 acres in area bounded on the west by the Adelaide to Nairne railway, on the south by Hilton Road, on the east by West Terrace and on the north by the southern boundary of the Adelaide Boy's High School Reserve Section 543 Hundred of Adelaide and the prolongation thereof (which portion of the said west park lands is, in this section, referred to as "the said land"), subject to such rents as may be fixed by the said council and on such covenants, conditions, clauses, provisos, limitations and agreements and with such powers authorized by this section as may be determined by the said council and reserved and contained by and in any such lease.

(2) Any such lease may contain powers authorizing the lessees—

(*a*) to erect, according to drawings and specifications to be approved of in writing by the said council, in addition to the buildings and erections being upon the said lands at the time of granting any such lease, such grand stands, booth, fences, and other erections convenient and necessary for the purposes of public recreation, amusement, health and enjoyment, or any of them, upon such part of the said lands as the said council may approve; and, with the consent in writing of the said council, to remove the whole or any of the buildings and erections for the time being thereon, and to rebuild or re-erect the whole or any portion of the buildings and erections so removed as aforesaid:

(*b*) to exclude or remove any animals or vehicles, or animals and vehicles from the said land or any portion thereof:

(*c*) to prohibit the admission of any person to the said land or any portion thereof during any period or periods while any organized sport is in progress therein, to remove any person therefrom and to charge for the admission of any person thereto and to the enclosures and the grand stand and other buildings on the said land and for the admission of horses and vehicles to the said land, any fees not exceeding the maximum amount determined by the said council and inserted in the lease :

(*d*) and the lease may also contain such other clauses, powers, provisos, or limitations as the said council may consider advisable or necessary for ensuring the proper management, maintenance, and use of the said land for the purposes aforesaid or any of them, and the repair and preservation of the grand stands, buildings, and erections thereon or otherwise in relation thereto.

(3) The said council may at any time accept the surrender of the said land or any portion thereof demised by any lease made in pursuance of the provisions of this section.

(4) Every lease proposed to be granted pursuant to this section shall before being executed be laid before both Houses of Parliament and shall not be executed if either House of Parliament by resolution within fourteen sitting days of such House after such lease has been laid before it disapproves of any term or condition thereof.

(5) The said council may from time to time in addition to the powers contained in sections 454 and 458—

(*a*) exclude or remove any animals or vehicles, or animals and vehicles from the said land or any portion thereof :

(*b*) prohibit the admission of any person to the said land or any portion thereof during any period or periods while any organized sport is in progress therein, or remove any person therefrom, and charge for the admission of any person thereto and to any enclosures grand stands or other buildings on the said land and for the admission of horses and vehicles to the said land.

(6) The said council may from time to time grant permits or licences to any club, organization, or association for any period or periods not exceeding six months in any one case for the use of any part or parts of the said land for the purposes of public recreation, amusement, health or enjoyment, upon such terms and conditions including conditions as to the prohibition of the admission during any period or periods while any organized sport is in progress therein of persons, animals, or vehicles to, and as to the making of charges for admission to, such part or parts as the council thinks fit.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

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No. 51 of 1959

An Act to amend the Road Traffic Act, 1934-1958.

[*Assented to 22nd December,* 1959.]

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, 1959".

(2) The Road Traffic Act, 1934-1958, as amended by this Act may be cited as the "Road Traffic Act, 1934-1959".

(3) The Road Traffic Act, 1934-1958, is hereinafter called "the principal Act".

Interpretation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Enactment of section 38ba—

3. The following section is inserted in the principal Act after section 38b :—

Operation of order of disqualification.

38ba. The court which makes an order disqualifying a person from holding and obtaining a driver's licence may, if satisfied that reasonable cause exists for doing so, order that the disqualification shall take effect from a day or hour subsequent to the making of the order.

Amendment of s. 53 of principal Act—

4. Section 53 of the principal Act is amended as follows :—

Using vehicle without consent.

(*a*) After the word "uses" in the first line of subsection (1) the words "or interferes with" are inserted ;

(*b*) After the word "used" in the third line of subsection (2) the words "driven or interfered with" are inserted;

(*c*) After subsection (3) the following subsection is inserted :—

(4) A complaint for an offence against this section may be laid at any time not later than two years after the commission of the offence.

Repeal of s. 55 of principal Act—Interfering with motor vehicle.

5. Section 55 of the principal Act is repealed.

Amendment of s. 91 of principal Act—Penalty for overloading.

6. Section 91 of the principal Act is amended—

I. by inserting after the word "shall" in line two the words "where the weight carried in excess of the weight allowed by this Act does not exceed twenty hundredweight"; and

II. by adding at the end of this section the following subsection (the previous part of section 91 being read as subsection (1)) :—

(2) Where the weight carried in excess of the weight allowed by this Act exceeds twenty hundredweight, the penalty in respect of the first twenty hundredweight shall be as provided in subsection (1) of this section, and not less than two pounds nor more than five pounds for each hundredweight exceeding twenty.

Amendment of s. 99 of principal Act—Power to stop vehicles and ask questions.

7. Section 99 of the principal Act is amended—

(*a*) by adding at the end of subsection (1) the words "or the nature or constituents of the load carried on the vehicle, or for the purpose of enabling an estimate to be made of the weight of the vehicle or its load or both"; and

(*b*) by adding at the end thereof the following subsections—

(3) The powers conferred by this section may be used for the purpose of the administration and enforcement of this Part or any other law.

(4) Every person for the time being in charge of a ferry established under Part XXIX of the Local Government Act, 1934-1958, shall be an authorized person within the meaning of this section.

8. Section 99a of the principal Act is amended by inserting before the word "inspector" in the tenth line of subsection (1) the words "member of the police force or". Amendment of s. 99a of principal Act—Unloading of excess weight.

9. Section 101 of the principal Act is amended by inserting before the word "inspector" in the first line of paragraph (*b*) of subsection (3) the words "member of the police force or". Amendment of s. 101 of principal Act—Weighing of vehicles.

10. Section 119 of the principal Act is amended by inserting in subsection (1) after the definition of "crossover" the following definitions :— Amendment of s. 119 of principal Act—Interpretation.

"intersection" means the area comprised within imaginary straight lines joining the corners formed by the convergence of the lateral boundary lines or the prolongation of the lateral boundary lines of two or more roads which cross each other :

"junction" means the part of a road which is comprised within the prolongation across the road of the lateral boundary lines of another road which joins it :

A road shall be deemed to join another road within the meaning of this definition if it joins that road but does not cross it.

11. The following section is enacted and inserted in the principal Act after section 122b thereof :— Enactment of s. 122c of principal Act—

122c. (1) This section shall apply only to traffic control signals erected on or near a road for the control of road traffic by means of coloured lights shown in succession. Control of erection of traffic signals.

(2) Before commencing to erect a traffic control signal a municipal or district council shall give to the Commissioner of Highways notice of its intention to erect the signal and shall supply the Commissioner with information as to the situation, nature and sequence of lights of the proposed signal and any other information which the Commissioner reasonably requires.

(3) The Commissioner shall consider every proposal notified to him under this section and may approve of it unconditionally or subject to any modifications or conditions which he deems advisable, or may refuse to approve of it.

(4) If the council is not satisfied with the decision of the Commissioner it may request the Minister of Roads to review the decision.

(5) When such a request is made to the Minister o Roads, he—

(*a*) shall give the council and the Commissioner an opportunity to submit information and arguments to him ;

(*b*) may obtain any other relevant information or advice ; and

(*c*) may uphold, quash or vary the decision of the Commissioner, or give any other decision which he deems just.

(6) The decision of the Minister shall be final.

(7) A Council shall not erect a traffic control signal unless the Commissioner of Highways or the Minister of Roads has approved of it, or in contravention of any condition imposed by the Commissioner or Minister.

(8) Subject to subsections (9) and (10) of this section a traffic control signal erected by a municipal or district council before the enactment of this section shall be deemed to have been erected with the approval of the Commissioner of Highways.

(9) The Commissioner of Highways may direct a municipal or district council to alter any traffic control signal erected by the council (whether before or after the enactment of this section), or the sequence of lights therein, for the purpose of securing uniformity or improvement in traffic control signals. The council shall comply with any such direction unless within one month after receipt of the direction the council submits it to the Minister of Roads for review.

(10) On the review of a direction under subsection (9) the Minister shall follow the like procedure and have the like powers as are mentioned in subsection (5), and his decision shall be final.

Amendment of s. 123 of principal Act—Obedience to traffic signs.

12. (1) Subsections (2), (3), and (4), of section 123 of the principal Act are repealed and the following subsections inserted in lieu thereof :—

(2) A traffic control signal erected at an intersection or junction and showing coloured lights shall be a sign within the meaning of this Part and shall indicate the following rules to be observed by traffic headed towards the illuminated face of the lights while the circles and arrows mentioned below are illuminated :—

A. A red circle—

A person shall not drive a vehicle or animal across the stop line.

B. A red circle and a green arrow—

A person shall not drive a vehicle or animal across the stop line except for the purpose only of making the movement indicated by the arrow. A person who so drives across the stop line shall forthwith complete such movement.

C. A red arrow—

A person shall not drive a vehicle or animal across the stop line for the purpose of making the movement indicated by the arrow, and shall not make such movement.

D. A green circle—

A person may drive a vehicle or animal across the stop line in the direction of the signal and having done so may, notwithstanding a change in the lights, complete the crossing of the intersection or junction, or may turn and proceed to the right or left irrespective of the lights shown on the right or left.

E. A green arrow—

A person may drive a vehicle or animal across the stop line for the purpose only of making the movement indicated by the arrow. A person who so drives across the stop line shall forthwith complete such movement.

F. An amber circle—

This shall have the same effect as a red circle and shall also indicate an impending change in the lights. While an amber circle is shown above a green circle, that green circle shall have no effect for purposes of this section.

G. An amber arrow—

This shall have the same meaning as a red arrow and shall also indicate an impending change in the lights. While an amber arrow is shown with a green arrow pointing in the same direction, the green arrow shall have no effect for purposes of this section.

H. General meaning of arrows—

A vertical arrow means a movement directly through an intersection or junction; an arrow pointing right means a right turn; an arrow pointing left means a left turn.

(3) A traffic control signal erected on a road elsewhere than at an intersection or junction and showing coloured lights shall be deemed to indicate the following rules to be observed by traffic headed towards the illuminated face of the lights while the circles mentioned below are illuminated :—

A. A red circle—

A person shall not drive a vehicle or animal across the stop line.

B. A green circle—

Persons may drive vehicles and animals across the stop line.

C. An amber circle—

This shall have the same meaning as a red circle, and shall also be a warning of an impending change in the lights. While an amber circle is shown above a green circle, the green circle shall have no effect for purposes of this section.

(3a) If, at the time when a light permitting traffic to proceed changes, a vehicle or animal proceeding in the direction of the signal is so close to the stop line that it cannot safely be stopped before crossing that line, a person may drive the vehicle or animal across the stop line and make any movement which could lawfully have been made before the change of light.

(3b) In turning to the right or left at an intersection or junction a driver of a vehicle or animal shall take precautions to avoid collision with pedestrians and if he fails to do so shall be guilty of an offence.

(4) A pedestrian facing lights shown by a traffic control signal transversely across the road shall not enter the carriageway of the road—

(*a*) while a red or amber circle is being shown transversely across the road unless a sign bearing the word "WALK" is also being so shown; or

(*b*) while a sign bearing the words "DON'T WALK" is being so shown.

A person who contravenes this subsection shall be guilty of an offence.

When a pedestrian has lawfully entered on the carriageway of a road where lights of a traffic control signal are showing he may continue to cross the carriageway notwithstanding a change in the lights or sign; but if the lights or sign change while he is on the carriageway and there is a safety zone between him and the opposite side of the carriageway he shall not walk beyond the safety zone until a green circle or green vertical arrow or a sign bearing the word "WALK" is showing.

(2) Subsection (6) of section 123 of the principal Act is amended—

(*a*) by striking out the definition of "intersection" therein; and

(*b*) by striking out the definition of "stop line" therein and inserting in lieu thereof the following definition:—

"stop line" means—

(*a*) a line marked with studs, paint, or otherwise near a traffic control signal so as to indicate a stopping place for traffic approaching that signal; or

(*b*) if no such line is marked, an imaginary line running transversely at right angles across the road and passing through the centre of the pedestal of the signal.

(3) The following subsection is inserted at the end of section 123 of the principal Act:—

(7) A person shall be deemed to drive a vehicle or animal across a stop line if he permits any part of that vehicle or animal to cross that line.

13. Section 130a of the principal Act is amended by striking out subsection (11) thereof. Consequential amendment of s. 130a of principal Act.

14. Section 130e of the principal Act is amended as follows:— Amendment of s. 130e of principal Act.

(*a*) The following subsections are inserted after subsection (5):— Pedestrian crossings.

(5*a*) While a flag or sign bearing the word "stop" is exhibited by a person on a pedestrian crossing, the driver or rider of a vehicle or animal shall not permit any part of the vehicle or animal to enter the crossing.

(5*b*) A person shall not on or near a pedestrian crossing exhibit a flag or sign bearing the word "stop" unless he is authorized to do so in accordance with the regulations.

(5*c*) A person shall not drive or ride a vehicle or animal so that such vehicle or animal overtakes any other vehicle or animal which is headed in the same direction and has stopped at a pedestrian crossing for the purpose of giving way to pedestrians thereon.

For purposes of this subsection a vehicle or animal shall be deemed to have overtaken another, if any part of such vehicle or animal has advanced beyond the foremost part of the other vehicle or animal.

(*b*) Subsection (8) is amended by striking out the words and figure "or subsection (7)" and inserting in lieu thereof "(5a) (5b) (5c) or (7)".

(*c*) Subsection (11) is amended so as to read as follows :—

(11) The Governor may make regulations—

(*a*) prescribing the methods of marking pedestrian crossings on the surface of roads ;

(*b*) with respect to the marking, placing, erection and removal of road markings, lights, signs, and other devices on or near or in advance of pedestrian crossings ;

(*c*) declaring that any specified pedestrian crossings, or any class of pedestrian crossings, shall be operative as such only during prescribed hours or while prescribed signals are displayed or in other prescribed circumstances ;

(*d*) prescribing any other matters necessary or convenient to be prescribed for

giving effect to this section or for protecting persons or property on or near pedestrian crossings;

(*e*) declaring that any regulations made under this subsection shall apply only to pedestrian crossings in the vicinity of schools or to any other prescribed class of pedestrian crossings; and

(*f*) prescribing fines recoverable summarily and not exceeding twenty five pounds for breach of any regulation made under this section.

15. The following section is enacted and inserted in the principal Act after section 131a thereof:— Enactment of s. 131a of principal Act—

131b. (1) A person shall not drive a vehicle or animal into a road from private land unless the road is sufficiently clear of traffic to enable the vehicle or animal to enter and proceed across or along the road without danger. Right of way when vehicle enters road from private road.

(2) In this section "private land" means any land other than a road.

(3) A person who contravenes this section shall be guilty of an offence.

16. Section 132 of the principal Act is repealed and the following section is inserted in its place:— Amendment of s. 132 of principal Act—

132. If a person drives or rides a vehicle or animal at a greater speed than twenty-five miles an hour in any intersection within a municipality, town or township, he shall be guilty of an offence. Speed at intersections.

17. The following section is enacted and inserted in the principal Act after section 133 thereof:— Enactment of s. 133a of principal Act—

133a. (1) In this section "public authority" means— Speed past works on roads.

(*a*) any Minister of the Crown;

(*b*) the Commissioner of Highways;

(*c*) any municipal or district council;

(*d*) any other authority or company authorized by an Act to carry out works on roads; and

(*e*) any member of the police force who is in charge of a group of such members performing duties on a road at a place where an accident has occurred.

(2) Subject to subsection (3) of this section, a public authority may place signs on a road for the purpose of indicating the portion of the road on which works are in progress, or on which men are working.

(3) A sign shall not be placed on a road pursuant to this section by a public authority, other than a member of the police force, unless the Commissioner of Police or a member of the police force authorized by the Commissioner of Police to give consents under this section has given his consent to the placing of the sign.

(4) If a public authority has engaged a contractor to carry out works on a road on behalf of the authority, the contractor may exercise the powers conferred on the authority by this section.

(5) A sign shall not be placed on a road pursuant to this section unless—

(*a*) it is painted or marked with words or letters and figures indicating a speed limit of fifteen miles an hour; and

(*b*) it complies with any regulations relating to signs under this section and with any directions given by the Commissioner of Police or the member of the police force who consented to the placing of the sign.

(6) A person shall not drive a motor vehicle at a speed greater than fifteen miles an hour on that part of a road which is between signs placed thereon pursuant to this section.

Penalty: Fifty pounds.

Amendment of s. 135 of the principal Act—Towing.

18. Section 135 of the principal Act is amended by inserting in the second proviso to subsection (1) after the word "device" the words "of a type approved by the registrar or".

Enactment of s. 136a of principal Act—Standing near intersections or junctions.

19. The following section is enacted and inserted in the principal Act after section 136 thereof:—

136a. (1) If a person causes or permits a vehicle or animal to remain at rest near the edge of the carriageway of a road within fifteen feet of an intersection or junction, he shall be guilty of an offence:

Provided that the foregoing provision shall not apply where the driver or rider intends to enter the intersection or junction and has stopped before doing so pursuant to any other provision of this Act.

(2) A vehicle or animal on a road shall be deemed to be within fifteen feet of an intersection or junction if any part of it is within fifteen feet of an imaginary line being the production across the road of the lateral boundary of another road which intersects it or joins it.

(3) This section shall not apply where a vehicle remains at rest on that side of a road which is opposite to the side on which another road joins that road to form a junction.

Amendment of s. 142 of the principal Act—Dimensions of vehicles.

20. Section 142 of the principal Act is amended as follows :—

(*a*) The following subsection is inserted after subsection (1) :—

(1a) A person shall not drive a vehicle on a road if the height of the vehicle or its load or any part of the vehicle or load exceeds fourteen feet :

Provided that this subsection shall not apply to an electrically driven omnibus having overhead poles for conducting electricity from overhead electrical conductors.

(*b*) Subsection (3) is struck out and the following subsection inserted in its place :—

(3) If the Registrar of Motor Vehicles is satisfied that it is reasonable to permit a motor vehicle to be driven on a road although in any one or more particulars it does not comply with subsection (1) or subsection (1a) of this section, he may on the application of the owner of the vehicle grant a permit permitting that vehicle to be driven on any road specified in the permit or on roads generally. Such a permit may be general, conditional, or restricted as to time, place or circumstances and shall render lawful anything done in accordance therewith.

Amendment of s. 156a of principal Act—Exemption of fire, ambulance and police vehicles.

21. Section 156a of the principal Act is amended—

(*a*) by striking out paragraph (*b*) of subsection (1) and inserting the following paragraph—

(*b*) any motor ambulance which is being driven in answer to an urgent call or while conveying an injured or sick person to any place for treatment urgently required.

(*b*) by inserting after "43b" in the third line of subsection (2) "subsection (2a) of section 122" ;

(*c*) by inserting after "inclusive" in the fourth line of subsection (2) "sections 127a and 130";

(*d*) by inserting after "130c" in the fourth line of subsection (2) "130d";

(*e*) by inserting after "136" in the fifth line of subsection (2) "136a".

Repeal and re-enactment of s. 167 of principal Act—

Vehicles on bridges and culverts.

22. Section 167 of the principal Act is repealed and the following section is inserted in its place :—

167. (1) A person who causes or permits a vehicle to be stationary on a bridge or culvert except in the circumstances prescribed by this section shall be guilty of an offence.

(2) The prescribed circumstances are—

(*a*) that the vehicle has been stopped to permit persons to enter or leave the vehicle;

(*b*) that the vehicle is unable to move because of breakdown or accident;

(*c*) that the vehicle is being unloaded or used in connection with construction or repairs of the bridge or culvert;

(*d*) that the vehicle has been stopped to comply with any lawful traffic sign or direction of a member of the police force or to avoid collision with other traffic, or for any reasonable cause in case of accident or emergency.

(3) If a vehicle is stationary on a bridge or culvert and is not removed from the bridge or culvert without unnecessary delay, the driver shall be guilty of an offence.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

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No. 52 of 1959

An Act to amend the Succession Duties Act, 1929-1955.

[*Assented to 22nd December,* 1959.]

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 "Succession Duties Act Amendment Act, 1959".

(2) The Succession Duties Act, 1929-1955, as amended by this Act, may be cited as the "Succession Duties Act, 1929-1959".

(3) The Succession Duties Act, 1929-1955, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of principal Act, s. 3—Arrangement of Act.

3. Section 3 of the principal Act is amended by inserting therein before the heading "PART V.—General Provisions" the following heading "PART IVB.—Rebate of Duty in Respect of Land used for Primary Production".

Enactment of Part IVB of principal Act—

4. The following heading and sections are enacted and inserted in the principal Act after section 55d thereof :—

PART IVB.

REBATE OF DUTY IN RESPECT OF LAND USED FOR PRIMARY PRODUCTION.

Interpretation.

55e. In this Part—

"business of primary production" means the business of agriculture, pasturage, horticulture, viticulture, apiculture, poultry farming, dairy farming or any other business (excluding forestry) consisting of the cultivation of soils, the gathering in of crops or the rearing of livestock:

"land used for primary production" means land as to which the Commissioner is satisfied that it has been during the whole period of five years immediately preceding the death of a deceased person used by that person or the wife or husband or any descendant or ancestor of that person exclusively for the business of primary production, but does not include land given or accruing to an uncertain person or on an uncertain event, or land devised for a term of years (other than an interest for the life of the beneficiary) or an annuity or bequest secured by or charged upon land or any interest in land derived from a deceased person and held by that person as a shareholder in a company or as a member of a partnership or as a joint tenant or tenant in common:

"total succession" means the net present value of the whole of any property derived from a deceased person by will or under an intestacy by the widow or widower or a descendant or ancestor of the deceased person in respect of whom an application for a rebate of duty is made under this Part.

Allowance of rebate

55f. (1) Subject to the provisions of this Part a rebate shall be allowed on the duty payable in respect of property consisting of land used for primary production derived from a deceased person by will or under an intestacy by the widow or widower or any descendant or ancestor of the deceased person.

(2) Every such rebate shall be an amount equal to a proportion of the duty which, but for the provisions of this Part, would be payable in respect of the said land

used for primary production and such proportion shall be determined in accordance with the following rules :—

(*a*) Where the total succession does not exceed twenty thousand pounds, a proportion of thirty per centum :

(*b*) Where the total succession exceeds twenty thousand pounds but does not exceed forty thousand pounds, a proportion equal to the ratio which the total sum of the amount of six thousand pounds and twenty per centum of the amount by which the total succession exceeds twenty thousand pounds bears to the total succession :

(*c*) Where the total succession exceeds forty thousand pounds but does not exceed one hundred thousand pounds, a proportion equal to the ratio which the total sum of the amount of ten thousand pounds and ten per centum of the amount by which the total succession exceeds forty thousand pounds bears to the total succession :

(*d*) Where the total succession exceeds one hundred thousand pounds, a proportion equal to the ratio which sixteen thousand pounds bears to the total succession.

(3) No rebate under this Part shall be allowed in respect of any interest which passes by way of deed of gift, gift or settlement, or under any of the circumstances referred to in section 32.

Conditions of rebate

55g. No rebate shall be allowed under this Part unless the Commissioner is satisfied that the land used for primary production in respect of which the application for rebate is made is of such a size and in such a condition and the circumstances are such that the said land is capable of being used for the business of primary production.

Application for rebate

55h. (1) An application for allowance of a rebate under this Part shall be made by the administrator.

(2) No rebate shall be allowed under this Part unless the Commissioner is satisfied that the widow, widower, descendant or ancestor as the case may be, intends to use the land for primary production. The Commissioner may for the purposes of this section require the widow, widower, descendant or ancestor, as the case may be (or the guardian of any descendant being a minor) to make a declaration of such intention and may require any further statement, declaration, or information which he may deem necessary.

Amendment of principal Act, second schedule.

5. The second schedule to the principal Act is amended—

(*a*) by inserting the words "subject to paragraph 6 of this schedule" at the beginning of paragraph 5 thereof;

(*b*) by striking out subparagraph (*b*) of paragraph 5 thereof; and

(*c*) by inserting the following additional paragraph in the said schedule :—

6. Upon any property devised, bequeathed or passing under any non-testamentary disposition—

(*a*) to the University of Adelaide or any university college affiliated therewith, the South Australian School of Mines and Industries, the Waite Agricultural Research Institute or the Institute of Medical and Veterinary Science ; or

(*b*) to a hospital in the State which the Treasurer is satisfied is not carried on for the purposes of profit to individuals ; or

(*c*) to a benevolent institution or benevolent society in the State for the full time care and maintenance of aged, indigent or infirm persons or of children,

no duty shall be payable.

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

R. A. GEORGE, Governor.

ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

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No. 53 of 1959

An Act to consolidate and amend certain enactments relating to the registration of motor vehicles, drivers licences and third party motor insurance, and for other purposes.

[*Assented to 22nd December,* 1959.]

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 Vehicles Act, 1959".

Commencement.

2. (1) Sections 1, 2 and 3 of this Act shall come into force on the day on which this Act is assented to by the Governor.

(2) The other provisions of this Act shall come into force on the day, or on the several days, fixed by the Governor by proclamation.

(3) The Governor may so fix different days for the coming into force of different parts or provisions of this Act.

Repeals

3. (1) The Governor may by proclamation fix a day or days upon which the enactments mentioned in the first schedule or any of those enactments shall be repealed.

(2) The said enactments shall be repealed as from the day or respective days so fixed.

(3) Upon the repeal of any such enactments, the provisions in the second schedule shall have effect.

Division of Act.

4. This Act is divided into Parts as follows :—

PART I.—Preliminary. Sections 1-6.

PART II.—Registration of Motor Vehicles. Sections 7-71.

PART III.—Drivers licences. Sections 72-98.

PART IV.—Third Party Insurance. Sections 99-134.

PART V.—Supplementary provisions. Sections 135-147.

Interpretation.

5. (1) In this Act, unless the context otherwise requires or some other meaning is clearly intended—

"articulated motor vehicle" means a motor vehicle having at the rear thereof a portion on wheels which is pivoted on and partly superimposed on the forward part of the motor vehicle :

"commercial motor vehicle"—

(*a*) means a motor vehicle constructed or adapted solely or mainly for the carriage of goods ; and

(*b*) includes a motor vehicle of the type commonly called a utility :

"court" means court (whether the Supreme Court or any other court) having jurisdiction to deal with the matters in relation to which the word is used :

"inspector" means inspector appointed under this Act :

"licence" means a driver's licence;

"mobile crane" means a motor vehicle which is fitted with a crane operated by power other than human power and which is constructed or adapted solely or mainly for lifting and moving goods by means of that crane :

"mobile fork lift" means a motor vehicle fitted with an apparatus of the kind commonly known as a fork lift and constructed or adapted solely or mainly for lifting and moving goods by means of the fork lift :

"motor vehicle" means—

(*a*) a vehicle, tractor, or mobile machine driven or propelled or ordinarily capable of being driven or propelled by a steam engine,

internal combustion engine, electricity or any other power not being human or animal power; and

(*b*) a trailer

but does not include a mobile machine controlled and guided by a person walking, or a vehicle run upon a railway or tramway:

"number" includes a combination of figures and letters of the alphabet:

"owner" includes the hirer under a hire purchase agreement or the assignee of such a hirer:

"primary producer" means a person—

(*a*) who carries on as principal a business of agriculture, horticulture, viticulture, dairying, bee-keeping, livestock production, or other like business; or

(*b*) who under a written share-farming agreement works any land as a sharefarmer and not as a servant; or

(*c*) who carries on as principal the business of fishing.

"the Registrar" means the Registrar of Motor Vehicles or the person for the time being acting as such Registrar:

"registered owner" means a person recorded in the register of motor vehicles as the owner of a motor vehicle:

"road" means—

(*a*) a road, street, or thoroughfare; and

(*b*) any other place commonly used by the public or to which the public are permitted to have access:

"tractor" means a motor vehicle constructed or adapted for hauling other vehicles but not for the carriage of passengers other than the driver or loads other than fuel, oil and water for its own consumption:

"trailer" means a vehicle, or a machine on wheels, which vehicle or machine is not self-propelled and is constructed or adapted for being drawn by a motor vehicle, but does not include the rear portion of an articulated motor vehicle:

"weight" when used in relation to a vehicle means the weight of the vehicle including the weight of the lubricating oil, fenders, accessories and tools usually carried thereon but excluding the weight of the passengers, load, petrol, fuel oil and of any producer gas equipment and fuel for use in such equipment.

(2) For the purposes of this Act a person driving a motor vehicle to which a trailer is attached shall be deemed to drive the trailer as well as the motor vehicle.

(3) A reference in a provision of this Act to drivers or the driving of vehicles shall be deemed to include a reference to riders and the riding of vehicles unless the provision by its express terms indicates that it does not apply to such riders or riding.

(4) Subject to section 22a of the Acts Interpretation Act, 1915-1957, this Act shall apply in relation to motor vehicles engaged in trade commerce and intercourse between the States.

Administration.

6. (1) This Act shall be administered by the Treasurer unless the Governor commits such administration to another Minister.

(2) The Governor may by proclamation commit the administration of this Act to any Minister, and may from time to time revoke or alter any such proclamation.

PART II.

PART II.

REGISTRATION OF MOTOR VEHICLES.

Registration.

Appointment of Registrar and officers.

7. (1) The Governor may appoint a Registrar of Motor Vehicles and such deputy registrars of motor vehicles, inspectors of motor vehicles and other officers as he considers necessary for the administration of this Act.

(2) A deputy registrar may, subject to any directions given by the Registrar, act on behalf of the Registrar—

(*a*) during the absence of the Registrar;

(*b*) at any time in any matters allotted to him by the Registrar.

(3) The expression "the Registrar" in this Act shall include a deputy registrar lawfully acting on behalf of the Registrar.

8. (1) The Registrar shall keep a register of motor vehicles. The Register.

(2) The register shall contain such information as the Registrar deems necessary for the administration of this Act, and be in a form fixed by the Registrar.

9. A person shall not drive a motor vehicle on a road unless that vehicle has been registered under this Act and the registration thereof is for the time being in force : Provided that it shall be a defence to a charge under this section to prove that the motor vehicle was driven in circumstances in which this Act or the regulations permit a motor vehicle to be driven without registration. Duty to register.

Penalty : Fifty pounds.

Exemptions and Permits.

10. A motor vehicle may be driven on roads without registration if it bears trader's plates issued under this Act and is driven in conformity with the provisions of this Act as to trader's plates. Exemption of vehicles with traders' plates.

11. (1) A motor vehicle may be driven on roads without registration— Exemption of fire fighting vehicles.

(*a*) while carrying persons or fire-fighting equipment to or from any place for the purpose of preventing, controlling or extinguishing a fire ; or

s. 9. NILSON v. THE STATE OF SOUTH AUSTRALIA AND OTHERS (1955) 93 C.L.R. 292. As to whether the registration fee is a tax on interstate trade, etc., and inconsistent with section 92 of the Constitution.

PIONEER TOURIST COACHES PROPRIETARY LIMITED v. THE STATE OF SOUTH AUSTRALIA AND OTHERS (1955) 93 C.L.R. 307. As to whether the registration fee is a tax on interstate trade, etc., and inconsistent with section 92 of the Constitution.

FRY v. RUSSO (1958) S.A.S.R. 212. Held that a motor vehicle which was driven from Melbourne and after arrival in Adelaide driven to a service station for the purpose of being serviced, was being used for the purpose of interstate trade and was therefore not required to be registered.

s. 10. ECLIPSE MOTORS PROPRIETARY LTD. v. MILNER (1950) S.A.S.R. 1. Where a company was the owner of an unregistered motor vehicle and also held trader's plates and an employee in pursuance of instructions of the manager drove the vehicle on a road without the trader's plates being affixed, held that the vehicle was not driven without the knowledge or against the instructions of the owner and that the owner was guilty of an offence against subsection (3) of section 7 of the Road Traffic Act, 1934.

(*b*) in the course of training members of a fire fighting organization, or for transporting such members to or from such training; or

(*c*) for the purpose of taking measures for preventing, controlling or extinguishing fires.

(2) In this subsection—

"fire" includes a bush fire and any other fire dangerous to or threatening life or property:

"fire fighting organization" means a voluntary fire brigade or voluntary fire fighting organization registered under any Act.

Exemption of farmer's tractors and implements.

12. (1) A tractor may be driven without registration on roads within twenty-five miles of a farm occupied by the owner of the tractor on journeys to or from that farm for all or any of the following purposes, namely:—

(*a*) delivery of the tractor to the farm upon the acquisition of the tractor, or delivery of the tractor from the farm upon the sale or disposal thereof;

(*b*) removal of the tractor to a workshop for repairs, or return of the tractor to the farm from a workshop where repairs were carried out;

(*c*) drawing farm implements;

(*d*) proceeding to a place where farm implements are to be attached to the tractor for removal, or returning after delivery of farm implements;

(*e*) drawing a registered trailer between two or more portions of the farm.

(2) If there is no workshop where repairs can be efficiently carried out to a tractor within twenty-five miles of the farm occupied by the owner of the tractor, the tractor may be driven as aforesaid on roads more than twenty-five miles from that farm for the purpose of proceeding to the nearest workshop where such repairs can be efficiently carried out and returning to the farm from that workshop.

(3) A farm implement may without registration or insurance be drawn by a tractor or other motor vehicle on roads within twenty-five miles of a farm occupied by the owner of such tractor or motor vehicle.

(4) A self-propelled farm implement may be driven without registration or insurance on roads within twenty-five miles of a farm occupied by the owner of such self-propelle

farm implement: Provided that if there is no workshop where repairs can be efficiently carried out to the self-propelled farm implement within twenty-five miles of the farm occupied by the owner of the self-propelled farm implement the self-propelled farm implement may be driven as aforesaid on roads more than twenty-five miles from that farm for the purpose of proceeding to the nearest workshop where such repairs can be efficiently carried out and returning to the farm from that workshop.

(5) In this subsection "farm implement" means an implement or machine for ploughing, cultivating, clearing or rolling land, sowing seed, spreading fertilizer, harvesting crops, spraying, chaffcutting, or other like operations and includes a trailer bin constructed for attachment to a harvester for the purpose of collecting grain in bulk and a grain elevator, but does not include any other vehicle wholly or mainly constructed for the carriage of goods.

Exemption of plant used for roads and firebreaks.

13. A tractor, bulldozer, scarifier, grader, roller, tar sprayer, tar kettle, or other like vehicle constructed or adapted for doing work in constructing, improving or repairing roads or making fire-breaks or for the destruction of dangerous or noxious weeds or the destruction of vermin on roads may without registration be—

(*a*) used on a road in the work of constructing, improving or repairing the road or making a firebreak or of destroying dangerous or noxious weeds or vermin; or

(*b*) driven on a road in the course of a journey to or from a place where such work is being or is to be done.

Exemption of vehicles taking part in processions.

14. If the Registrar is satisfied that a vehicle is intended to be driven on roads solely for the purpose of taking part in a street procession or other like entertainment, he may, in writing, exempt the owner and driver of that vehicle from the obligation to comply with any specified provision of this Act on any day or days.

Permits to use vehicles without registration between farm blocks.

15. (1) The Registrar may at his discretion without fee grant to any primary producer a permit to drive a motor vehicle owned by him, without registration, along any route specified in the permit for the purpose only of enabling the motor vehicle to be used in connection with the working of two or more separate parcels of land worked in conjunction with each other by that primary producer.

(2) The Registrar shall not grant a permit under this section for a tractor unless it is equipped with pneumatic tyres or other tyres, which, in the Registrar's opinion, will not cause undue damage to roads.

Permits to drive pending registration of vehicle.

16. If the owner of a motor vehicle not previously registered in the name of such owner, or a person acting on behalf of such owner—

(*a*) satisfies a member of the police force stationed at a police station situated more than twenty-five miles by a direct line from the General Post Office at Adelaide that an application in the proper form for the registration of the motor vehicle has been sent to the Registrar by or on behalf of the said owner, together with a sum not less than the proper fee for the registration of the vehicle for a period of six months or twelve months commencing on a day not later than the issue of the permit hereinafter mentioned; and

(*b*) produces to the said member of the police force a certificate of insurance complying with Part IV of this Act or a cover note which is in the prescribed form and is binding on an approved insurer and the terms of which provide that it will during the period of the operation of the permit applied for have the same effect in relation to the motor vehicle as a policy of insurance complying with Part IV of this Act—

the said member of the police force may issue to that owner without fee a permit permitting the motor vehicle to be driven on roads, without registration and without carrying a registration label or number plates, during the period of operation of the permit.

(2) A permit granted under this section—

(*a*) shall not be of any force except while it is affixed to the vehicle to which it relates in the position prescribed for the carrying of a registration label: and

(*b*) shall cease to have effect upon the expiration of fourteen days after the issue thereof.

Permits for journeys by unregistered vehicles not normally used on roads.

17. (1) The Registrar may in his discretion upon paymenr of a fee grant to any person a permit permitting any motot vehicle specified in the permit and ordinarily used on land other

than roads to be driven along a road on one or more journeys between such places and at such times as are specified in the permit.

(2) The fee for such a permit shall be fixed by the Registrar and shall be not less than five shillings and not more than one-twelfth of the registration fee for a year for the vehicle concerned.

(3) Any such permit may contain provisions exempting any person from the duty to comply in respect of the vehicle with any specified provisions of this Act or any other Act relating to road traffic.

Permits for unregistered biddies.

18. (1) In this section "biddy" means a four-wheeled trailer constructed and ordinarily used for transporting cargo on wharves and jetties between ships and cargo sheds.

(2) The Registrar may without fee grant to any person a written permit authorizing him to draw unregistered biddies on roads by means of registered and insured motor vehicles.

(3) Any such permit may also contain provisions exempting any persons from the duty to comply, in respect of the biddies, with any specified provisions of this Act or any other Act relating to road traffic.

General provisions as to permits.

19. (1) The Registrar may insert in any permit granted under this Part any terms and conditions which he deems it desirable to insert in the public interest.

(2) Every such permit shall be sufficient authority for any act done or omission made in accordance with its terms and conditions.

(3) If a term or condition of a permit has been contravened or not observed the Registrar may revoke the permit. Such revocation shall not affect the liability of a person for an act or omission done or made before the revocation.

Registration Procedure.

Application for registration.

20. (1) An application to register a motor vehicle shall state correctly the full name and address of the owner of the vehicle and shall be made in accordance with the regulations.

(2) At the time of making the application the fee prescribed by this Act shall be paid to the Registrar.

Duty to lodge certificates of insurance.

21. The Registrar shall not register a motor vehicle unless when the application for registration is made there is lodged with him a certificate in the prescribed form given by or on behalf of an insurer approved under Part IV of this Act certifying that one or more policies of insurance complying with that Part have been issued by that insurer in relation to the said motor vehicle, and that the insurance provided by those policies will remain in force throughout the period for which registration is applied for and for fourteen days after the end of that period.

Duty of applicants to supply information.

22. The Registrar may require a person applying for the registration of a motor vehicle to satisfy him by statutory declaration, weighbridge note, or other means as to any facts on which the amount of the registration fee depends or which entitle the applicant to be granted registration without payment of a fee.

Refusal to register unfit vehicles.

23. If a court has ordered that a vehicle shall not be registered until some condition is complied with, the Registrar shall not register that vehicle until he is satisfied that that condition has been complied with.

Duty to grant registration and allot number.

24. Upon application duly made and payment of the prescribed fee, the Registrar shall, subject to this Act—

(*a*) register the motor vehicle in the register of motor vehicles for a period of either six months or twelve months, at the option of the person applying for registration; and

(*b*) allot a number to the vehicle.

Registration number.

25. If a person applies for registration of a motor vehicle which has previously been registered in his name, the Registrar shall, if the applicant requests, allot to that vehicle on registration the number allotted to it on the previous registration: Provided that the Registrar may refuse to allot that number if the application for registration is made more than three months after the expiration of the previous registration.

Duration of Registration.

Duration of registration.

26. Every registration of a motor vehicle shall, unless sooner cancelled, expire at the end of a period of six or twelve months (according to the fee paid), commencing on the first day of the month in which it was effected.

Registration Fees.

Power-weight of vehicles.

27. (1) For the purposes of computing registration fees the power-weight (indicated in this Act by the letters P.W.) of a motor vehicle shall be the number arrived at by adding the weight in hundredweights of the vehicle to its horsepower calculated as hereinafter mentioned.

(2) The horsepower of a motor vehicle propelled by an internal combustion engine shall be calculated by multiplying the square of the number of inches of the internal diameter of the cylinders of the engine by the number of pistons and dividing the product by 2·5.

(3) The horsepower of a motor vehicle driven by steam and having a boiler with a fire grate shall be calculated by dividing the number of square inches of the area of that fire grate by 25.

(4) The horsepower of a motor vehicle driven by steam and not having a fire grate shall be determined by the Registrar in such manner as he deems just and appropriate.

(5) The horsepower of a motor vehicle driven by electricity shall be calculated by dividing the number of watts of electrical energy consumed by the power unit of the vehicle when running under full load at normal speed by 746.

(6) The weight of a motor vehicle in hundredweights and its horsepower shall be calculated to the nearest whole number.

Provision for ascertaining power weight.

28. (1) The Registrar may prepare and keep in his office for public inspection a list containing the usual names or designations of motor vehicles of any models or kinds and stating the standard power-weight of motor vehicles of each model or kind when constructed and equipped as mentioned in the list.

(2) The power-weight shown in the list as the standard power-weight of motor vehicles of any model or kind shall be the power-weight of each motor vehicle of that model or kind, unless—

(*a*) the owner at the time of applying for registration, objects to the power-weight as so shown ; or

(*b*) the motor vehicle has some attachment or alteration affecting its weight and not taken into account when computing the power-weight shown in the list.

(3) The owner of a motor vehicle who objects to the determination of the power-weight by reference to the list may—

(*a*) weigh the motor vehicle on a public weighbridge in the presence of the Registrar or a person nominated by him; and

(*b*) strip his engine or power unit for measurement or examination by the Registrar or a person nominated by him,

in which case the weight shall be calculated in accordance with the weighbridge certificate, and the horsepower in accordance with the measurements of the Registrar or the nominated person.

Normal registration fees.

29. (1) The registration fee for a motor bicycle not having a side car attached thereto shall be—

	£	*s.*	*d.*
If the weight of the motor bicycle does not exceed one hundredweight	1	10	0
If the weight of the motor bicycle exceeds one hundredweight	2	5	0
(2) The registration fee for a motor bicycle having a side car attached thereto shall be	3	0	0
(3) The registration fee for a commercial motor vehicle (not being a trailer, mobile fork lift, or mobile crane) shall be—			
If the vehicle does not exceed 10 P.W.	3	0	0
If the vehicle exceeds 10 P.W. but does not exceed 25 P.W.	6	0	0
If the vehicle exceeds 25 P.W. but does not exceed 75 P.W.—£6 and an additional £2 for each 5 P.W. or fractional part of 5 P.W. in excess of 25 P.W.			
If the vehicle exceeds 75 P.W.—£26 and an additional £3 for each 5 P.W. or fractional part of 5 P.W. in excess of 75 P.W.			

(4) The registration fee for a motor vehicle (other than a motor bicycle, trailer, commercial

motor vehicle or invalid chair) including a mobile fork lift or mobile crane shall be—

	£	s.	d.
If the vehicle does not exceed 10 P.W.	3	0	0
If the vehicle exceeds 10 P.W. but does not exceed 25 P.W.	5	10	0
If the vehicle exceeds 25 P.W. but does not exceed 75 P.W.—£5 10s. and an additional £1 10s. for each 5 P.W. or fractional part of 5 P.W. in excess of 25 P.W.			
If the vehicle exceeds 75 P.W.—£20 10s. and an additional £2 for each 5 P.W. or fractional part of 5 P.W. in excess of 75 P.W.			

(5) The registration fee for a trailer shall be :—

	£	s.	d.
If the weight of the trailer unladen does not exceed 1 ton	2	5	0
If the weight of the trailer unladen exceeds 1 ton but does not exceed $1\frac{1}{2}$ tons.....	3	0	0
If the weight of the trailer unladen exceeds $1\frac{1}{2}$ tons but does not exceed 2 tons	3	15	0
If the weight of the trailer unladen exceeds 2 tons	4	10	0
Where the trailer consists of a machine which is mounted on wheels and is constructed or adapted for being drawn by a motor vehicle, the fee shall be one-half of the amount which would otherwise be payable under this section.			

(6) If a motor vehicle has all or any of its wheels fitted with rubber tyres other than pneumatic tyres the fee shall be one and a half times the amount which would otherwise be payable under this section.

If a motor vehicle has all or any of its wheels fitted with metal tyres the fee shall be twice the amount which would otherwise be payable under this section.

(7) The fees previously set out in this section are those payable for registration for twelve months. The fee for registration for six months shall be fifty-two and a half per cent of that payable for registration for twelve months.

Calculation of fees to nearest shilling.

30. In calculating a registration fee a fraction of a shilling not exceeding sixpence shall be excluded and a fraction of a shilling exceeding sixpence shall count as a shilling.

Registration without fee.

31. The Registrar shall register without fee—

(*a*) any motor vehicle owned by the Fire Brigades Board or a voluntary fire brigade or voluntary fire fighting organization registered under any Act;

(*b*) any motor vehicle owned by a municipal or district council and used solely for the purpose of fire fighting;

(*c*) any motor ambulance for the use of which no charge is made;

(*d*) any motor ambulance operated by a municipal or district council, or by a society or association otherwise than for the purpose of monetary gain to the individual members of such society or organization:

(*e*) any motor vehicle owned by a municipal or district council and used solely or mainly in connection with the construction or maintenance of roads:

(*f*) any motor vehicle owned by a municipal or district council or by a controlling authority under Part XIX of the Local Government Act, 1934-1958, and used solely or mainly for the collection and transport of household rubbish:

(*g*) any motor vehicle owned by the Renmark Irrigation Trust and used solely or mainly in connection with the construction or maintenance of all or any of the following works, namely, roads, irrigation channels, irrigation drains and other works for irrigation or drainage of the trust's area:

(*h*) any motor vehicle owned by The Municipal Tramways Trust:

(*i*) any motor vehicle consisting of mobile machinery and plant used for boring for water or of mobile machinery and plant used solely for excavating and cleaning dams. In this paragraph "dams" means excavations in which water is stored or intended to be stored:

(*j*) any motor vehicle owned by a consular officer *de carriere* who is a national of the country which he represents and who resides in the State :

(*k*) any trailer which is used solely for the purpose of carrying equipment and fuel for generating producer gas for the propulsion of the motor vehicle by which the trailer is drawn :

(*l*) any electrically or mechanically propelled invalid's chair.

Vehicles owned by Crown.

32. (1) Motor vehicles owned by the Crown shall not be exempt from registration under this Act and registration fees shall be payable in respect of those vehicles.

(2) The amount of such fees, and the circumstances in which they are payable, shall be the same as in the case of vehicles owned by subjects.

(3) Any question as to the amount of the fee payable on any vehicle owned by the Crown or as to whether any such vehicle should pursuant to this Act be registered without payment of a fee, shall be decided by the Treasurer, whose decision shall be final.

Registration fee for vehicles used in inter-State trade.

33. If the owner of a motor vehicle—

(*a*) applies for registration of that vehicle and pays a fee of one pound ; and

(*b*) undertakes that the vehicle will not be used on roads in the State for any purpose other than trade commerce or intercourse between States unless the balance of the registration fee as defined in section 40 of this Act is paid,

the Registrar shall in consideration of the fee so paid register that vehicle for twelve months.

Registration fees for primary producers' commercial vehicles.

34. (1) If the owner of a commercial motor vehicle or tractor—

(*a*) satisfies the Registrar by such evidence as he requires that he is a primary producer ; and

(*b*) undertakes that that motor vehicle or tractor will not, unless the balance of the registration fee as defined

in section 40 of this Act is paid, be used on roads for carrying Her Majesty's mails, goods, or passengers for pecuniary reward or for carrying goods in the course of any trade or business other than that of a primary producer,

the registration fee shall be one-half of the amount prescribed by section 29 of this Act.

(2) In this section the words "carry", "carrying" and "carriage" shall respectively include haul, hauling and haulage.

Registration fees for primary producers' tractors.

35. (1) If the owner of a motor tractor—

(*a*) satisfies the Registrar by such evidence as he requires that he is a primary producer ; and

(*b*) undertakes that, unless the balance of the registration fee as defined in section 40 of this Act is paid, such motor tractor will not be used on roads except for purposes mentioned in subsection (2) of this section

the registration fee for such motor tractor shall be one-quarter of the amount prescribed by section 29 of this Act.

(2) The purposes referred to in subsection (1) of this section are—

(*a*) transporting goods the produce of the land of the primary producer, from that land to the nearest railway station, or if there is a port nearer to that land than any railway station then to that port ; or

(*b*) transporting such goods to any place not more than fifteen miles from such land for the purpose of the packing, processing, delivery to a carrier, or sale of such goods ;

(*c*) transporting goods intended for consumption or use on the land of the primary producer from any such railway station, port or place to that land.

Registration fees for prospectors' vehicles.

36. If the owner of a commercial motor vehicle—

(*a*) satisfies the Registrar by a certificate from the Director of Mines or such other evidence as the Registrar

requires that he is a prospector whose principal business consists in prospecting for metals or minerals; and

(*b*) undertakes that, unless the balance of the registration fee as defined in section 40 of this Act is paid, such motor vehicle will be used on roads solely or mainly for carrying plant, tools, stores, or other equipment used in connection with such prospecting, or metals or minerals won by the said owner from the soil,

the registration for the vehicle shall be one-half of the amount prescribed by section 29 of this Act.

Registration fees for vehicles in outer areas.

37. (1) In this section the word "outer areas" means—

(*a*) the whole of Kangaroo Island; and

(*b*) all other parts of the State which are not within a municipality, district council district, Whyalla or Iron Knob.

"Whyalla" means all those portions of the hundreds of Randell and Cultana and County of York, bounded as follows:—Commencing at the south-western corner of section 39, hundred of Randell; thence west-south-westerly at right angles with the western boundary of said section for one and a half miles; thence north-north-westerly at right angles to the north-eastern boundary of the Iron Knob Tramway in County York; thence south-easterly along said boundary of tramway to its intersection with the southern boundary of the hundred of Cultana; thence easterly along portion of said hundred boundary to the sea coast; thence generally southerly and south-westerly in the hundred of Randell following the said sea coast to intersect the production south-south-easterly of the western boundary of section 40; thence north-north-westerly along said production and boundary; thence north-easterly to the south-western corner of section 37; thence north-north-westerly along the western boundary of said section and production to the point of commencement:

"Iron Knob" means all that portion of County of Manchester, within a circle having a radius of one and a half miles and its centre at the south-western corner of allotment 270, Town of Iron Knob.

(2) If the owner of a motor vehicle undertakes that, unless the balance of the registration fee as defined in section 40 of this Act is paid, such motor vehicle will, during the period for which registration is applied for—

(*a*) be used wholly or mainly in outer areas, and

(*b*) be in the possession and under the control of a person whose place of abode at the time is in outer areas, and

(*c*) be usually kept at premises situated in outer areas,

the registration fee shall be one half of the amount prescribed by section 29 of this Act.

Registration fees for incapacitated ex-servicemen.

38. (1) If the Registrar is satisfied by such evidence as he requires that—

(*a*) a motor vehicle is owned by a person who has been a member of a naval, military, or air force of Her Majesty; and

(*b*) the owner, as a result of his service in a naval, military, or air force, is totally and permanently incapacitated, or is blind, or has lost a leg or foot, or receives under the laws of the Commonwealth relating to repatriation a pension at the rate for total incapacity, or a pension granted by reason of impairment of his power of locomotion at a rate not less than seventy-five per cent of the rate for total incapacity; and

(*c*) that motor vehicle will during the period for which it sought to be registered be wholly or mainly used for the transport of the owner,

the registration fee for that motor vehicle shall be one-third of the amount prescribed by section 29 of this Act.

(2) The Registrar shall not grant a registration under this section if the effect of so doing would be that the same person would at any time have more than one vehicle registered at a reduced fee pursuant to this section.

(3) Where the registered owner of a vehicle registered under this section dies or ceases to be the owner of the vehicle, the registration, unless it is cancelled or expires earlier, or unless

the balance of the registration fee as defined in section 40 of this Act is paid, shall become void on the expiration of fourteen days after such death or cessation of ownership.

Meaning of reduced fee.

39. The expression "reduced fee" where used in this Act means a registration fee at a rate lower than that prescribed in section 29.

Registration at full fee after registration at reduced fee.

40. (1) Where a vehicle has been registered at a reduced fee or without payment of a fee the owner of the vehicle may at any time while that registration is in force pay to the Registrar the balance of the registration fee and thereafter the vehicle may be driven on roads to the same extent and in the same circumstances as a vehicle registered upon payment of the full registration fee.

(2) In this section "the balance of the registration fee" means a proportionate part of the full registration fee payable for registration of the vehicle for the period for which it was registered, less a proportionate part of the reduced fee (if any) actually paid for registration of the vehicle. For the purposes of this definition a proportionate part of a fee shall be a part of the fee bearing the same ratio to the whole fee as the number of months unexpired when the balance of the registration fee is paid bears to the number of months for which the whole fee was paid, the whole of the month in which that balance is paid being regarded as unexpired.

Misuse of vehicles registered at reduced fees or without fee.

41. (1) In this section "motor vehicle of restricted registration" means a motor vehicle—

(*a*) which has been registered at a reduced fee or without payment of a fee; and

(*b*) for which the balance of the registration fee as mentioned in section 40 has not been paid.

(2) A person shall not use or keep a motor vehicle of restricted registration for a purpose or in circumstances contrary to the terms of a statement or undertaking which was made in connection with the application for registration of the vehicle.

Penalty: Fifty pounds.

(3) If a motor vehicle is used or kept contrary to subsection (2) of this section the amount of the full registration fee for the period for which the vehicle was registered less the amount of the registration fee (if any) paid in respect of the vehicle, shall forthwith become due and payable and may be recovered from the registered owner by the Registrar in a summary way on complaint in a court of summary jurisdiction.

(4) In a prosecution for an offence against subsection (2) of this section the court may, if the defendant is the registered owner of a vehicle, in addition to imposing a penalty, order the defendant to pay to the Registrar the amount mentioned in subsection (3) of this section.

Non-transferability of registrations at reduced fee.

42. The registration of a motor vehicle which has been registered at a reduced fee or without payment of a fee shall not be transferable unless the transferee satisfies the Registrar by such evidence as he requires that he is entitled to the same exemption from or reduction of registration fees as the transferor.

Provision for cases where registration fee short paid or cheque dishonoured.

43. (1) If a motor vehicle is incorrectly described in the application for registration thereof, and as a result of the misdescription the vehicle is registered without the full amount of the fee payable for the said registration being paid, the registered owner shall be liable to pay to the Registrar a sum equal to the balance of the fee short paid.

(2) The said sum may be recovered by the Registrar as a debt by action in any court of competent jurisdiction.

(3) If the fee for registration of a motor vehicle is paid by cheque and the cheque is dishonoured on presentation, such registration shall be void as from the day on which it was effected and the Registrar may demand that the registered owner of the motor vehicle shall immediately return to him the registration label for the vehicle or destroy it in accordance with the regulations.

(4) A registered owner shall comply with a demand made by the Registrar under subsection (3) of this section.

Penalty : Twenty-five pounds.

Duty to notify change in vehicles and tyres to Registrar.

44. (1) If while the registration of a motor vehicle is in force any of the alterations or additions mentioned in subsection (2) of this section are made to the vehicle, the registered owner shall, within fourteen days after the making of the alteration or addition, give written notice to the Registrar containing particulars of the alteration or addition.

(2) The alterations and additions referred to in subsection (1) hereof are the following :—

(*a*) Any alteration of or addition to the motor vehicle by which its horsepower or weight is increased :

(*b*) The removal of the engine by which the vehicle is driven and the substitution of another engine therefor :

(*c*) In the case of a motor vehicle having no tyres other than pneumatic tyres, the removal of a pneumatic tyre and the substitution therefor of a tyre other than a pneumatic tyre:

(*d*) In the case of a vehicle having no metal tyres, the removal of a tyre and the substitution therefor of a metal tyre:

(*e*) The attachment of a sidecar to a motor cycle not having a sidecar:

(*f*) Any alteration or addition by which a motor vehicle which is not a commercial motor vehicle is converted into a commercial motor vehicle.

(3) Within twenty-eight days after the making of any of the alterations or additions mentioned in subsection (2) of this section the owner of the motor vehicle shall pay an additional fee arrived at by multiplying one twelfth of the difference between the amount of the registration fee actually paid and the amount which would have been payable if the alteration or addition had been made at the time of registration, by the number of months of the registration period unexpired at the time of the making of the alterations or additions. For the purpose of this subsection a portion of a month shall be treated as a month.

(4) A person shall not fail to comply with a requirement of this section.

Penalty: Fifty pounds.

(5) In proceedings for an offence against this section the court may in addition to imposing a fine order the defendant to pay to the Registrar any additional fee for which the defendant is liable under subsection (3) of this section.

Refund where vehicle altered.

45. If a motor vehicle is altered during the period for which it was registered, and the alteration is such that if it had been made before the registration, the fee for such registration would have been less than the amount paid, the Registrar may, at his discretion, refund to the owner of the vehicle such part of the registration fee as the Registrar deems just in the circumstances.

Number Plates.

Duty to carry number plates.

46. (1) A person shall not drive a motor vehicle on a road unless it carries attached thereto a number plate or plates complying with every requirement of this section and the regulations: Provided that—

(*a*) a vehicle which is not required to be registered under this Act need not carry number plates; and

(*b*) a person shall not be liable for failure to comply with this section if such failure was due to a collision or other road accident and he had no reasonable opportunity of remedying such failure; and

(*c*) if a motor vehicle has a number allotted to it painted or marked on the vehicle itself, and the portion of the vehicle on which the number is so marked and the figures and letters thereon comply with this section and the regulations, then that portion of the vehicle shall be deemed to be a number plate complying with this section and the regulations.

Penalty: Fifty pounds.

(2) A motor vehicle, other than a tractor or trailer, shall carry two number plates, one on the front and the other on the rear thereof.

(3) A trailer shall carry one number plate, which shall be on the rear thereof.

(4) A tractor shall carry one number plate, which shall be on the front thereof.

(5) Every number plate shall have the registered number of the vehicle to which it is attached, prefixed by the letters "S.A." conspicuously and permanently painted or otherwise marked or affixed thereon.

(6) Every number plate on a vehicle shall comply with the regulations and be carried in the position prescribed by regulations. Special regulations may be made in relation to the number plates on any prescribed class of motor vehicles.

(7) Every letter and figure on a number plate shall be—

(*a*) clearly visible in daylight to a person standing on the same plane as the vehicle at any point not less than 10 feet or more than 60 feet from the plate looking at the plate along an imaginary line approximately at right angles to the plate; and

(*b*) clean and legible at all times.

(8) A motor vehicle licensed by a municipal or district council to ply for hire within a municipality or district may have on the number plate any distinctive design, letter or character approved by the Registrar for the purpose of indicating that the vehicle is so licensed.

Use of plates on unregistered vehicles.

47. A person shall not drive on a road an unregistered motor vehicle carrying any number plate or numbers resembling or likely to be mistaken for a number plate or numbers required to be carried on a registered motor vehicle.

Penalty : Fifty pounds.

Registration Labels.

Registration labels.

48. (1) At the time of registering a motor vehicle the Registrar shall issue to the registered owner or his agent a registration label having printed or written thereon particulars of that motor vehicle, the duration of the registration, and any other matters which the Registrar thinks it proper to insert.

(2) Every registration label or the prescribed part thereof shall throughout the period during which the registration remains in force be affixed to and carried on the motor vehicle for which it is issued, in accordance with the regulations.

(3) A person shall not drive on a road a motor vehicle registered under this Act which does not carry the registration label issued for that vehicle under this section, or which carries the said label otherwise than in conformity with all the requirements of this section and the regulations.

Penalty : For a first offence—twenty-five pounds ; for a subsequent offence—fifty pounds.

Permits to drive without label pending ascertainment of power-weight.

49. (1) Where the owner of a motor vehicle which has not previously been registered in his name applies to register such vehicle, but at the time of lodging the application is unable to supply all the information required for the purpose of assessing the registration fee, the Registrar may estimate the amount of the fee.

(2) Upon payment of the estimated fee and lodgment of a certificate of insurance complying with this Act, the Registrar may in his discretion allot a number to the vehicle and issue a permit permitting the vehicle to be driven on roads, pending the issue of a registration label, without carrying a registration label.

(3) A permit issued under this section—

(*a*) shall remain in operation until the expiration of the date shown therein ;

(*b*) shall not be of any force except while it is affixed to the vehicle to which it relates in the position prescribed for carrying of a registration label.

Permits to drive when label lost or destroyed.

50. (1) If the owner of a motor vehicle—

(*a*) produces to a member of the police force stationed at a police station more than 25 miles by a direct line from the General Post Office at Adelaide the current registration certificate issued in respect of the motor vehicle ; and

(*b*) satisfies that member of the police force that the registration label issued in respect of the vehicle has not been received by him or any person on his behalf, or has been lost or destroyed, and that an application in the proper form for a duplicate label together with the proper fee have been forwarded to the Registrar

the member of the police force may issue a permit permitting the motor vehicle to be driven on roads without carrying a registration label during the period of operation of the permit.

(2) A permit granted under this section—

(*a*) shall not be of any force except while it is affixed to the vehicle to which it relates in the position prescribed for the carrying of a registration label ; and

(*b*) shall cease to have effect upon the expiration of the current registration of the vehicle or upon the expiration of fourteen days after the issue of the permit, whichever is earlier.

Issue of new label upon loss or destruction.

51. If the Registrar is satisfied by statutory declaration or such other evidence as he may require that the registration label issued in respect of any motor vehicle has not been received by the owner, or has been lost or destroyed he may issue a duplicate label upon payment of the proper fee : Provided that the Registrar may remit the fee if he deems that reasonable cause exists for doing so.

Destruction of registration label.

52. (1) If the registration of a motor vehicle becomes void before the expiration of the period for which it was granted the Registrar or any person authorized by him or any member of the police force or any inspector may remove from that vehicle the registration label relating to that registration and for the purpose of so doing may at any reasonable time enter and remain upon any land or premises.

(2) A person shall not hinder any person in the exercise of any power conferred by this section.

Penalty : Fifty pounds.

Offences in connection with registration labels and permits.

53. (1) A person shall not—

(*a*) drive on a road a motor vehicle on which is affixed a registration label or permit which has ceased to be in force, or which has been issued in respect of any other motor vehicle :

(*b*) without lawful excuse have in his possession a registration label or permit or an article resembling a registration label or permit and liable to be mistaken therefor :

(*c*) drive on a road a motor vehicle on which is affixed any registration label or permit which has been altered, defaced, mutilated or added to ; or

(*d*) drive on a road a motor vehicle on which is affixed any colourable imitation of a registration label or permit.

Penalty : Fifty pounds.

(2) In this section "permit" means a permit which permits a vehicle to be driven on roads without carrying a registration label.

Cancellation and Transfers of Registration.

Cancellation of registration and refunds.

54. (1) The registered owner of a vehicle may, at any time, upon delivering to the Registrar the current registration label issued for the vehicle or destroying the label in accordance with the regulations, apply to the Registrar in the prescribed form for cancellation of the registration of the vehicle and payment or credit of the prescribed refund.

(2) When such an application is made and the registration label is delivered or destroyed as mentioned in subsection (1), the Registrar shall cancel the registration and pay or credit to the applicant the prescribed refund less the cancellation fee.

(3) Where the ownership of a registered motor vehicle is transferred before the end of the period for which it was registered and the transferor within fourteen days of the transfer applies to cancel the registration and register another motor vehicle, the Registrar shall make such refund in respect of the transferred vehicle and such charge for the registration of the other vehicle—

(*a*) that in respect of the month in which the application is made, the transferor shall pay one-twelfth of the annual registration fee for one vehicle only, plus the transfer fee of ten shillings :

(*b*) that if the fees for registration of the transferred vehicle and the other vehicle are different, the said payment shall be one-twelfth of the greater fee.

Amount of prescribed refund.

55. (1) The prescribed refund shall be calculated by multiplying one-twelfth of the full annual registration fee for the vehicle by the number of complete months of the registration period unexpired at the time when the application for cancellation is duly delivered to the Registrar.

(2) A cancellation fee of ten shillings shall be deducted from each refund under this section.

(3) Where the prescribed refund is less than ten shillings it shall not be paid or credited but shall be retained by the Registrar as a cancellation fee.

Duty of transferor on transfer of vehicle.

56. Where the ownership of a motor vehicle is transferred (whether on a sale or other transaction) at any time during the currency of the registration thereof, the transferor shall within fourteen days after the transfer either—

(*a*) apply for cancellation of the registration after having destroyed the registration label in accordance with the regulations or having delivered it to the Registrar; or

(*b*) give the Registrar a notice of transfer of the vehicle in the prescribed form setting out the full name and address of the transferee and the date of the transfer.

Penalty: Fifty pounds.

Duty of transferee on transfer of vehicle.

57. (1) Where the ownership of a registered motor vehicle is transferred not later than fourteen days before the expiration of the registration thereof and an application to cancel such registration is not duly made within fourteen days after the transfer, the transferee shall within fourteen days after the transfer deliver to the Registrar an application in the prescribed form to transfer the registration to him, and a fee of ten shillings for such transfer.

Penalty: Fifty pounds.

(2) The Registrar may, if satisfied that reasonable cause exists for doing so, extend the time for making an application for transfer of registration.

Transfer of registration.

58. When a notice of transfer of a vehicle, and an application to transfer the registration are duly delivered to the Registrar and a transfer fee of ten shillings paid, the Registrar shall register the vehicle in the name of the transferee for the balance of the period of the registration.

Non-transferable registrations.

59. If under this Act a registration is not transferable, no application to transfer such registration shall be required or made.

Registration to be void if not cancelled or transferred.

60. If the registration of a motor vehicle is neither cancelled nor transferred within fourteen days after the transfer of ownership of the vehicle—

(*a*) such registration shall be void upon the expiration of such fourteen days; and

(*b*) the Registrar shall not transfer the registration, but shall cancel it without making or crediting any refund in respect thereof:

Provided that where the transferee within fourteen days after the transfer of the vehicle or within such longer time as the Registrar fixes has made a proper application to transfer the registration and paid the transfer fee, the Registrar may, on being satisfied that the ownership of the vehicle has been transferred to the applicant, register the vehicle in the name of the applicant for the balance of the period of registration, without receiving a notice of transfer from the transferor.

Effect of hire-purchase transactions.

61. (1) The passing of the ownership of a vehicle from the owner to the hirer pursuant to a hire-purchase agreement shall not be a transfer within the meaning of this Act.

(2) The repossession of a vehicle from the hirer by the owner pursuant to a hire-purchase agreement shall be deemed to be a transfer within the meaning of sections 57, 58 and 60 of this Act.

Trader's Plates.

Issue of trader's plates.

62. (1) There shall be two kinds of trader's plates, namely general trader's plates and limited trader's plates.

(2) Subject to this section the Registrar may issue—

(*a*) to any person engaged in the business of manufacturing, repairing, or dealing in motor vehicles and who has suitable premises for that purpose, such trader's plates as the Registrar considers necessary, having regard to the business requirements of that person;

(*b*) to any manufacturer of agricultural machinery, such limited trader's plates as the Registrar considers necessary for attachment to agricultural machinery driven or drawn on roads in the course of the business of that manufacturer.

(3) Limited trader's plates shall not be issued to any person unless he is—

(*a*) the holder of current general trader's plates; or

(*b*) a manufacturer of agricultural machinery.

(4) The Registrar shall keep a record showing the name and place of business of every person to whom trader's plates have been issued under this section.

Fees for trader's plates.

63. The fee for the issue of—

(*a*) each pair of general trader's plates shall be seventeen pounds:

(*b*) each pair of limited trader's plates shall be three pounds:

Provided that if the trader's plates are issued between the thirtieth day of September and the ensuing first day of April the said fee shall be half of the fee otherwise payable.

Specifications of plates.

64. Every pair of trader's plates shall bear a distinctive number and conform to such specifications as the Minister from time to time directs by notice in the *Gazette*.

Duration.

65. Every pair of trader's plates shall remain operative as such until the thirty-first day of March next after the date of the issue thereof and no longer.

Use of general trader's plates.

66. (1) In this section "the trader" in relation to general trader's plates means the person to whom those plates were issued.

(2) A motor vehicle bearing general trader's plates may be driven on a road in accordance with the following provisions and not otherwise:—

(*a*) Any person may drive any such vehicle for any purpose directly connected with a business carried on by the trader and being either—

(i) a business of manufacturing, repairing or dealing in motor vehicles; or

(ii) a business of manufacturing or repairing mechanical or electrical goods carried on in conjunction with a business of manufacturing or repairing or dealing in motor vehicles.

(*b*) Any customer of the trader or any employee of any such customer may drive any such vehicle for any purpose while such vehicle is on loan from the trader to the customer and a vehicle owned by the customer is in possession of the trader for the purpose of being repaired, altered, added to or tested by the trader.

(*c*) If the vehicle is a motor car or its weight does not exceed thirty-five hundredweights and it is ordinarily used in a business of manufacturing repairing or dealing in motor vehicles, the trader himself or a partner of the trader in that business, or where the trader is a company, a director or manager of that company, or an employee of that company authorized by a director or manager thereof, may drive that vehicle for any purpose other than the carriage of passengers or goods for hire or reward.

(*d*) If the vehicle is a motor car or if its weight does not exceed thirty-five hundredweights, and upon a sale of the vehicle by the trader it is delivered to the buyer on a day when the office of the Registrar is not open for business, the buyer or any person authorized by him may drive that vehicle for any purpose until the expiration of the first day on which the office of the Registrar is open for business after the day on which the vehicle was delivered.

(3) A person shall not drive on a road a motor vehicle bearing traders plates except as allowed by subsection (2) of this section.

Penalty : Fifty pounds.

Persons entitled to drive vehicles with limited trader's plates.

67. (1) In this section "the trader" in relation to limited trader's plates means the person to whom those plates were issued.

(2) A motor vehicle bearing limited trader's plates may be driven on a road by any of the following persons, namely—

(*a*) the trader ;

(*b*) a partner of the trader, or where the trader is a company, a member of that company ;

(*c*) a salaried officer or regular employee of the trader ;

(*d*) a prospective purchaser of the motor vehicle accompanied (except in the case of a motor cycle) by any such person as is mentioned in paragraph (*a*), (*b*) or (*c*) of this section ; or

(*e*) a purchaser of the motor vehicle and resident in another State;

(*f*) in the case of a limited trader's plate issued to a manufacturer of agricultural machinery, a person engaged or employed (whether as a servant of the manufacturer or as an independent contractor or as a servant of an independent contractor) to drive or draw agricultural machines in the course of the business of that manufacturer.

(3) A person shall not drive on a road a motor vehicle bearing limited trader's plates unless he is one of the persons mentioned in subsection (2) of this section.

Penalty: Fifty pounds.

(4) A person shall not on a Sunday or public holiday drive on a road a motor vehicle having a limited trader's plate attached thereto: Provided that a motor vehicle having a limited trader's plate attached thereto may be driven on a public holiday when proceeding, for the purpose of display, to an exhibition or show held on such public holiday, or when returning from such an exhibition or show.

Penalty: Fifty pounds.

Purposes for which limited trader's plates may be used.

68. (1) A motor vehicle bearing limited trader's plates shall not be driven on a road unless the vehicle is at the time—

(*a*) proceeding to a workshop for painting or repairs or returning from a workshop after painting or repairs;

(*b*) on trial during or immediately after construction or repairs, for the purpose of ascertaining whether its parts are in proper working condition;

(*c*) on trial for the benefit of a prospective purchaser, or a person *bona fide* interested in the exchange or sale of the vehicle;

(*d*) proceeding to or returning from a prospective purchaser for or after trial;

(*e*) proceeding for delivery to a purchaser or being driven by a purchaser resident in another State to a place within that State;

(*f*) proceeding to a railway station or wharf for entraining or shipment;

(*g*) proceeding from a railway station or wharf to the premises of a manufacturer or dealer;

(*h*) proceeding to an exhibition or show for display or trial or returning therefrom;

(*i*) proceeding to or returning from any garage, auction room, or other place at which vehicles are usually stored or usually or periodically offered for sale, and at which the vehicle is to be, or has been stored, or is to be, or has been offered for sale; or

(*j*) proceeding to, returning from, or towing a motor vehicle which, while being driven upon a road, has become unable to proceed under its own power.

(2) A person shall not drive on a road a motor vehicle bearing limited trader's plates except as permitted by subsection (1) of this section.

Penalty: Fifty pounds.

(3) A person shall not on a road, by means of a motor vehicle having a limited trader's plate attached thereto—

(*a*) convey any person to or from a race meeting, trotting meeting, foot races, football or cricket match or other sport; or

(*b*) carry any goods or load whatsoever except a motor cycle which while being driven on a road has become unable to proceed under its own power, or some ordinary form of ballast such as sand, gravel, scrap iron, or the like carried solely for the purpose of testing the vehicle.

Penalty: Fifty pounds.

Liability of holder of traders plates.

69. If a vehicle is driven in contravention of any provision of the last three preceding sections by a person other than the person to whom the trader's plates were issued, the person to whom the trader's plates were issued, as well as the driver, shall be guilty of an offence.

Penalty: Fifty pounds.

Return of trader's plates and refunds.

70. (1) A person to whom trader's plates have been issued may surrender them to the Registrar at any time.

(2) If a person to whom trader's plates were issued no longer carries on a business of manufacturing, repairing or dealing in motor vehicles or of manufacturing agricultural machinery, the Registrar may request him to surrender the trader's plates issued to him within a time specified by the Registrar.

(3) A person to whom such a request is made shall comply with it.

Penalty : Twenty-five pounds.

(4) If a person to whom such a request is made does not comply with it, a member of the police force or an inspector may take possession of the trader's plates and for that purpose enter and search any premises or place.

(5) Where a person to whom general trader's plates have been issued surrenders the plates to the Registrar before the thirty-first day of March next after the issue of the plates, the Registrar shall pay or credit to that person a sum arrived at by multiplying one-twelfth of the fee paid for the plates by the number of complete calendar months in the period commencing on the day of the surrender of the plates and ending on the thirty-first day of March next following that day.

Transfer of trader's plates

71. (1) A person who during the currency of trader's plates issued to him sells or disposes of the business by virtue of which those plates were issued, shall, within seven days thereafter, give written notice of the sale or disposal to the Registrar.

Penalty : Twenty-five pounds.

(2) Upon any such sale or dispensation the Registrar may, upon payment of a transfer fee of ten shillings, cause the trader's plates to be transferred to the transferee of the business for the remainder of the period for which the plates were issued.

(3) The transferee of trader's plates shall for purposes of this Act be deemed to be the person to whom those plates were issued.

PART III.

DRIVERS LICENCES.

Classes of drivers licences.

72. (1) There shall be two classes of licences, namely motor vehicle licences and motor cycle licences.

(2) A motor vehicle licence shall authorize the holder thereof to drive motor vehicles of any kind.

(3) A motor cycle licence shall authorize the holder thereof to drive motor bicycles, with or without sidecars.

Register of licences.

73. (1) The Registrar shall keep a register of the names and addresses of all licensed drivers, and of all indorsements on, and renewals, suspensions, and cancellations of, licences.

(2) The register shall contain such other information as the Registrar deems necessary for the administration of this Act and be in a form fixed by the Registrar.

Duty to hold licence.

74. (1) A person shall not drive a motor vehicle on a road unless he holds an appropriate licence : Provided that it shall be a defence to prove that the defendant was exempted by regulations under this Act from the duty to hold a licence.

Penalty : Fifty pounds.

(2) "Appropriate licence" means—

(*a*) in relation to the driving of a motor bicycle—either a motor vehicle licence or a motor cycle licence ;

(*b*) in relation to the driving of any other motor vehicle—a motor vehicle licence.

Issue and renewal of licences.

75. (1) Subject to this Act, the Registrar shall issue a licence to, or renew the licence of, any person who—

(*a*) makes a written application for the licence or renewal in the prescribed form ; and

(*b*) forwards with the application the fee fixed by this Act.

(2) Every licence, whether issued on a first application or by way of renewal, shall be in the prescribed form.

s. 74. PROUDMAN v. DAYMAN (1941) 67 C.L.R. 536; 15 A.L.J. 192, in which special leave was refused to appeal to the High Court from DAYMAN v. PROUDMAN (1941) S.A.S.R. 87. On a charge under section 30 of the Road Traffic Act, 1934, of permitting an unlicensed person to drive a motor vehicle on a road, proof that the defendant knew that the driver was unlicensed is unnecessary.

Licence fee.

76. The annual fee—

(*a*) for a motor vehicle licence shall be one pound :

(*b*) for a motor cycle licence shall be ten shillings :

Provided that—

(i) the Registrar may issue without fee a licence authorizing the holder to drive an electrically or mechanically propelled invalid chair only :

(ii) the fee for a licence issued to a person who as a result of his service in a naval, military or air force is totally and permanently incapacitated or has lost a leg or foot, or receives under the laws of the Commonwealth relating to repatriation a pension at the rate for total incapacity, or a pension granted by reason of impairment of his power of locomotion at a rate not less than seventy-five per cent of the rate for total incapacity, shall be one half of the fee otherwise payable.

Issue of duplicate licence.

77. (1) On the application of the holder of a licence the Registrar may, on proof to his satisfaction of the loss or destruction of such licence, and payment of a fee of two shillings and sixpence, issue to such holder a duplicate licence bearing all memoranda indorsed on the original licence : Provided that the Registrar may, for reasonable cause, remit the fee in any case.

(2) Such duplicate shall avail for all purposes as if it were the original licence.

Age of drivers to whom licences may be issued.

78. A licence shall not be issued to a person under the age of sixteen years.

Examination of applicant for driver's licence.

79. (1) Subject to this Act the Registrar shall not issue a licence to an applicant who has not previously held a licence unless the applicant produces to him a certificate from an examiner certifying that the applicant has passed an examination conducted by that examiner, in the rules required by law to be observed by owners and drivers of motor vehicles.

(2) A person shall not be deemed to have passed an examination for the purposes of this section unless he has answered correctly at least three-quarters of the questions asked in the examination. Although a person may have answered correctly at least three-quarters of the questions asked in the examination,

the Registrar may treat him as having failed if he has given an incorrect answer to any question dealing with any rule which in the Registrar's opinion is one of special importance.

(3) Every member of the police force shall be an examiner for purposes of this section, and the Governor may appoint such other persons as he thinks fit to be examiners.

(4) The examination shall consist of twelve questions to be answered by the applicant and the questions for each applicant shall be selected by the examiner from a series of questions formulated and supplied to him by the Registrar.

(5) A person who has sat for and failed to pass an examination under this section may again sit for such an examination at any time after an interval of two clear days.

Power to test applicants.

80. (1) If the Registrar suspects that an applicant for the issue or renewal of a driver's licence is for any reason incompetent to drive a motor vehicle without danger to the public, the Registrar—

(*a*) may require him to undergo such tests or furnish such other evidence of his ability to drive as the Registrar directs;

(*b*) shall refuse to issue a licence to him until he satisfies the Registrar that he is competent to drive a motor vehicle without danger to the public.

(2) If the Registrar requires a person to undergo tests or furnish other evidence of his ability to drive, he may issue to that person a temporary driving permit authorizing that person to drive motor vehicles on roads during the period, and subject to the conditions and restrictions, specified in the permit.

Such a permit shall while the conditions and restrictions therein are observed have effect as a licence.

Restricted driver's licences.

81. (1) Where the Registrar is satisfied that owing to the age or a physical defect or infirmity of an applicant for the issue or renewal of a driver's licence it is desirable that a licence issued to that applicant should be subject to restrictive conditions, he may issue to that applicant a licence containing conditions as to all or any of the following matters, namely :—

(*a*) the localities in which the applicant shall be entitled to drive;

(*b*) the class or equipment of the vehicles which the applicant shall be entitled to drive; or

(*c*) any other matters which the Registrar thinks necessary for the purpose of preventing danger to the applicant or the public.

(2) Where the Registrar is satisfied that, because of special circumstances it would be unreasonable to require the applicant to take an examination under section 79, he may, without submitting the applicant to such an examination, issue to him a licence containing conditions as provided by subsection (1) of this section.

(3) If an applicant is not willing to accept a licence containing any such conditions proposed by the Registrar the Registrar shall refuse a licence to the applicant.

(4) A person shall not contravene a condition inserted in a licence pursuant to this section.

Penalty : Fifty pounds.

Power to refuse licence to convicted and unfit persons.

82. Upon the direction in writing of the Minister, the Registrar shall refuse to issue or renew a licence to any person who—

(*a*) has been convicted of driving a motor vehicle whilst so much under the influence of intoxicating liquor as to be incapable of exercising effective control of such motor vehicle, or of driving a motor vehicle on a road in a culpably negligent manner, or recklessly, or at a speed or in a manner which is dangerous to the public, or of any offence which, in the opinion of the Minister, renders him unfit to hold a licence ; or

(*b*) in the opinion of the Minister is otherwise unfit to hold a licence.

Appeal on refusal to issue or renew licence.

83. (1) Any person whose application for the issue or renewal of a licence has been refused may, in accordance with rules of court made under this section, appeal against such refusal to a special magistrate sitting in chambers.

(2) On the appeal the special magistrate may—

(*a*) hear the parties and their witnesses ;

(*b*) confirm, reverse or vary the decision appealed against ;

(*c*) make any other order which he deems just including any order as to costs.

(3) Rules of court shall be made under the Local Courts Act, 1926-1957, prescribing the time within which and the mode in

which appeals under this section are to be instituted, heard and determined and any other matters relevant to such appeals.

Duration of licence.

84. (1) Subject to this Act, every new licence shall continue in force for a period of twelve months commencing on the day on which the licence comes into force: Provided that where any such licence is applied for in the month of June, the Registrar may issue a licence with an earlier date of expiry in which case the licence fee shall be a part of the full licence fee, proportionate to the number of months for which the licence is issued.

(2) Subject to this Act, every licence issued in renewal of a previous licence shall remain in force for a period of twelve months commencing on the day after the expiration of the previous licence.

(3) In this section the expression "new licence" means a licence issued to a person—

(*a*) who has not previously held a licence; or

(*b*) who applies for a licence more than one month after the expiration of a previous licence held by him.

Exchange of licence.

85. A motor cycle licence may be surrendered to the Registrar in exchange for a motor vehicle licence expiring on the same day as the surrendered licence upon payment of a fee of ten shillings.

Avoidance of licence where cheque dishonoured.

86. (1) If the fee for a licence is paid by cheque and the cheque is dishonoured on presentation, that licence shall be void as from the day on which it purported to come into force, and the Registrar may demand that the person to whom it was issued shall immediately return the licence to him.

(2) A person shall comply with a demand made to him pursuant to this section.

Penalty: Twenty-five pounds.

Disqualification of Drivers and Suspension of Licences.

Suspension of licence on the ground of incompetence to drive.

87. (1) If the Commissioner of Police or the Registrar has reasonable cause to suspect that a person holding a driver's licence is incompetent to drive a motor vehicle without danger to the public, he may require that person to satisfy him by a

practical test that he is competent to drive a motor vehicle without danger to the public and if he fails to pass such a test may suspend the licence held by him.

(2) The Commissioner of Police or the Registrar, at the request of any person whose licence is so suspended shall at a convenient time conduct a further test of that person's ability to drive a motor vehicle ; and if that person fails to pass the test he shall be entitled to undergo further tests from time to time at intervals of not less than twenty-eight days.

(3) When a person whose licence is so suspended passes a test the suspension shall forthwith cease.

(4) A person may drive a motor vehicle while being tested under this section, notwithstanding that his licence is suspended.

Suspension of licence of person suffering from disease or disability.

88. (1) If the Commissioner of Police or the Registrar suspects that any person holding a driver's licence is suffering from any disease (mental or physical) or any disability which impairs or may at any time impair his ability to drive a motor vehicle he may suspend the licence of that person for such period as he thinks proper.

(2) If the Commissioner of Police or the Registrar is subsequently satisfied that the ability of the said person to drive a motor vehicle is not impaired, or is not impaired to such an extent as to justify the continuance of the suspension, he may remove the suspension.

(3) Where the licence of any person has been suspended under this section that person may on complaint duly laid before a court of summary jurisdiction and served on the Commissioner of Police or the Registrar, as the case may be, as defendant to the proceedings, apply to that court for an order removing the suspension.

(4) The court may if it deems it expedient to do so order that the suspension shall be removed as from any date which it thinks proper, or that the period of suspension shall be altered, or may refuse the application or make any other order (including an order as to costs) which the court deems just.

Cancellation or suspension of licence of driver disqualified in another State.

89. Where a person holding a licence is by reason of a judgment, order, or decision given or made pursuant to a law of any other State or Territory of the Commonwealth, disqualified, prevented or prohibited from driving a motor vehicle, the Registrar may suspend that licence for the whole or a part of the period during which the person is so disqualified, prevented or prohibited, and may, during the whole or a part of that period, refuse to issue a licence to that person.

Mode of suspension.

90. Every suspension imposed by the Registrar or the Commissioner of Police, shall be by a document in writing under his hand and shall be served on the holder of the licence either personally or by registered post.

Effect of suspension and disqualification.

91. (1) This section and sections 92, 93, 94, and 95, apply to suspensions and disqualifications imposed under this or any other Act.

(2) While a licence is suspended it shall be of no force or effect.

(3) While a person is disqualified from holding and obtaining a licence, any licence held or obtained by that person shall be of no force or effect.

(4) The Registrar shall not issue a licence to any person who is so disqualified.

(5) A person shall not drive a motor vehicle on a road while his licence is suspended or while he is disqualified from holding and obtaining a licence.

Penalty : Imprisonment for six months.

Production of licence on disqualification.

92. When the holder of a licence is disqualified from holding and obtaining a licence, or when a licence is suspended, the holder of the licence shall forthwith produce the licence to such person as the court or other person or authority ordering the disqualification or suspension directs for the purpose of having a memorandum of the disqualification or suspension endorsed thereon.

Penalty : Twenty-five pounds.

Notice of disqualification of drivers and suspension of licences.

93. (1) Whenever a court makes an order disqualifying a person from holding and obtaining a driver's licence, and whenever the Commisssioner of Police suspends a driver's licence, the proper officer of the court or, as the case may be, the Commissioner of Police, shall forthwith send to the Registrar a notice in writing stating the date on which the order of disqualification was made or the licence suspended, the period of the disqualification or suspension, and short particulars of the grounds thereof.

(2) If any such order of disqualification is quashed or varied by a court on appeal, the proper officer of the court shall forthwith send to the Registrar a notice in writing stating the date of the order made on the appeal and the effect thereof.

(3) If any such suspension is removed by the Commissioner of Police, he shall forthwith send to the Registrar a notice in writing stating the date of the removal of the suspension, the date as from which it takes effect and the grounds therefor.

(4) In this section "proper officer" means—

(*a*) in relation to the Supreme Court, the Master or a Deputy Master of that court:

(*b*) in relation to any other court, the clerk of that court.

Delivery of licence to Registrar and indorsement.

94. (1) The Registrar may by notice in writing served personally or by post on a holder of a licence against whom an order of disqualification has been made or whose licence has been suspended or cancelled, require him to deliver his licence to the Registrar or to a member of the police force specified by the Registrar in the notice, at a place and within a reasonable time so specified.

(2) A person on whom a notice is served pursuant to subsection (1) of this section shall comply with the notice: Provided that it shall be a defence to a charge under this subsection to prove that the defendant was prevented by a reasonable cause from so complying.

Penalty: Twenty-five pounds.

Indorsement on licences.

95. The Registrar or member of the police force to whom a licence is delivered as mentioned in this Part—

(*a*) may endorse thereon particulars of any cancellation or suspension of the licence or of any order of disqualification made against the holder thereof, or of any removal of any such suspension, or of any order quashing or varying any such order of disqualification; and

(*b*) if the licence is cancelled or the suspension or disqualification extends until or beyond the expiration of the licence, may retain the licence.

Duty to produce licence on request.

96. (1) The driver of a motor vehicle, if requested by a member of the police force to produce his licence, shall produce such licence either—

(*a*) forthwith to the member of the police force who made the request; or

(*b*) within forty-eight hours after the making of the request, at a police station named by the driver to the member of the police force at the time of the making of the request.

Penalty : Fifty pounds.

(2) A document purporting to be signed by the Commissioner of Police and purporting to certify that a licence has not been produced as required by this section shall be *prima facie* evidence of the matter purporting to be so certified.

(3) A person shall not falsely represent to a member of the police force or to an inspector that he is the person named in a licence.

Penalty : Fifty pounds.

Duty to produce licence at court.

97. (1) A licensed driver who is charged with an offence against any provision of any Act relating to motor vehicles may be required to produce his licence to the court at the time of the hearing of the charge.

Penalty : Twenty-five pounds.

(2) It shall be a defence to a charge under this section to prove that the defendant had a reasonable excuse for not producing the licence.

Enforcement of duty to hold licence.

98. The Commissioner of Police shall at intervals of not more than twelve months take such steps as are reasonably practicable to ascertain whether any persons are driving motor vehicles without holding licences.

PART IV.

PART IV.

THIRD PARTY INSURANCE.

Interpretation.

99. (1) In this Part, unless the context otherwise requires—

"approved insurer" means a person or body of persons approved by the Treasurer as an insurer under this Part :

"insured motor vehicle" or "insured vehicle" means a motor vehicle in relation to which a policy of insurance issued pursuant to this Part is in force :

"insured person" means a person insured by a policy of insurance issued pursuant to this Part :

"owner" means an owner or joint owner or part owner of a motor vehicle and a person who has the use of a motor vehicle under a hire purchase agreement, but does not include an owner of a motor vehicle the subject of a hire purchase agreement :

"policy of insurance" includes a cover note which is binding on the insurer :

(2) Other words and expressions used in this Part have the meaning assigned to them in section 5 of this Act, unless the context otherwise requires.

Application of this Part to Crown and Tramways Trust.

100. (1) This Part shall not render it obligatory to insure—

(*a*) any vehicle owned by the Crown and used solely in the public business of the State ; or

(*b*) any vehicle owned by The Municipal Tramways Trust and used solely in connection with the business of that Trust.

(2) Where a motor vehicle owned by the Crown or The Municipal Tramways Trust is not insured under this Part—

s. 100. JOHNSON v. LAVENDER (1952) S.A.S.R. 267. Held that subsection (3) of section 70a of the Road Traffic Act, 1934, applied to the Crown only in right of the State of South Australia.

(*a*) the Crown or the said Trust, as the case may be, shall without affecting its rights or liabilities, if any, as an owner, be deemed to be an insurer who has issued a policy of insurance complying with this Part in relation to the use of that vehicle ; and

(*b*) any person who drives that vehicle either with or without the consent of the Crown or the said Trust shall, subject to subsection (3) hereof, be deemed to be an insured person.

(3) Where a person drives a vehicle owned by the Crown or the Municipal Tramways Trust without the consent of the Crown or the said Trust or a person authorized to give such consent on behalf of the Crown or the said Trust, and the Crown or the said Trust pays any money or incurs any costs in respect of a claim for death or bodily injury caused by such driving, the Crown or the said Trust may recover the amount so paid and the costs so incurred from the person who so drove the vehicle.

Approved insurers.

101. (1) Any person or body of persons, corporate or unincorporate, carrying on or intending to carry on the business of insurance within the State may apply to the Treasurer for approval as an insurer under this Part.

(2) The Treasurer may grant or refuse any such application.

(3) Before approving of an insurer the Treasurer may require him to enter into an undertaking by which he accepts duties and obligations relating to insurance under this Part and matters incidental thereto.

(4) The approval of an insurer under this Part shall, subject to this section, remain in force for the period specified by the Treasurer at the time when the approval is granted.

(5) If an approved insurer commits a breach of a term or condition of an undertaking entered into pursuant to this section, the Treasurer may—

(*a*) withdraw the approval of the insurer ; or

(*b*) suspend such approval for such period as the Treasurer deems just.

(6) The withdrawal, suspension or non-renewal of the approval of an insurer shall not affect any policy issued by the insurer at a time when he was an approved insurer.

Duty to insure against third party risks.

102. (1) A person shall not drive a motor vehicle on a road unless a policy of insurance complying with this Part is in force in relation to that vehicle : Provided that this section shall not apply in respect of a tractor being driven in pursuance of the provisions of subsection (1) of section 12 or section 13 of this Act until the Governor by proclamation declares that this section shall so apply. No such proclamation shall be made until the Governor is satisfied that the committee appointed under section 129 of this Act has fixed a uniform rate of premium for insurance in relation to farm tractors throughout the State.

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s. 102. RAKE v. BOND (1938) S.A.S.R. 253. The discretionary powers of the court to order disqualification discussed.

PENNEY v. BOURKE (1938) S.A.S.R. 328. Where a person had used a motor car without having a policy of insurance in force for approximately three weeks, held that the suspension of his driver's licence for a period of three months was not excessive.

VEARS v. KERINS (1940) S.A.S.R. 99. Where the defendant drove an unregistered and uninsured motor vehicle along a country road and his only excuse was that he had not sufficient money to pay the premium, held that he should have been disqualified from holding a driver's licence.

GASSNER v. FROST (1940) S.A.S.R. 295, affirming GASSNER v. FROST (1940) S.A.S.R. 77. Where a farmer drove a motor tractor for the purpose of carting wheat over a public road which was merely a dirt track and hardly ever used, held that, in the circumstances, the justices' refusal to disqualify was correct. Observations on the meaning of "special reasons."

DAYMAN v. MCKENZIE (1941) S.A.S.R. 103. Where the only reason given by a defendant for driving a motor vehicle on public roads after his policy of insurance had expired was that he was a member of Parliament for a country district and required to use his car about the affairs of his constituents, held that this was not a sufficient reason for exempting from disqualifiation.

DAVIES v. SPROD (1943) S.A.S.R. 53. Where the defendant had an oral agreement with an insurance company to hold him covered each time his renewal premium became due up to a matter of three months and after the expiry of his policy, but before the expiration of three months, drove his motor car on a public road, held that no policy of insurance complying with Part IIA of the Road Traffic Act, 1934, was in force. The requirement of the Act is not satisfied by there being in force a contract by an insurance company to treat the position as being the same as it would be if there were a policy of insurance in force (in the business sense) and the Act requires that there be a policy itself in force and by "policy" is meant a document.

SCROOP v. DAYMAN (1944) S.A.S.R. 51. When a defendant pleaded guilty to an offence under section 70b of the Road Traffic Act, 1934, but did not take advantage of an opportunity to obtain an adjournment to lead evidence of special circumstances and later appealed and affidavit evidence was admitted as to such circumstances, held, in those circumstances, the period of suspension should be reduced to three months.

HAMMOND v. O'SULLIVAN (1947) S.A.S.R. 1. Where the defendant gave evidence that he failed to renew his policy by oversight, that the insurance expired only a few days before the offence, that he required to use the vehicle for the purpose of his business, and that he was financially in a position to meet any claim up to £1,000, held that these facts did not amount to "special reasons" within the meaning of subsection (1) of section 70b of the Road Traffic Act, 1934.

JAMES v. COGHLAN (1950) S.A.S.R. 48. The minimum penalties prescribed by section 70b of the Road Traffic Act, 1934 must be imposed except in cases where it is palpably unjust to do so, and the discretion of the court to reduce such minimum penalties for special reasons, in the case of a first offence, should be exercised only for grave and weighty reasons.

PHILLIPS v. CAMERON (1958) S.A.S.R. 284. Where an unregistered racing motor-cycle was taken out into a street to start it up and ridden in the street for about 100 yards, held that there were "special reasons" for reducing the minimum penalties prescribed by the section.

Penalty : Not less than twenty pounds and not more than one hundred pounds, and (except where the motor vehicle concerned was a motor vehicle of any of the classes specified in section 12 or 13 was being driven for any of the purposes and under the conditions described in that section) disqualification from holding and obtaining a driver's licence for not less than three months and not more than twelve months.

(2) Notwithstanding any other Act, the minimum amount of fine and the minimum period of disqualification prescribed by this section shall not be reduced or mitigated in any way except as follows :—

(i) In the case of a first offence, if the court for special reasons thinks fit to do so, it may impose a fine of less than twenty pounds and order disqualification for a period less than three months ;

(ii) Where the offence consists in driving a motor vehicle of any of the classes specified in section 12 or 13 for any of the purposes and under the conditions described in that section, the penalty for a first offence shall be not more than ten pounds, and for a subsequent offence, not more than twenty-five pounds.

(3) Notwithstanding any other Act, proceedings for an offence against this section may be commenced at any time within twelve months from the date of the commission of the offence.

(4) In a prosecution for an offence against this section, the allegation in the complaint that at a time mentioned in the complaint there was not in force in respect of a particular motor vehicle a policy of insurance complying with this Part shall be *prima facie* evidence of the fact so alleged.

Duty to produce evidence of insurance.

103. An owner of a motor vehicle, if requested by a member of the police force or an inspector to produce evidence that a policy of insurance complying with this Part is in force in relation to that vehicle, shall produce such evidence either—

(*a*) forthwith to the member of the police force or inspector making the request ; or

s. 103. SCOTT v. WARD (1939) S.A.S.R. 51. Where evidence was given by a police constable on a complaint for an offence against subsection (5) of section 70b of the Road Traffic Act, 1934, that he had required the appellant to produce his policy of insurance at a police station, held that the demand for the production of the policy was not a demand within the meaning of the subsection.

(*b*) at a police station (to be nominated to the member or inspector by the owner when the request is made), within five days after the making of the request.

Penalty : Fifty pounds.

Requirements as to policies.

104. (1) In order to comply with this Part, a policy of insurance shall—

(*a*) be issued by an approved insurer ; and

(*b*) except as provided in this section, insure the owner of the motor vehicle mentioned in the policy and any other person who at any time drives that vehicle, whether with or without the consent of the owner, in respect of all liability for negligence which may be incurred by that owner or other person in respect of the death of, or bodily injury to, any person caused by or arising out of the use of the vehicle in any part of the Commonwealth.

(2) A policy of insurance in relation to a motor vehicle shall be deemed to comply with this Part notwithstanding that the liability of the insurer under the policy is limited to four thousand pounds (including costs) in respect of any claim made by or in respect of any one passenger carried in that vehicle.

Policies to give cover required by amending Acts.

105. When an Act comes into operation which alters the insurance required to be given by a policy under this Part or the rights or liabilities of the insurer under any such policy, every policy of insurance which has been issued for the purpose of providing insurance required by this Part and is in force when that Act comes into operation, or at any time thereafter, shall be deemed to provide the insurance required by this Part, as altered by the said Act.

Terms, warranties, and conditions.

106. (1) A policy shall not be deemed to comply with this Act if any term, warranty, or condition thereof is in form or substance a term, warranty, or condition of which the Governor, on the recommendation of the committee appointed under section 129 of this Act has expressed his disapproval by notice in the *Gazette*.

(2) A notice expressing such disapproval shall not come into operation until a day specified therein and being at least three months after the publication of the notice in the *Gazette*.

Rights of persons named in policies.

107. Notwithstanding any enactment, a person issuing a policy of insurance whether under this Part or otherwise in relation to a motor vehicle shall, as from the date of the policy, be liable to indemnify the persons or classes of persons specified in the policy in respect of any liability which the policy purports to cover.

Effect of certificate of insurance.

108. When an insurer has given a certificate certifying that a policy of insurance has been issued by him in relation to a motor vehicle and that the policy complies with this Part and will unless lawfully cancelled remain in operation for a period specified in the certificate, he shall, until a policy conforming to the statements in the certificate is issued, or comes into force by virtue of the renewal of a previous policy, be deemed to have issued a policy conforming to the statements in the certificate.

Liability of insurers where premium not paid.

109. (1) When an insurer has issued a policy, the fact that the insured person named therein has not agreed to pay the premium for the policy or that he has not paid that premium, shall not affect the validity or operation of the policy :

Provided that this section shall not affect any right which the insurer may have to cancel the policy upon compliance with this Part or to recover any premium owing under the policy.

(2) In this section "policy" includes any document purporting to be a policy or cover note and to comply with this Part.

Liability of insurer to pay for emergency treatment.

110. (1) Where—

(*a*) (i) a legally qualified medical practitioner or registered nurse renders emergency treatment in respect of bodily injury (including fatal injury) to a person caused by or arising out of the use of an insured motor vehicle ; or

(ii) the person so injured is immediately after such injury conveyed in any vehicle ; and

(*b*) within one month after the occurrence out of which the death or bodily injury arose, the medical practitioner, nurse, or person who conveyed the injured person gives notice in writing of a claim under this section to the insurer who issued the policy of insurance in relation to the said motor vehicle,

the insurer shall make such of the following payments as are applicable to the case, namely—

(i) to the medical practitioner, the sum of one pound one shilling for each person to whom emergency treatment is rendered together with any travelling expenses reasonably and necessarily incurred in respect of such emergency treatment;

(ii) to the nurse, the sum of fifteen shillings for all emergency treatment rendered by her to the person or persons injured in the accident together with any travelling expenses reasonably and necessarily incurred by her in respect of such emergency treatment which sum shall, if emergency treatment is rendered to two or more persons, be deemed to have been paid on behalf of all those persons in equal shares; and

(iii) to any person who conveyed the injured person as mentioned in paragraph (*a*) of this subsection, an amount to be ascertained in accordance with the regulations.

(2) Where bodily injury (including fatal injury) is caused by or arises out of the use of two or more motor vehicles in respect of which policies were issued by different insurers each such insurer shall pay an equal share of the payments required to be made under subsection (1) of this section.

(3) The liability (if any)—

(*a*) of the owner or driver of such motor vehicle in respect of the death or bodily injury;

(*b*) of the insurer to the owner or driver in respect of the contract of insurance; and

(*c*) of the injured person or his personal representatives to the person to whom the payment is made under this section,

shall be reduced by the amount paid by the insurer under this section.

(4) In this section "emergency treatment" means such medical or surgical treatment or examination by a legally qualified medical practitioner or a registered nurse as is immediately required as the result of any such injury as mentioned in subsection (1).

(5) A policy of insurance shall not be deemed to comply with this Part unless it binds the insurer to make the payments prescribed by this section.

(6) A sum payable under this section shall be recoverable as if it were a simple contract debt due from the insurer to the person entitled to that sum.

(7) The Commissioner of Police shall if so requested by a person who alleges that he is entitled to a payment under this section furnish that person with any information at his disposal as to—

(*a*) the identification marks of any motor vehicle which that person alleges to be a motor vehicle out of the use of which the death or bodily injury arose; and

(*b*) the identity and address of the person who was using the vehicle at the time of the event out of which the death or bodily injury arose.

(8) Any person who was using a motor vehicle at the time when death or bodily injury was caused by or arose from such use, shall upon request of any person who alleges that he is entitled to payment under this section, furnish such person with the name and address of the insurer who issued the policy in force in relation to that vehicle at the time of the death or injury.

Penalty : Ten pounds.

Liability of insurer to pay for hospital treatment.

111. When a payment is made (whether or not with an admission of liability) by an insurer under or in consequence of a policy of insurance under this Part in respect of the death of or bodily injury to any person caused by or arising out of the use of a motor vehicle, the insurer shall, in addition to making any other payments provided for by this Part, make such payments with respect to hospital treatment as are payable pursuant to Part VI of the Hospitals Act, 1934-1958.

Liability of insurer when judgment obtained against insured.

112. (1) Where—

(*a*) a person has obtained judgment in an action against an insured person for death or bodily injury caused by negligence in the use of an insured motor vehicle; and

s. 112. HAUBER v. THE HALIFAX FIRE INSURANCE COMPANY LIMITED AND ANOTHER (1940) S.A.S.R. 341. Meaning of "specified" in subsection (1) of section 70a of the Road Traffic Act, 1934. Observations on the scheme of Part IIA of that Act.

EXECUTOR TRUSTEE AND AGENCY COMPANY OF SOUTH AUSTRALIA LIMITED AND OTHERS v. THE INSURANCE OFFICE OF AUSTRALIA AND COMMONWEALTH RAILWAYS COMMISSIONER (1949) S.A.S.R. 337. The liability of an insurer under subsection (2) of section 70d of the Road Traffic Act, 1934 where the insured vehicle is not one used in the business of carrying passengers for hire, is unlimited in amount, whether or not the policy of insurance contains any limitation of liability. But see subsection (2) of this section.

(*b*) before the action came on for hearing the insurer knew that the action had been commenced,

the judgment creditor may recover by action from the insurer such amount of the money (including costs or a proportionate part thereof) payable pursuant to the judgment as relates to death or bodily injury and has not been paid.

(2) The right to recover under this section shall be subject to any limitations prescribed by the policy of insurance as to the amount in respect of which the insured person is indemnified.

Liability of insurer when insured dead or cannot be found.

113. (1) Where—

(*a*) an insured person has caused death or bodily injury by negligence in the use of an insured motor vehicle but is dead or cannot be served with process ; and

(*b*) a person who could have obtained a judgment in respect of that death or bodily injury against the insured person if he were living or had been served with process, has given notice of a claim under this section and a short statement of the grounds thereof as soon as possible after he knew that the insured person was dead or could not be found, or within such time as would prevent the possibility of the insurer being prejudiced by want of such notice,

the person who could have so recovered judgment against the insured person may recover the amount of that judgment by action against the insurer.

(2) The right to recover under this section shall be subject to any limitations prescribed by the policy of insurance as to the amount in respect of which the insured is indemnified.

Ineffectual defences in actions against insurers.

114. (1) It shall be no defence to an action under either of the two preceding sections that the insurer is not liable under a policy of insurance by reason of the fact that—

(*a*) the policy was obtained by mis-statement or non-disclosure ; or

(*b*) the insured person has committed a breach of or failed to comply with a term, condition or warranty of the policy or a provision of this Part.

s. 113. WALTON v. FAWCETT (1948) S.A.S.R. 158; 22 A.L.J. 326. Where the wife of a driver of a vehicle was a passenger in the vehicle and was injured in a collision, held that the husband's claim in respect of the loss of his wife's services was within the ambit of subsection (2) of section 70d of the Road Traffic Act, 1934, and that the court had power to award such damages.

KNOTT v. ROYAL EXCHANGE ASSURANCE OF LONDON (1955) S.A.S.R. 33. Held that the liability of an insurer under section 70d (2) of the Road Traffic Act, 1934, may be limited by the terms of the policy to £2,000 in respect of any claim made by or in respect of any passenger carried in a motor vehicle.

(2) An insurer who is liable under either of the two preceding sections may, in addition to any other right or remedy he may have, recover from the insured person liable in respect of the death or personal injury, and if two or more persons were so liable from those persons jointly and severally—

(*a*) such part of any judgment obtained against the insurer under either of those sections; or

(*b*) such sums as the insurer has paid in payment settlement or compromise of the claim or judgment against the insured person or the insurer; and

(*c*) such costs and expenses,

as would not have been recovered from or incurred or paid by the insurer but for subsection (1) of this section: Provided that if the insured person has made a written request to the insurer that he should settle or compromise the claim by a payment not exceeding a specified amount or should pay or should contest the claim, and if the insurer acts unreasonably in failing to comply with such request then the insurer shall not recover more than the amount of the liability which the insurer would have paid or incurred if he had not so acted unreasonably.

(3) Any amount recoverable by an insurer under subsection (2) of this section may be recovered either in a separate action, or by third party procedure in the action against the insurer by the person who obtained the judgment.

Claim against nominal defendant where vehicle not identified.

115. (1) Where—

(*a*) the driver of a motor vehicle has caused death or bodily injury by negligence in the use of that vehicle; and

s. 115. MILLAR v. MILLER (1940) S.A.S.R. 185, special leave to appeal to the High Court refused, 64 C.L.R. 662 (note); 1940 S.A.S.R. VIII (note). Where an accident occurred in November, 1938, and notice was given to the Treasurer in July, 1939, held that, in the circumstances, notice had not been given as soon as possible after the plaintiff knew that the identity of the driver of the vehicle causing the accident could not be ascertained. Discussion of the meaning of "knew".

HOARE v. MILLER (1957) S.A.S.R. 1. Where the plaintiff did not give notice to the Treasurer until eighteen months after the accident, held that he failed to give the notice required by the section.

ZUK v. MILLER (1957) S.A.S.R. 25. As to the duty to give notice to the Treasurer and to make due inquiry and search as to the identity of the vehicle causing the death or injury.

HOFER v. MILLER (1957) S.A.S.R. 41. In an action against the nominal defendant where the identity of the driver of the motor vehicle causing the death or bodily injury cannot be ascertained, the onus rests on the plaintiff of proving the negligence of the unidentified driver to the satisfaction of the court.

KINNEAR v. MILLER (1959) S.A.S.R. 41. In an action against the nominal defendant, held that evidence as to a conversation with the driver of a vehicle involved in the accident and as to the conduct of the driver was not admissible in evidence as admissions against the nominal defendant.

(*b*) the identity of the vehicle cannot after due inquiry and search be ascertained; and

(*c*) a person who could have obtained a judgment in respect of that death or bodily injury against the driver has, whether before due inquiry and search has been made or not, as soon as reasonably possible after he knew that the identity of the vehicle could not be ascertained, or within such time as would prevent the possibility of prejudice to the nominal defendant hereinafter mentioned, given to the Treasurer notice of a claim under this section and a short statement of the grounds thereof,

that person may recover by action against a nominal defendant to be named by the Treasurer the amount of the judgment which in the circumstances he could have recovered against the driver.

(2) A nominal defendant shall not be liable to satisfy a judgment obtained against him, but the judgment and the nominal defendant's costs shall be paid—

(*a*) out of money contributed by approved insurers pursuant to a scheme under section 119; or

(*b*) if no such scheme is in operation, by the Treasurer and approved insurers in accordance with section 120.

Claim against defendant where vehicle uninsured.

116. (1) In this section "uninsured motor vehicle" means a motor vehicle in relation to which no policy of insurance required to be issued under this Part is in force.

(2) A person claiming damages in respect of death or bodily injury caused by negligence in the use of an uninsured motor vehicle on a road may within six months after the accident causing that death or bodily injury give notice to the Treasurer of his claim and request the Treasurer to appoint a nominal defendant.

(3) The notice shall state the date of the accident and short particulars of the nature and circumstances thereof.

(4) The Treasurer shall upon receipt of a notice under this section appoint a nominal defendant and notify the claimant of the person appointed.

(5) Thereafter—

(*a*) any claim for damages in respect of the death or bodily injury which could have been made against

the driver of the uninsured vehicle or a person liable for the negligence of that driver, shall be made against the nominal defendant; and

(*b*) any action for such damages which could have been brought against the said driver or person shall be brought against the nominal defendant; and

(*c*) the claimant may recover against the nominal defendant the amount of the judgment which in the circumstances he could have recovered against the said driver or person; and

(*d*) no action for such damages against the said driver or person shall be commenced or proceeded with.

(6) The nominal defendant shall not be liable to satisfy a claim or judgment obtained against him under this section but the claim or judgment and the nominal defendant's costs shall be paid out of money contributed by approved insurers pursuant to a scheme under section 119.

(7) A sum properly paid by a nominal defendant to satisfy a claim made or judgment obtained against him under this section and his costs shall be recoverable by the nominal defendant from the driver of the motor vehicle or any person liable for the negligence of that driver:

Provided that it shall be a defence in an action under this subsection if the defendant satisfies the court that at the time of the accident—

(*a*) he was the owner of the motor vehicle or was driving the vehicle with the consent of the owner; and

(*b*) that he had reasonable grounds for believing and did believe that the vehicle was an insured motor vehicle.

(8) The nominal defendant shall pay any amount recovered by him under this section to approved insurers in such amounts or proportions as the Treasurer directs.

Interpretation of expression in ss. 113 and 115.

117. In sections 113 and 115 the expression "a person who could have obtained a judgment in respect of that death or bodily injury" includes a tort-feasor against whom a claim has been made in respect of such death or bodily injury and who is entitled to recover contribution in respect thereof from some other person pursuant to Part III of the Wrongs Act, 1936-1959.

Claim against spouse by injured person.

118. (1) Where an insured person has caused bodily injury by negligence in the use of a motor vehicle to the spouse of such insured person such spouse shall notwithstanding

anything contained in section 101 of the Law of Property Act, 1936, or any rule of the common law relating to the unity of the spouses during marriage be entitled to obtain by action against the insurer such judgment for damages for such bodily injury as such spouse could have obtained against the insured person if he or she were not married to such insured person.

(2) Nothing in this section shall derogate from or limit any right which any such spouse would have had at common law or pursuant to section 101 of the Law of Property Act, 1936, if this section had not been enacted.

(3) Nothing in this section shall affect or limit the provisions of section 25 (*d*) of the Wrongs Act, 1936-1958.

(4) An insurer sued under this section shall be deemed to be a tort-feasor for the purposes of Part III of the Wrongs Act, 1936-1959.

(5) Such action shall not be brought against the insurer unless the spouse has as soon as reasonably possible after the injury was caused or within such time as would prevent the possibility of prejudice to the insurer given to the insurer full particulars of the act omission or circumstances alleged to have caused the injury and to have given rise to the cause of action and the date and place on and at which such act omission or circumstances occurred.

Schemes for payment of liabilities of nominal defendants.

119. (1) Any association consisting of not less than ten approved insurers may submit for the Treasurer's approval a scheme under which it is proposed that all approved insurers will contribute money in proportions provided for in the scheme for—

(*a*) satisfying claims made in respect of death or bodily injury caused by negligence in the use of a motor vehicle where the identity of the vehicle cannot be ascertained or where the vehicle is not insured under this Part; and

(*b*) satisfying judgments obtained against nominal defendants under this Part; and

(*c*) paying the costs of such defendants.

(2) If the Treasurer approves of any scheme so submitted every approved insurer shall enter into and execute an agreement between himself and all other approved insurers for the purpose of carrying the scheme into effect, and shall carry out the obligations imposed upon him by that agreement.

(3) The Treasurer may by notice in the *Gazette* declare that any approved insurer who refuses to enter into or execute such an agreement or fails or refuses to carry out any such obligation shall cease to be an approved insurer.

Satisfaction of judgment against nominal defendant if no scheme in force.

120. (1) If no scheme is in force under the preceding section the amount of a judgment against a nominal defendant and the nominal defendant's costs shall be paid by the Treasurer out of the General Revenue of the State.

(2) This section without further appropriation shall be sufficient authority for making payments under subsection (1) of this section.

(3) Every person who was an approved insurer at the date of the accident giving rise to the injury shall be liable to pay a contribution to the Treasurer to reimburse him for the amount paid by him pursuant to this section.

(4) The contribution of each insurer shall be determined by the Treasurer and in so determining the Treasurer shall have regard to the premium income received for insurance under this Part during the previous year by each insurer.

Policy not affected by change of ownership of vehicle.

121. (1) Notwithstanding any agreement to the contrary a policy of insurance issued under this Part in relation to a motor vehicle—

(*a*) shall not be cancelled or otherwise terminate solely by reason of a change of ownership of that vehicle ;

(*b*) shall, subject to any lawful termination thereof, enure in favour of every person who during the period for which the policy was granted or renewed owns the said vehicle or drives it with or without the consent of the owner.

(2) While a policy of insurance is in force every owner of the insured vehicle (whether originally a party to the policy or not) shall be bound by all the terms warranties and conditions in the policy as if he had expressly agreed to them.

Restriction on cancellation of policies.

122. (1) An insurer shall not cancel a policy of insurance issued under this Part unless he has received from the Registrar a written notice stating that the Registrar does not object to the cancellation.

(2) The Registrar shall not issue such a notice unless—

(*a*) the registration label issued for the insured motor vehicle has been delivered to him ; or

(*b*) he is satisfied that such label has been destroyed ; or

(*c*) he is satisfied that the insurer is entitled to cancel the policy ; or

(*d*) he is satisfied that an insurer has substituted another policy of insurance which complies with this Part and commences immediately upon the termination of the previous policy.

(3) Upon the cancellation of a policy, the motor vehicle to which it applied shall be an unregistered motor vehicle until another policy complying with this Part is issued in respect of that vehicle.

Right of insurer against unauthorized user of vehicle.

123. If a person is convicted of driving or using a motor vehicle without first obtaining the consent of the owner thereof, and an insurer pays any money or incurs any costs in respect of a claim for death or bodily injury caused by such driving or use, the insurer may recover the amount of the money so paid and the costs so incurred from the person so convicted.

Notice of accident or claim.

124. (1) Upon the happening of an accident which results in the death of or causes bodily injury to any person and is caused by or arises out of the use of a motor vehicle, the driver and the person in charge thereof shall forthwith give to the insurer concerned a written notice setting forth the following information with as full particulars as such person is able to give :—

(*a*) The fact of the accident ;

(*b*) The time and place at which it occurred ;

(*c*) The circumstances of the accident ;

(*d*) The name and address of any person killed or injured in the accident ; and

(*e*) The names of any witnesses of the accident.

Penalty : Ten pounds.

(2) When neither the driver nor the person in charge of a motor vehicle concerned in an accident such as mentioned in subsection (1) of this section is the owner of the motor vehicle the owner shall give a like notice immediately upon the accident coming to his knowledge.

(3) When a claim is made upon an insured person in respect of an accident, he shall immediately give notice of that claim

to the insurer concerned, and supply to that insurer such particulars of the claim as he requires.

Penalty: Ten pounds.

(4) If an insured person fails to comply with a requirement of this section the insurer may recover from him all money paid and costs incurred by the insurer in relation to any claim arising out of the accident in respect of which such failure occurred.

(5) A notice given in compliance or purported compliance with this section shall not be admissible in evidence in any proceedings except proceedings for an offence against this section.

Power of insurer to deal with claims against insured.

125. (1) An insurer, on behalf of a person insured by a policy issued by him may—

(*a*) conduct and control the negotiations and any legal proceedings in respect of any claim against that insured person; and

(*b*) at any stage of those negotiations or proceedings pay, compromise, or settle any such claim.

(2) The insured person shall sign and execute all such warrants, authorities, and other documents as are necessary to give effect to this section; and, if he makes default in doing so or is absent or cannot be found, the insurer may sign or execute the warrants, authorities, or other documents on behalf of the insured person.

(3) Where—

(*a*) as the result of the use of a motor vehicle an accident happens which results in the death of or bodily injury to any person, as well as damage to property; and

(*b*) claims are made in respect of the death or bodily injury and also in respect of the damage to property,

then nothing said or done in any negotiations for settlement of either claim, and no judgment given in legal proceedings in respect of either claim, shall be evidence in legal proceedings in respect of the other claim in a case where that other claim was in respect of an insured liability, unless the negotiations or proceedings in respect of the firstmentioned claim were conducted or controlled by the insurer who insured the liability in respect of which the other claim was made, or by a person acting with the authority of that insurer.

Duty of insured not to litigate or negotiate claim.

126. (1) An insured person shall not, without the consent in writing of the insurer concerned—

(*a*) enter upon, or incur any expense in, any litigation ;

(*b*) make any offer or promise of payment or settlement ;

(*c*) make any payment or settlement ; or

(*d*) make any admission of liability,

in respect of any claim in respect of which he is insured with such insurer, but this provision shall not prevent any person from truthfully answering any question reasonably asked of him by any police officer.

(2) If an insured person contravenes subsection (1) the insurer may recover from him all moneys paid and costs incurred by the insurer in relation to any claim arising out of the accident in respect of which such contravention occurred.

Medical examination of claimants.

127. (1) Where a claim has been made by or on behalf of a person for bodily injury caused by or arising out of the use of a motor vehicle, that person shall from time to time if and as required by the person against whom the claim is made submit himself for examination by a duly qualified medical practitioner provided and paid by the person against whom the claim is made : Provided that a person shall not be required to submit himself for examination under this section otherwise than in accordance with such regulations (if any) as may be made by the Governor nor at more frequent intervals than are prescribed by those regulations.

(2) If a person refuses to submit himself to an examination as required by this section, or in any way obstructs such an examination, his right to commence proceedings, or to continue proceedings which have been commenced, shall be suspended until the examination has taken place.

(3) A person shall not be entitled to damages or compensation for any period during which he refuses to submit himself to or obstructs an examination under this section.

(4) Upon demand made by or on behalf of the person submitting himself to an examination under this section the

s. 127. CAMERON v. NOTTINGHAM INSURANCE CO. LTD. (1958) S.A.S.R. 174. In order to bring into operation the provisions of the section as to suspension of the claimant's proceedings because of his refusal to submit to medical examination when required, it must be proved that the claimant has been given personal notice of the request to submit to medical examination, or that it has come to his notice, at a time which will give him a reasonable opportunity to attend at the time and place appointed. It is not sufficient to prove merely that a letter was sent to the claimant's solicitors specifying a time and place for the claimant to be examined, and that the claimant did not attend for examination at that time and place.

person against whom the claim is made shall deliver to him a full and true copy of any report of the medical practitioner, and if default is made in such delivery for one week the report shall cease to be privileged from discovery.

Duty of insurers to furnish information.

128. (1) The Treasurer may by written notice given to an approved insurer require him to furnish to the Treasurer within a period fixed by the notice, being not less than two months, any information reasonably required by the Treasurer and specified in the notice, relating to—

(*a*) premiums received for insurance under this Part ;

(*b*) claims paid under this Part ;

(*c*) persons insured under this Part ;

(*d*) any other matters relevant to this Part.

(2) An insurer who receives such a notice shall comply with it : Provided that it shall be a defence to a charge of non-compliance to show that the insurer had a reasonable excuse for such non-compliance.

Penalty : One hundred pounds.

(3) An insurer shall not wilfully or negligently furnish to the Treasurer any false information relating to matters specified in a notice under this section.

Penalty : Two hundred pounds.

Inquiries into premiums.

129. (1) Upon the recommendation of the Treasurer the Governor may appoint a committee to inquire into and report from time to time what maximum rates of premiums for insurance under this Part are fair and reasonable.

(2) The persons appointed to such a committee shall be—

(*a*) a judge of the Supreme Court or a special magistrate, or a legal practitioner who has been admitted as such for at least ten years, who shall be chairman ;

(*b*) the Public Actuary ;

(*c*) two persons appointed to represent owners of motor vehicles ;

(*d*) two persons appointed to represent approved insurers.

(3) The members referred to in paragraphs (*c*) and (*d*) of the last preceding subsection shall be appointed after consultation between the Treasurer and bodies which, in the opinion of the Treasurer, represent approved insurers and owners of motor vehicles respectively.

(4) The members of the committee shall hold office during the Governor's pleasure and the Governor shall make appointments to fill vacancies occurring on the committee.

(5) The committee shall have all the powers of a Royal Commission, and the Royal Commissions Act, 1917, with the necessary modifications shall apply to the chairman and other members of the committee and its secretary and its proceedings and to witnesses and persons summoned as witnesses before the committee.

(6) The Treasurer shall lay every report of the committee before Parliament.

Actions to be tried without jury.

130. Every action brought against the owner or driver of a motor vehicle for damages in respect of the death of or bodily injury to any person caused by or arising out of the use of that vehicle, shall be tried without a jury.

Insurance by visiting motorists.

131. The Registrar shall not grant a certificate of temporary registration of a motor vehicle to a person visiting the State unless an insurance policy is in force under which persons who drive that vehicle in the State are, in his opinion, adequately insured against any liability which may be incurred by them in respect of the death of or bodily injury to any person caused by or arising out of the use of that motor vehicle in the State.

Power to disqualify on application of insurer.

132. (1) An approved insurer may apply on complaint to a court of summary jurisdiction for an order that any person be disqualified for such period as the court fixes from holding and obtaining a driver's licence.

(2) If it is proved to the satisfaction of the court that the defendant is likely, in the event of his continuing to drive motor vehicles, to endanger unduly the safety of the public, the court may make such order under subsection (1) as it thinks just.

Contracting out of liability for negligence.

133. Any contract (whether under seal or not) by virtue of which a person contracts in advance out of any right to claim damages or any other remedy for the negligence of any other person in driving a motor vehicle shall to that extent be void.

Persons entitled to act in connection with claims.

134. (1) A person shall not—

(*a*) for or in the expectation of directly or indirectly receiving any reward accept instructions or authority to act on behalf of any person in respect of the making, commencement, resisting, negotiation,

compromise or settlement of any claim or action for damages for death, bodily injury, or injury to property, arising out of the use of a motor vehicle ;

(*b*) for or in the expectation of directly or indirectly receiving any reward make, commence, resist, negotiate, compromise or settle or cause to be made, commenced, resisted, negotiated, compromised or settled on behalf of any person, any such claim or action ; or

(*c*) hold himself out as being willing to act for reward on behalf of any person in making, commencing, resisting, negotiating, compromising or settling any such claim or action.

Penalty : One hundred pounds.

(2) This section shall not apply to—

(*a*) any qualified legal practitioner acting in the course of his profession ;

(*b*) any officer of an association formed for the protection of the interests of employees and whether registered under any Commonwealth or State Act or not, when acting in the course of his duties for a member of that association ;

(*c*) any person employed or instructed by an approved insurer to act on its behalf in connection with—

I. any claim or action in a case where the insurer is liable to indemnify the person against whom the claim is made or the action brought :

II. any claim for injury to property in a case where the insurer is exercising rights of subrogation in respect of that injury and where the person so employed or instructed limits himself to making and settling the claim without threatening or otherwise referring to legal proceedings in respect thereof.

(3) An agreement to pay money for work done or services rendered contrary to this section shall be void and any money so paid shall be recoverable by the person who has paid it.

PART V.

SUPPLEMENTARY PROVISIONS.

False statements.

135. (1) A person shall not make a false statement to the Registrar or any other public officer or any member of the police force in or in connection with an application or request for the issue or renewal of a licence, registration, permit, permission, certificate, or other document or instrument provided for in this Act or issued or to be issued in connection with the administration of this Act, or for the issue of a duplicate of any such licence, registration, permit, permission, certificate or other document or instrument.

Penalty: One hundred pounds, or imprisonment for six months.

(2) On a charge of an offence under subsection (1) of this section it shall not be necessary for the prosecutor to prove the state of mind of the defendant, but the defendant shall be entitled to be acquitted if he proves that when making the statement he believed and had reasonable grounds for believing it was true.

(3) This section applies to written and oral statements, and in respect of written and oral applications and requests.

(4) Notwithstanding any other Act proceedings for an offence against this section may be commenced at any time within twelve months from the date of the commission of the offence.

Duty to notify change of address.

136. (1) If the holder of a licence, or a person (other than a body corporate) registered as the owner of a motor vehicle changes his usual place of abode, he shall, within fourteen days of so doing, give written notice to the Registrar of his new place of abode.

Penalty: Twenty-five pounds.

(2) If a body corporate registered as the owner of a motor vehicle or if a person (corporate or incorporate) holding trader's

s. 135. O'SULLIVAN v. THURMER (1955) S.A.S.R. 76. Where a motor dealer tendered a false statement making application for the transfer of the registration of a motor vehicle purporting to be signed by the two parties, held (1) *prima facie* the false statement was made to the Registrar not by the dealer but by the signatories of the application, but (2) that the dealer was guilty of an offence under the section as an accessory notwithstanding that the evidence was not sufficient to prove that the purported signatories had committed the principal offence.

plates changes its or his principal place of business in the State, it or he shall, within fourteen days of so doing, give written notice to the Registrar of the new principal place of business.

Penalty : Twenty-five pounds.

Duty to answer certain questions.

137. A person shall when requested by a member of the police force or an inspector in the course of performing duties under this Act forthwith truly answer any question put to him for the purpose of ascertaining—

(*a*) the purpose for which or the circumstances in which a motor vehicle bearing a trader's plate or a motor vehicle registered at a reduced fee is being or was being driven on any occasion ;

(*b*) the name and place of residence or business of any person who is or was driving any motor vehicle on any occasion.

Penalty : Fifty pounds.

Duty of registered owners to furnish particulars of vehicles.

138. Every person who is registered as the owner of a motor vehicle, shall, upon request by the Registrar or an inspector, produce to the Registrar or inspector such evidence of the nature and weight of any motor vehicle owned by such person and of the nature of the tyres with which that vehicle is fitted as is required by the Registrar or inspector.

Penalty : Twenty-five pounds.

Inspection of motor vehicles.

139. The Registrar or an inspector or a member of the police force or a person authorized in writing by the Registrar to examine motor vehicles for the purposes of this Act may—

(*a*) examine any motor vehicle for the purpose of ascertaining any facts on which the amount of the registration fee for that motor vehicle depends ;

(*b*) for the purpose of any such examination enter and remain in any premises at any reasonable time and search therein for motor vehicles :

(*c*) take from any part of a motor vehicle a sample of any liquid fuel used or appearing to be used for propelling that motor vehicle.

Evidence of registers.

140. A document purporting to be an extract from, or copy of, an entry contained in the register of motor vehicles or in the register of licences and purporting to be certified as such

extract or copy by the Registrar shall, in all legal proceedings and arbitrations, be admissible as evidence, and shall be *prima facie* evidence of the truth of the matters stated in such document without the production of any register, licence, notice or other document upon which any entry may be founded.

Evidence by certificate of Registrar.

141. A document purporting to be a certificate signed by the Registrar stating all or any of the following matters, namely :—

(*a*) that a person therein described was not on a specified day the holder of a licence :

(*b*) that a person therein described had not on a specified day or during a specified period registered any motor vehicle whatever, or a particular motor vehicle therein described :

(*c*) that no trader's plate or no trader's plate bearing a particular number had on a specified day or during a specified period been issued to a person therein described :

(*d*) that a number therein mentioned was not the number on any trader's plate in force on a specified day :

(*e*) that a motor vehicle therein described was not on a specified day a registered motor vehicle :

(*f*) that a number therein mentioned was not on any specified day assigned to any motor vehicle whatever, or to any particular motor vehicle therein described :

(*g*) that a person therein described had not on or before a specified day notified the Registrar in the prescribed form of the transfer of a motor vehicle therein described :

(*h*) that a person therein described had not on or before a specified day delivered to the Registrar the registration label issued in respect of a motor vehicle therein described :

(*i*) that a person therein described had not on or before a specified day notified the Registrar in writing of a change of his place of abode or principal place of business :

(*j*) that a document attached to the certificate was lodged in the Registrar's office on a specified day :

(*k*) that a person therein described had not on or before a specified day paid the balance of a registration fee as prescribed in section 40 of this Act,

shall in all legal proceedings and arbitrations be admitted as *prima facie* evidence of the matters so stated.

Facilitation of proof.

142. In proceedings for an offence against this Act—

(*a*) proof that a motor vehicle does not bear a distinguishing number as prescribed by this Act or that it does not bear a registration label or that it bears a number or a registration label other than the one issued in respect of that motor vehicle shall be *prima facie* evidence that that motor vehicle is not registered ;

(*b*) proof that a person is registered as the owner of a motor vehicle shall be *prima facie* evidence that that person is the owner of that motor vehicle ;

(*c*) the allegation in a complaint that a place is a street or road shall be *prima facie* evidence that that place is a road within the meaning of this Act.

Causing or permitting offences.

143. (1) A person who causes or permits another person to drive a motor vehicle in contravention of any provision of this Act shall be guilty of an offence and liable to the penalty prescribed for the contravention which he so causes or permits.

(2) This section shall not restrict the operation of section 53 of the Justices Act, 1921-1957 (which relates to the liability of persons aiding, abetting, counselling or procuring the commission of offences).

Summary proceedings.

144. Proceedings for offences against this Act shall be disposed of summarily.

Regulations.

145. The Governor may make regulations—

(*a*) prescribing all matters necessary or convenient to be prescribed for the administration of this Act, and for carrying out the objects of this Act ;

(*b*) providing for the temporary registration or exemption from registration of motor vehicles which are registered by authorities outside the State or bear general identification numbers issued by such authorities, and are temporarily in the State ;

s. 143. PROUDMAN v. DAYMAN (1941) 67 C.L.R. 536; 15 A.L.J. 192, in which special leave was refused to appeal to the High Court from DAYMAN v. PROUDMAN (1941) S.A.S.R. 87. On a charge under section 30 of the Road Traffic Act, 1934, of permitting an unlicensed person to drive a motor vehicle on a road, proof that the defendant knew that the driver was unlicensed is unnecessary.

(*c*) providing for the issue of temporary licences to motor drivers visiting the State, or exempting such drivers from the obligation to hold licences; and

(*d*) prescribing penalties recoverable summarily and not exceeding twenty-five pounds for breach of any such regulation.

Persons in service of the Crown bound.

146. Except where otherwise expressly provided this Act applies to persons in the public service of the Crown while engaged on such service, as well as when not so engaged.

Financial provision.

147. (1) The money required to make any refund of registration fees authorized by this Act shall be paid out of the General Revenue of the State, and this Act shall be a sufficient appropriation and authority for any such payment.

(2) Other money required for the administration of this Act shall be paid out of money voted by Parliament for that purpose.

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

R. A. GEORGE, Governor.

SCHEDULES.

THE FIRST SCHEDULE.

Repealed Provisions.

Road Traffic Act, 1934-1958 :—Sections 5, 6, 7, 7a, 7b, 7c, 7d, 7e, 8, 8a, 8c, 8d, 9, 9b, 9c, 9d, 10a, 10b, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 21a, 22, 23, 24, 25, 26, 27, 27b, 28, 29, 30, 31, 31a, 32, 32a, 33, 34, 35, 36, 36a, 37, 38, 38e, 38ee, 38ef, 38f, 38g, 39, 45, 50, 57, 58, 59, subsection (1) of section 60, paragraphs IX, XII, and XIIA of subsection (1) of section 61, sections 65, 67, 67a, 67b, 67f, 67g, and the whole of Parts IIA and III being sections 70a to 84 inclusive.

THE SECOND SCHEDULE.

Savings.

A. In connection with the repeal of the enactments mentioned in the first schedule other than Part III of the Road Traffic Act, 1934-1958, the following provisions shall have effect, except where the context otherwise requires :—

(1) Every register, registration, registration number, permit, exemption, driving licence, trader's plate, order, suspension, disqualification and decision, and every document of any kind made, imposed, or issued under a repealed enactment and in force at the time of the repeal shall remain in force and have effect as if this Act had been in force when it was made, imposed, or issued and it had been made, imposed, or issued under this Act.

(2) Every registration disc or registration card in force at the time of the repeal shall be deemed to be a registration label under this Act and shall have effect as if this Act had been in force when it was issued and it had been issued under the Act.

(3) Every appointment made under a repealed enactment shall continue to have effect as if this Act had been in force at the time when it was made, and it had been made under this Act.

(4) Every application made under a repealed enactment and pending at the time of the repeal shall be dealt with under this Act.

(5) Every policy of insurance issued under a repealed enactment shall remain in force under this Act as if this Act had been in force when the policy was issued and it had been issued under this Act.

(6) Regulations in force under a repealed enactment at the time of the repeal shall remain in force subject to any revocation or variation thereof by regulations made under this Act.

(7) Where the period within which anything must be done is altered by a provision of this Act the altered period will not apply in any case where the first day of that period occurred before that provision came into force.

(8) A reference in any document made under or for the purpose of a repealed provision to the Road Traffic Act, 1934, or to any Act amending or incorporated with that Act or to any provision of any such Act shall be read as a reference to this Act, or a provision of this Act as the case may be.

(9) Any act matter or thing commenced under a repealed enactment and in progress at the time of the repeal shall be continued and completed under this Act.

(10) Notwithstanding the previous paragraphs of this schedule legal proceedings pending under a repealed enactment at the time of the repeal shall continue and be dealt with under the repealed enactments as if this Act had not been passed.

(11) If any doubt or difficulty arises as a result of the repeal by this Act of any enactment, or of the passing of this Act, the Governor may by proclamation give directions for the purpose of removing the doubt or difficulty or declaring what is to be done and such proclamation shall have effect as if it were a provision of this Act.

B. In connection with the repeal of Part III of the Road Traffic Act, 1934-1958, the following provisions shall have effect :—

(1) Any offence committed before the repeal against any provision of the said Part may be prosecuted and dealt with under the repealed provision as if they were still in force.

(2) Except as mentioned above everything in force or pending under the repealed provisions shall cease to have effect.

Acts reprinted pursuant to the Amendments Incorporation Act, 1937

LOTTERY AND GAMING ACT, 1936-1956

WRONGS ACT, 1936-1959

With notes of judicial decisions affecting sections of the reprinted Acts

LOTTERY AND GAMING ACT, 1936-1956.

BEING

LOTTERY AND GAMING ACT, 1936, No. 2282 OF 1936 [ASSENTED TO 3RD SEPTEMBER, 1936.]

AS AMENDED BY

LOTTERY AND GAMING ACT AMENDMENT ACT, 1938, No. 2394 OF 1938 [ASSENTED TO 6TH OCTOBER, 1938.]

LOTTERY AND GAMING ACT AMENDMENT ACT (No. 2), 1938, No. 2417 OF 1938 [ASSENTED TO 15TH DECEMBER, 1938.]

LOTTERY AND GAMING ACT AMENDMENT ACT (No. 2), 1939, No. 11 OF 1939 [ASSENTED TO 19TH OCTOBER, 1939.]

LOTTERY AND GAMING ACT AMENDMENT ACT, 1939, No. 13 OF 1939 [ASSENTED TO 9TH NOVEMBER, 1939.]

LOTTERY AND GAMING ACT AMENDMENT ACT, 1943, No. 11 OF 1943 [ASSENTED TO 29TH OCTOBER, 1943.]

LOTTERY AND GAMING ACT AMENDMENT ACT, 1945, No. 42 OF 1945 [ASSENTED TO 24TH JANUARY, 1946.]

LOTTERY AND GAMING ACT AMENDMENT ACT, 1947, No. 37 OF 1947 [ASSENTED TO 11TH DECEMBER, 1947.]

LOTTERY AND GAMING ACT AMENDMENT ACT, 1948, No. 46 OF 1948 [ASSENTED TO 22ND DECEMBER, 1948.]

LOTTERY AND GAMING ACT AMENDMENT ACT, 1949, No. 19 OF 1949 [ASSENTED TO 27TH OCTOBER, 1949.]

LOTTERY AND GAMING ACT AMENDMENT ACT (No. 1), 1950, No. 36 OF 1950 [ASSENTED TO 30TH NOVEMBER, 1950.]

LOTTERY AND GAMING ACT AMENDMENT ACT (No. 2), 1950, No. 57 OF 1950 [ASSENTED TO 7TH DECEMBER, 1950.]

LOTTERY AND GAMING ACT AMENDMENT ACT (No. 3), 1950, No. 58 OF 1950 [ASSENTED TO 7TH DECEMBER, 1950.]

LOTTERY AND GAMING ACT AMENDMENT ACT 1953, No. 43 OF 1953 [ASSENTED TO 17TH DECEMBER, 1953.]

LOTTERY AND GAMING ACT AMENDMENT ACT 1954, No. 57 OF 1954 [ASSENTED TO 23RD DECEMBER, 1954.]

LOTTERY AND GAMING ACT AMENDMENT ACT, 1955, No. 42 OF 1955 [ASSENTED TO 8TH DECEMBER, 1955.]

AND

LOTTERY AND GAMING ACT AMENDMENT ACT, 1956, No. 42 OF 1956 [ASSENTED TO 22ND NOVEMBER, 1956.]

An Act to consolidate certain Acts relating to lotteries and gaming.

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 "Lottery and Gaming Act, 1936-1956".

Division of Act.

2. This Act is divided into parts as follows:—

PART I.—Preliminary.
PART II.—Lotteries.
PART III.—Totalizator.
PART IV.—Licensing of Bookmakers.
PART V.—Unlawful Gaming.
PART VI.—Common Gaming-houses.
PART VII.—Evidence.
PART VIII.—Procedure and Miscellaneous.

Repeal.

3. This Act is a consolidation of the Acts mentioned in the first schedule, and the said Acts are hereby repealed.

Interpretation.
1285, 1917, s. 4.
1447, 1920, s. 3.
1494, 1921, s. 3.
2135, 1933, s. 3.
Amended by 2417, 1938, s. 2.

4. In this Act, except where the subject matter or context or some other provision requires a different construction—

"board" means the Betting Control Board:

"chairman" means the chairman of the board:

"court" means a special magistrate or two or more justices of the peace sitting as a court of summary jurisdiction:

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s. 4. (Definition of "lottery.") O'SULLIVAN v. TANNER (1921) S.A.S.R. 248. Where a person invited the public to order suits of clothes and promised that one suit would be given free in every hundred orders received, held that the scheme was a lottery.

CHURCH, *vice* HORSEMAN v. NEWS LIMITED (1933) S.A.S.R. 70; 9 Austn. Digest 404. Held that a competition determined mainly by chance was a lottery, although some degree of skill was involved. If the element of skill involved in a competition preponderates or balances the element of chance the competition is not a lottery.

(Definition of "public place.") REGINA v. BARNARD (1884) 18 S.A.L.R. 54; 6 A.L.J. 6; 9 Austn. Digest 506. Held that a part of a racecourse fenced by a picket fence 4ft. high, and to which access was granted only to members of certain clubs, was not a public place or a place to which the public had access whether on payment of money or otherwise within the meaning of Act 282, 1883.

SANDERSON v. ALLCHURCH (1922) S.A.S.R. 7; 9 Austn. Digest 506. The public lawns in front of the grandstand on a racecourse are a "public place" within the meaning of section 4.

O'SULLIVAN v. ARRIOLA AND OTHERS (1951) S.A.S.R. 108. Held that a pughole which was part of a brickyard was a factory within the meaning of section 4 and therefore a public place for the purposes of the Act.

"loiter" means to idle or linger about:

"lottery" means any scheme or device for the sale or gift or disposal or distribution of any property, real or personal, or money, or thing, or any right thereto, or of any share therein depending upon or to be determined by lot or drawing, whether out of a box or other receptacle, or by cards, token, coin, or dice, or by any machine, ticket, envelope, or device, or chance whatsoever:

"occupier" in relation to occupiers of any house, office, room, or place used for a purpose forbidden by this Act means the owner, occupier, or keeper of any house, office, room, or place, or any person using the same, or any person procured or employed by or acting for or on behalf of the owner, occupier, or keeper, or person using the same, or any person having the care or management, or in any manner conducting the business thereof:

"place" means any house, office, room, tent, ship, building, erection, road, street, thoroughfare, alley, right-of-way (either public or private), and all land (whether public or private) enclosed or otherwise: U.K. 4, Geo. 4, c. 60, s. 60.

"public place" means—

(*a*) every public place;

(*b*) every place to which the public are permitted to have access tacitly or otherwise and whether upon payment of money or not;

(*c*) any premises in respect of which a licence granted under the Licensing Act, 1932, is in force;

(*d*) any shop, and any part of a building occupied in connection with, or for the purposes of, a shop;

(*e*) any factory, and the appurtenances of any factory;

(*f*) any building or place occupied by any club (whether a racing club or not), and the appurtenances thereof; and

(*g*) any place commonly used by the public whether as trespassers or otherwise: Cf. U.K. 6 Edw. 7, c. 43, s. 1 (4).

"street" means every public street, thoroughfare, private street, or road commonly used by or to which the public are permitted to have access:

"sweepstakes" means every transaction, scheme, device, or arrangement (expressed or implied) whereby any money or valuable thing is paid, contributed, or subscribed by any persons for the purpose of payment to or division among any person or persons in any proportions on any event or contingency dependent on the result of any race, game, sport, or exercise, whether such race, game, sport, or exercise shall be within or outside the State:

Cf. U.K. 18 & 19 Geo. 5, c. 41, s. 1 (3) (a).

"totalizator" means the machine or instrument known as "The Totalizator" and any other machine or instrument of a like nature and conducted on like principles:

"unlawful gaming" means—

(a) the playing at or in engaging in any game with cards or other instruments, or with money, in or as the result of which game any person or persons derives or is intended to derive (other than in his capacity as a player) any part or percentage of any money or thing played for, staked, or wagered, such part or percentage not being money received for deposit in any licensed totalizator; and

(b) any contravention of or failure to observe any provision of this Act, whether that provision relates to unlawful gaming as hereinbefore defined or not.

PART II.

LOTTERIES.

Lotteries declared nuisances. 1285, 1917, s. 5. U.K. 10 Will. 3, c. 23, s. 1; 42 Geo. 3, c. 119, s. 1; 24 & 25 Geo. 5, c. 58, s. 21.

5. Every lottery is hereby declared to be a common nuisance and unlawful, and every sale or gift, disposal or distribution made by means or in pursuance thereof void.

Opening lotteries, and aiding and playing thereat. 1285, 1917, s. 6. U.K. 10 Will. 3, c. 23, ss. 2, 3; 12 Geo. 2, c. 28, s. 1; 42 Geo. 3, c. 119, s. 2.

6. (1) No person shall, either publicly or privately exercise, open, or show, to be played, thrown, or drawn at, any lottery.

Penalty—One hundred pounds, or in default imprisonment for six months.

(2) No person shall employ, aid, or abet, any other person in publicly or privately exercising, opening, or showing to be played, thrown, or drawn at, any lottery.

Penalty—Fifty pounds, or in default imprisonment for three months.

(3) No person shall play, throw, or draw at any such lottery.

Penalty—Ten pounds, or in default imprisonment for one month.

Promises to pay money or deliver goods, etc., on event of lottery. 1285, 1917, s. 7. Cf. U.K. 8 Geo. 1, c. 2, s. 36 (part); 42 Geo. 3, c. 119, s. 5.

7. No person shall promise or agree to—

(*a*) pay any sum of money; or

(*b*) deliver any goods; or

(*c*) do or forbear doing anything for the benefit of any person,

s. 5. O'SULLIVAN v. TANNER (1921) S.A.S.R. 248. Where a person invited the public to order suits of clothes and promised that one suit would be given free in every hundred orders received, held that the scheme was a lottery.

CHURCH, *vice* HORSEMAN v. NEWS LIMITED (1933) S.A.S.R. 70; 9 Austn. Digest 404. Held that a competition determined mainly by chance was a lottery, although some degree of skill was involved. If the element of skill involved in a competition preponderates or balances the element of chance the competition is not a lottery. [See also the cases noted under section 10.]

whether with or without consideration, on any event or contingency relative or applicable to the drawing of any ticket or tickets, lot or lots, numbers, figures, or names in any lottery, or

(*d*) publish any proposal for any of the purposes aforesaid.

Penalty—Fifty pounds, or in default imprisonment for three months.

Advertising lotteries.
1285, 1917, s. 8.
Cf. U.K. 9 Anne, c. 6, s. 57; 6 & 7 Will. 4, c. 66, s. 1; 24 & 25 Geo. 5, c. 58, s. 22.

8. No person shall print, exhibit, or publish, or cause to be printed, exhibited, or published, any placard, handbill, card, writing, sign, or advertisement of any lottery, or of any proposal for any lottery.

Penalty—Fifty pounds, or in default imprisonment for three months.

Exceptions from Act.
1285, 1917, s. 9.
U.K. 9 & 10 Vict., c. 48; 24 & 25 Geo. 5, c. 58, ss. 23-25.

9. Nothing in this Part of this Act shall extend to or affect—

(*a*) any allotment of real or personal estate or interest which according to law is legally allottable, or may be allotted or held by, or by means of, any allotment or partition by lots:

(*b*) any voluntary association or branch thereof formed or established in the State for the purchase of paintings, drawings, or other works of art to be afterwards allotted and distributed by chance or otherwise among the several members, subscribers, or contributors forming part of such association, or for raising sums of money by subscription or contribution, to be allotted and distributed by chance or otherwise as prizes amongst the members, subscribers, or contributors forming part of such association: Provided that—

(i.) such sums of money so allotted and distributed are expended solely and entirely in the purchase of paintings, drawings, or other works of art; and

(ii.) the proceedings of such association are carried on in good faith for the encouragement of the fine arts.

Publication of information regarding lotteries. 1285, 1917, s. 10. Cf. U.K. 8 Geo. 1, c. 2, s. 36 (part). Cf. 6 & 7 Will. 4, c. 66, s. 1; 24 & 25 Geo. 5, c. 58, s. 22.

10. No person shall—

(*a*) print, publish, or exhibit, or cause to be printed, published, or exhibited in any newspaper, or on any placard, handbill, circular, or card, any advertisement, sign, notice, or other information of or relating to the establishment, commencement, promotion, carrying on, or drawing, or intended establishment, commencement, promotion, carrying on, or drawing of any illegal lottery, whether wholly or partly established, commenced, carried on, promoted, or managed in the State or elsewhere; or

(*b*) being registered as the proprietor, printer, or publisher of any newspaper, permit or suffer any such advertisement, sign, notice, or information to be printed or published in such newspaper; or

(*c*) print any ticket or other thing entitling or intended to entitle any person or persons to any chance or share in any illegal lottery; or

(*d*) sell, circulate, exhibit, or dispose of any newspaper printed in any part of the Commonwealth of Australia which contains any advertisement, sign, notice, or information relating to any illegal lottery, or the drawing, conduct, or management thereof.

Sale of lottery tickets. 1285, 1917, s. 11. Cf. U.K. 8 Geo. 1, c. 2, s. 36 (part); 4 Geo. 4, c. 60, s. 41.

11. No person shall sell, or offer for sale, or deliver, or give, or buy, or pay for, or knowingly receive or accept any ticket, chance, or share in any illegal lottery.

s. 10. O'SULLIVAN v. TANNER (1921) S.A.S.R. 248; 9 Austn. Digest 426. A person causes an advertisement to be published if he hands a copy of it to the agent of a newspaper proprietor and asks that it be printed in a paper published by the proprietor. Proof of such a request satisfies the onus on the prosecutor as to *mens rea*. If the advertisement discloses a scheme for disposal of property by chance, that is sufficient evidence of an intended lottery without proof that the scheme was to be carried out.

KNEEBONE v. WHITTLE (1922) S.A.S.R. 257; 9 Austn. Digest 405. An advertisement relates to the establishment of an illegal lottery if—(*a*) the language used can only be reasonably interpreted as describing a scheme which is a scheme for distributing money by chance even if some other scheme is in fact intended to be carried out; or (*b*) if, though innocent on its face, the advertisement relates to a scheme which is, in fact, a lottery.

NEWS LIMITED v. HORSEMAN (1931) S.A.S.R. 278; 9 Austn. Digest 412. A lottery carried on in another State, though legal there, is an illegal lottery within the meaning of section 10 (*a*).

Placards relating to illegal lotteries.
1285, 1917, s. 12.

12. (1) No person shall placard, post up, or exhibit, or permit or suffer to be placarded, posted up, or exhibited, or shall assist in placarding, posting up, or exhibiting in or on or about any land, building, hoarding, or premises any information or notice relating to any illegal lottery.

(2) Where any such information or notice is placarded, posted up, or exhibited on any land, building, or premises, it shall, unless the contrary is proved, be presumed to have been so placarded, posted up, or exhibited by or with the permission of the occupier of that land, building, hoarding, or premises.

Sending money to lotteries.
1285, 1917, s. 13.
Cf. U.K. 9 Geo. 1, c. 19, s. 4; 6 Geo. 2, c. 35, s. 29; 24 & 25 Geo. 5, c. 58, s. 22.

13. No person shall, for gain or otherwise, in any manner whatever directly or indirectly forward or partly forward, or give or receive for the purpose or intent that the same shall be so forwarded, any packet, or parcel, or money, cheque, draft, order for the payment of money, or valuable thing whatsoever to the promoters, managers, or conductors of any illegal lottery or sweepstakes conducted or drawn or intended to be conducted or drawn in any state, country, or place within or outside the State, and whether such lottery or sweepstakes is illegal according to the law of such state, country, or place, or otherwise.

Allegations *prima facie* proof.
1285, 1917, s. 14.

14. The allegations in any complaint laid in relation to any alleged offence against the provisions of the next preceding section—

(*a*) that any packet, parcel, money, cheque, draft, order for the payment of money or valuable thing specified in such complaint has been forwarded or partly forwarded, or has been given or received for the purpose or intent that the same should be forwarded (as the case may be):

(*b*) that any person or persons, club, association, or company named in the complaint is the promoter, manager, or conductor (as the case may be) of any illegal lottery :

(*c*) that any lottery named or described in the complaint is an illegal lottery,

shall be accepted by the court as proof of the truth of such allegations, unless the contrary is proved.

PART III.

TOTALIZATOR.

Totalizator licences. 1285, 1917, s. 15. 1382, 1919, s. 3. 1986, 1930, s. 2. Cf. U.K. 18 & 19 Geo. 5, c. 41.

15. (1) The Commissioner of Police may, upon application made to him for the purpose, and subject to the approval of the Chief Secretary, issue licences to the committees or other executive bodies of racing clubs authorizing the use of the totalizator upon the terms and conditions prescribed by the regulations in the second schedule to this Act.

(2) Every such application shall be made in writing in the form of the third schedule, or to the like effect, by the chairman or secretary of the club seeking to be licensed.

Cf. U.K. 24 & 25 Geo. 5, c. 58, s. 10.

(3) Every licence so issued shall be in force from the day specified in the licence until the succeeding thirty-first day of December (both days inclusive), and shall entitle the club therein mentioned to use the totalizator upon the racecourse and upon the days specified in the licence, or upon such other day or days in place of any of the days so specified as the Chief Secretary may from time to time, in writing upon such licence, approve.

(4) Not more than one licence shall be granted to any one club in respect of any one year.

(5) No licence shall be issued to authorize the use of the totalizator, except at horse racing.

(6) In granting any licences the Commissioner of Police shall give priority to the claims of any racing club owning or leasing a racecourse and to whom a licence was issued prior to the twentieth day of November, nineteen hundred and thirty.

Restriction on licences in metropolitan area. 1285, 1917, s. 20. Cf. U.K. 24 & 25 Geo. 5, c. 58, s. 1 (1).

16. No licence shall be issued for the use of the totalizator on any racecourse situated within twenty miles of Adelaide, except for the racecourses known as the Victoria Park, Morphettville, Cheltenham, and Onkaparinga racecourses, unless a resolution has been passed by both Houses of Parliament authorizing the issue of such a licence.

Restriction on other licences. 1285, 1917, s. 21. 1447, 1920, s. 4.

17. (1) No licence shall be issued for the use of the totalizator on any racecourse situate within ten miles of any racecourse in respect of which a licence to use the totalizator has been or usually is issued, and where more applications

than one are simultaneously made for racecourses situate within twenty miles of each other, it shall be in the discretion of the Commissioner, subject to the approval of the Chief Secretary, to license which racecourse he thinks fit.

Amended by 42, 1956, s. 3.

(2) This section shall not apply to the racecourses known as the Victoria Park, Morphettville, Cheltenham, and Onkaparinga racecourses, nor to the racecourses used by Jamestown Jockey Club, the North-Western Jockey Club, the Quorn Jockey Club, Berri-Barmera Racing Club Limited and Renmark Racing Club Limited.

Conditions of issue of licence. 1285, 1917, s. 16.

18. No licence shall be issued to any racing club unless the applicant proves to the satisfaction of the Commissioner of Police the following matters:—

(*a*) where the racing club uses a racecourse situated within ten miles of Adelaide—

I. that there are at least one hundred members of such club; and

II. that the annual value of members' subscriptions of such club amounts to not less than two hundred pounds;

(*b*) where the racing club uses a racecourse situated a greater distance than ten miles from the City of Adelaide—

I. that there are at least fifty members of such club; and

II. that the annual value of members' subscriptions amounts to not less than fifty pounds.

Number of times totalizator may be used. 1285, 1917, s. 22. 1447, 1920, s. 5. 1986, 1930, s. 2. 2188, 1934, s. 3. Amended by 2417, 1938, s. 3, by 46, 1948, s. 3, and by 42, 1955, s. 3 (1).

19. No licence granted under this Act shall sanction the use of any totalizator—

(*a*) on the Morphettville Racecourse for more than seventeen days in any one year or on any other racecourse within fifteen miles of the General Post Office, Adelaide, for more than sixteen days in any one year:

Provided that a licence granted to the South Australian Jockey Club, Limited, may sanction the use of the totalizator on the Morphettville racecourse on one additional day if the Commissioner

of Police is satisfied that on that day a race meeting will be held on that course by at least three racing clubs jointly, and that the net profits from that meeting will be devoted to charitable purposes:

Provided also—

(i.) licences granted to the South Australian Jockey Club Limited may sanction the use of the totalizator on the Morphettville Racecourse on one additional day in the year nineteen hundred and forty-nine and in every third year thereafter:

(ii.) licences granted to the Adelaide Racing Club Limited may sanction the use of the totalizator on the Victoria Park Racecourse on one additional day in the year nineteen hundred and fifty and in every third year thereafter:

(iii.) licences granted to the Port Adelaide Racing Club Limited may sanction the use of the totalizator on the Cheltenham Racecourse on one additional day in the year nineteen hundred and fifty-one and in every third year thereafter:

but if any licence is granted to any club pursuant to this proviso the licence shall be granted on the condition that the net proceeds to the club of the race-meeting held by the club on the day for which the licence is granted shall be distributed by the club among such charitable institutions and in such proportions as the Governor directs.

(*a*1) on racecourses south of the thirty-sixth parallel of south latitude for more than forty-eight days in the aggregate in any one year. Inserted by 42, 1955, s. 3 (2).

(*a*2) on racecourses which are situated within fifty miles of the Post Office at Barmera for more days in the aggregate in any one year than a number calculated at the rate of eight days for each such club. Inserted by 42, 1955, s. 3 (2).

(*b*) on any other racecourse for more than eight days in any one year:

Provided that on the application of the racing clubs concerned and the recommendation of the

Commissioner of Police, the Chief Secretary, if satisfied that reasonable cause exists for doing so, may direct that the number of days on which the totalizator may be used in any year on any racecourse to which this paragraph applies, shall be increased, on condition that a corresponding reduction shall be made in the number of days on which the totalizator may be used on some other racecourse to which this paragraph applies.

Totalizator on the flat.
1447, 1920, s. 11.
1494, 1921, s. 12.
1877, 1928, s. 8.
2188, 1935, s. 10.

20. (1) No licence to use the totalizator shall be granted to any club unless the Commissioner of Police is satisfied that that club provides or will provide facilities for the public to use the totalizator on those portions of the racecourse known as the "Grandstand," "Derby," and "Flat," on payment of either two shillings or two shillings and sixpence per ticket on every day on which the totalizator is used on any other portion of the racecourse: Provided that this section shall not apply in respect of any racecourse situated more than twenty miles from the General Post Office at Adelaide, nor in respect of the racecourse known as the Onkaparinga racecourse: Provided further that nothing in this section shall be deemed to prevent the committee or executive body of the club from issuing from any totalizator tickets for both the amounts aforesaid, nor from issuing tickets for any amount which is a multiple of either such amount.

(2) If, in the opinion of the Commissioner of Police, such facilities are not being provided, the Commissioner may at any time, after having given at least two months' notice in writing to the club concerned, revoke the said licence.

Permits for trotting races at horse race meetings.
Inserted by 57, 1950, s. 3.

20a. Notwithstanding any other provision of this Act a racing club which holds a licence for use of the totalizator at horse races and which conducts horse races on a racecourse situated more than one hundred miles from the General Post Office at Adelaide may conduct trotting races at any horse racing meeting lawfully held by the club, subject to the following provisions:—

(*a*) a written permit shall be obtained from the Chief Secretary authorizing the club to conduct the trotting races:

(*b*) the permit shall specify the days on which the trotting races may be held, and no day other

than a Saturday or public holiday (not being a Good Friday or Christmas Day) shall be so specified:

(*c*) not more than three trotting races shall be held at any one horse racing meeting:

(*d*) no permit shall be granted to authorize the holding of trotting races on a racecourse which is one hundred miles or less from the General Post Office, Adelaide:

(*e*) a permit may contain any conditions which the Chief Secretary deems proper:

(*f*) the Chief Secretary if satisfied that a racing club has contravened any term or condition of a permit may revoke it.

Use of totalizator at trotting races. 2188, 1934, s. 11.

21. (1) Notwithstanding any provision of this Act, the Commissioner of Police may, upon application made to him for the purpose, and subject to the approval of the Chief Secretary, issue a licence to the committee or other executive body of any trotting club authorizing the use of the totalizator at any trotting race meeting or meetings for which a permit has been obtained under the next succeeding section.

Amended by 2417, 1938, s. 4 and by 57, 1950, s. 4 (3).

(2) The licences granted under this section shall not authorize the use of the totalizator—

(*a*) in the metropolitan area at more than thirty-five meetings in the aggregate in any year or at any meeting other than a night meeting;

Amended by 57, 1954, s. 3.

(*b*) on Eyre Peninsula at more than twenty meetings in the aggregate in any year, or at any meeting other than a meeting held on a Saturday, or on a public holiday (not being Good Friday or Christmas Day);

Substituted by 43, 1953, s. 3 (1).

(*c*) in the South-East at more than twenty meetings in the aggregate in any year, or at any meeting other than a meeting held on a Saturday or public holiday (not being Good Friday or Christmas Day);

Inserted by 43, 1953, s. 3 (1).

(*c*1) in the Murray area at more than twenty meetings in the aggregate in any year or at any meeting other than a meeting held on a Saturday or public holiday (not being Good Friday or Christmas Day);

Inserted by 43, 1953, s. 3 (1).

(c2) in areas other than the metropolitan area, Eyre Peninsula, the South-East and the Murray area at more than sixty meetings in the aggregate in any year or at more than fifty meetings held on days other than Saturdays or public holidays.

Para. (d) repealed by 57, 1954, s. 3.

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The Commissioner of Police, if satisfied that the net proceeds of any trotting meeting will be devoted to charitable purposes, may, upon application made to him for the purpose and subject to the approval of the Chief Secretary, issue an additional licence for the use of the totalizator at such trotting meeting: Provided that licences additional to the number before mentioned in this section shall not be issued for more than two nights in the metropolitan area nor more than five days or nights outside the metropolitan area and, in the case of licences outside the metropolitan area, shall not be issued for more than one day or night for any trotting club.

Inserted by 57, 1950, s. 4 (2).

(3) In this section unless the context otherwise requires—

"day meeting" means a trotting meeting the last race at which commences not later than six o'clock p.m.:

"Eyre Peninsula" means—

(a) that part of the State which lies west of the west coast of Spencer Gulf and south of a line joining the north-western corner of the municipality of Port Augusta to the north-eastern corner of the Government town of Penong;

(b) all land within five miles of the north-western corner of the municipality of Port Augusta and within five miles of the north-eastern corner of the Government town of Penong:

"metropolitan area" means the area within a radius of twenty miles from the General Post Office at Adelaide:

"meeting" means a day meeting or a night meeting:

"night meeting" means a trotting meeting the first race at which commences at or after six o'clock p.m.:

Inserted by 43, 1953, s. 3 (2).

"the South-East" means the counties of Cardwell, Buckingham, Robe, McDonnell, and Grey:

"the Murray area" means the counties of Albert, Alfred, and Chandos, and those portions of the counties of Young and Hamley, which are south of the thirty-fourth parallel of latitude. Inserted by 43, 1953, s. 3 (2).

22. (1) No trotting race meeting at which the totalizator is used shall be held unless a permit, in writing, authorizing it to be held has been issued by the South Australian Trotting League Incorporated. Permits to hold trotting races. 2188, 1934, s. 12.

(2) The said League may, with the consent of the Commissioner of Police, issue such permits for the holding of trotting race meetings as it thinks fit. Each permit shall be for one night only as regards a meeting to be held in the metropolitan area, and for either one day or one night as regards a meeting to be held outside the metropolitan area.

(3) If any trotting race meeting is held in contravention of this section, the person by or on whose behalf the trotting race meeting is held, or, if the meeting is held by an association of persons, each member of the committee or other executive body of the association, and any person acting at the meeting as steward, starter, or judge shall be guilty of an offence punishable on summary conviction.

Penalty—Twenty pounds.

(4) For the purpose of this Act no agricultural show shall be deemed to be a trotting race meeting.

(5) In this section "metropolitan area" means the area within a radius of twenty miles from the General Post Office at Adelaide. Amended by 2394, 1938, s. 2, and by 57, 1950, s. 5.

22a. (1) Notwithstanding any law, or rule, regulation, or by-law of the South Australian Trotting League Incorporated (in this section called "the League"), the League shall be constituted in accordance with this section. Constitution of South Australian Trotting League. Inserted by 2417, 1938, s. 5.

(2) On the thirty-first day of December, nineteen hundred and thirty-eight, all members of the League then in office shall retire and thereafter the League shall consist of one delegate from each trotting club affiliated with the League.

(3) During the month of December, nineteen hundred and thirty-eight, and in the month of December in each year thereafter each trotting club affiliated with the League shall nominate a delegate to the League by writing delivered to the secretary of the League. Amended by 57, 1954, s. 4 (2).

If any trotting club fails to nominate a delegate the League may nominate one on its behalf. Every delegate so nominated shall be a member of the League as if he had been nominated by the trotting club.

Inserted by 57, 1954, s. 4 (1).

(3*a*) Any member of the League or of the Executive Committee of the League may authorize any person to act as his proxy at a meeting of the League or Executive Committee (as the case may be) and a person so authorized may do all things at the meeting which the member could do if he were present.

(4) The members of the League shall elect one of their number to be chairman of the League. If the chairman is not present at any meeting of the League at which a quorum is present the members of the League present at that meeting shall elect an acting chairman for the day. The chairman or acting chairman shall have a deliberative vote and if the vote on any question is equal the chairman or acting chairman shall also have a casting vote.

(5) A majority of the members of the League shall form a quorum thereof. At every meeting of the League every matter coming up for decision shall be decided by a majority of the votes cast by the members present.

(6) No proceeding of the League shall be invalid by reason only of a vacancy in the office of any member or any defect or irregularity in the nomination of any member.

Substituted by 57, 1954, s. 4 (1).

(7) Subject to any directions given by the League, the affairs of the League shall be managed and controlled, and permits under sections 22 and 48 of this Act shall be issued by an Executive Committee of the League consisting of nine members nominated as follows:—

(*a*) Three shall be nominated by the Committee of the South Australian Trotting Club Incorporated;

(*b*) Five shall be nominated at a meeting of representatives of the affiliated trotting clubs, other than the South Australian Trotting Club Incorporated. The Committee of each such trotting club shall be entitled to appoint one person to represent it at the meeting, and the five persons to be nominated shall be chosen by and from those attending the meeting;

(*c*) One shall be nominated by the Committee of The South Australian Owners, Breeders, Trainers and Reinsmen's Association Incorporated.

(7a) The League may make rules prescribing— Inserted by 57, 1954, s. 4 (1).

(*a*) any matters necessary to be prescribed for carrying subsection (7) of this section into effect;

(*b*) the procedure for filling casual vacancies on the Executive Committee of the League; and

(*c*) any other matters which it is necessary or convenient to prescribe in connection with the appointment, functions and duties of the Executive Committee.

(7b) It shall be the duty of the League to ensure that an Executive Committee is appointed for the purposes of this section within three months after the passing of the Lottery and Gaming Act Amendment Act, 1954, and to make any rules necessary for that purpose. Inserted by 57, 1954, s. 4 (1).

(7c) The Executive Committee of the League may appoint an appeal committee to hear and determine appeals against the decisions of trotting stewards. Inserted by 57, 1954, s. 4 (1).

(8) Any affiliated club which is aggrieved by any decision of the League affecting such club may appeal to the board against that decision.

The appeal shall be commenced by written notice given to the board not later than two months after the decision appealed against was given.

The board shall decide the matter of every appeal in such manner as it deems just and its decision thereon shall be final.

(9) In this section "affiliated club" or "club affiliated with the League" means a club for the time being registered by the League pursuant to the constitution of the League. Inserted by 57, 1954, s. 4 (1).

22b. (1) While any law, regulation, or order of the Commonwealth which prescribes the hours during which trotting races may be held or may not be held is in force, the Commissioner of Police may, in any case in which he could under section 21 of this Act issue a licence authorizing the use of the totalizator at a trotting race-meeting held by day or at night issue such a licence authorizing the use of the totalizator at a trotting race-meeting to be held during any hours, whether of the day or night, during which trotting races are permitted to be held by the law, regulation, or order of the Commonwealth. Times for holding trotting race-meeting. Inserted by 11, 1943, s. 3.

(2) If the Commissioner of Police is of opinion that by reason of any law, regulation, or order of the Commonwealth, it is inconvenient or inexpedient to hold trotting race-meetings by day or by night as prescribed by section 21 of this Act, he may in any case in which he could under this Act issue a licence authorizing the use of the totalizator at a trotting race-meeting held by day or at night, issue a licence authorizing the use of the totalizator at a trotting race-meeting held during such hours, whether of the day or night, as he deems expedient.

(3) In any case where the Commissioner of Police has power under this section to issue a licence authorizing the use of the totalizator at a trotting race-meeting, the South Australian Trotting League Incorporated shall have power to issue a permit for the holding of that trotting race-meeting during the hours approved by the Commissioner of Police.

Application of Lottery and Gaming Act to totalizator at trotting races.
2188, 1934, s. 13.

23. Sections 18, 25, the rules and regulations under section 26, sections 27, 28, 29, and 30 of this Act, and the provisions of the Stamp Duties Act, 1923, relating to totalizator duty shall apply, with the necessary modifications, in respect of the licensing, use, and receipts of the totalizator used at trotting race meetings, pursuant to this Act.

Transfer of racing day.
Inserted by 11, 1939, s. 2.

23a. (1) If any licence is issued to the committee or executive body of any racing club or trotting club, authorizing the use of the totalizator upon any racecourse or trotting ground, and the Commissioner of Police is satisfied that on any day or night specified in the licence for the use of the totalizator (whether such day or night occurs before or after the passing of the Lottery and Gaming Act Amendment Act (No. 2), 1939) the racecourse or trotting ground was or will be used for any public purpose by or on behalf of the Government of the Commonwealth or the State, and that by reason of such use the totalizator has not or will not be used by the club upon such racecourse or trotting ground on such day or night, the Commissioner of Police, subject to the approval of the Chief Secretary, may, by notice in writing, authorize the club to use the totalizator on any racecourse or trotting ground other than the racecourse or trotting ground mentioned in the licence and either on any day or night specified in the licence or on any other day or night in place of any of the days or nights specified in the licence.

(2) The notice given by the Commissioner of Police may sanction the use of the totalizator on any racecourse notwithstanding that by so doing sanction will be given for the use of the totalizator on that racecourse for more days in any one year than the days specified in paragraph (*a*) or paragraph (*b*) of section 19.

Employment of females in totalizator. 1447, 1920, s. 12.

24. Notwithstanding anything contained in this Act, no female shall be employed in any capacity in connection with the work in or about a totalizator. If any club fails to observe this provision, the chairman thereof shall be deemed to be guilty of an offence.

Penalty—Not less than ten pounds nor more than fifty pounds.

Duty of racing clubs to prevent illegal betting. 1285, 1917, s. 16a. 1877, 1928, s. 3.

25. (1) Every licence under this Part shall be deemed to be issued subject to the condition that the racing club to which it is issued shall if the Commissioner of Police or any inspector or sub-inspector of police informs the club or the secretary or any official thereof that he believes that any person on the racecourse on any day when races are being held is an unlicensed bookmaker, or is on the racecourse for the purpose of unlawful gaming, take or cause to be taken all necessary and lawful steps to remove and exclude that person from the racecourse and keep him excluded therefrom.

(2) If the Commissioner of Police is satisfied that any club has wilfully or negligently failed to comply with this section he may, with the approval of the Chief Secretary—

(*a*) revoke the licence of that club:

(*b*) suspend the said licence for such period as he thinks fit:

(*c*) if the licence is revoked, direct that no further licence shall be issued to the club within such period, not exceeding twelve months, as he thinks fit.

Rules and regulations. 1285, 1917, s. 17. 1494, 1921, s. 4.

26. The Governor may—

(*a*) revoke or vary any of the rules and regulations set out in the second schedule hereto:

(*b*) make new rules and regulations in addition to or in substitution for any of such rules and regulations:

(*c*) make regulations—

I. for regulating the manner of approaching to and departing from totalizators;

II. generally for regulating the conduct of persons in the vicinity of totalizators;

III. authorizing members of the police force to control and direct the conduct of persons in the vicinity of totalizators;

IV. providing for the compliance by persons in the vicinity of totalizators with the reasonable directions of members of the police force; and

V. imposing a penalty, not exceeding ten pounds, for the breach of any regulations made under the provisions of subdivision (*c*) of this section.

Use of totalizator by minors.
1285, 1917, ss. 18 & 19.
Cf. U.K. 18 & 19 Geo. 5, c. 41, s. 4; 24 & 25 Geo. 5, c. 58, s. 15.

27. (1) No person under the age of twenty-one years shall bet by means of the totalizator.

Penalty—First offence, not less than one pound nor more than seventy pounds. Each subsequent offence, not less than five pounds nor more than fifty pounds.

(2) A clearly printed copy of this section shall be affixed over each door or opening in every totalizator.

(3) No licensee of any totalizator shall use that totalizator without having affixed such copies as aforesaid.

Penalty—Twenty pounds.

Mode of dealing with moneys paid into totalizator.
1285, 1917, s. 23.
1494, 1921, s. 5.
1877, 1928, s. 5.
Cf. U.K. 24 & 25 Geo. 5, c. 58, s. 18.

28. (1) Every club—

(*a*) shall deduct (for the purpose of being dealt with in accordance with this section) twelve and three-quarters per centum of the moneys paid into the totalizator in respect of each race;

(*b*) shall, after making such deduction, pay out by way of dividends all moneys paid into the totalizator, but so that it shall not be necessary—

(i.) in respect of a ticket issued on payment of any sum not exceeding five shillings, to pay out any smaller fraction of a shilling than three pence; and

(ii.) in respect of a ticket issued on payment of any sum exceeding five shillings, but not exceeding ten shillings, to pay out any smaller fraction of a shilling than sixpence; and

(iii.) in respect of a ticket issued on payment of any other sum to pay out any fraction of a shilling.

(2) The amount remaining by reason of the non-payment of such fractions shall be paid by the club holding the same to such charitable purposes and in such amount as the committee of the club, with the approval of the Commissioner of Police, thinks fit.

(3) If approval for the payment of any such amount is not obtained, and payment made in accordance with such approval, within six months from the date of the race meeting in respect of which the amount accrued, the chairman of the club making default shall be guilty of an offence against this Act.

(4) Out of the moneys deducted in accordance with subsection (1) of this section the club shall pay to the Commissioner of Stamps the duty payable under the Stamp Duties Act, 1923, in respect of the gross takings of the totalizator from which takings the moneys were deducted, and the balance of the money so deducted may be retained by the club as commission for the use and benefit of the club.

Club to render account.
1285, 1917, s. 24.
1447, 1920, s. 6.
1494, 1921, s. 6.

29. (1) Within twenty-one days after every race meeting held on any day for which any licence is granted under this Act, every club so licensed shall deposit with the Commissioner of Police a full and true account under the hand of its secretary, or the hands of two members of its committee or executive body, showing—

(*a*) the sums received by the club through the totalizator on the occasion of the use thereof under the licence;

(*b*) the amount paid in dividends through the totalizator on that occasion;

(*c*) the amount of commission retained by the club;

(*d*) the manner in which that commission has been expended; and

(*e*) the amounts of dividends unclaimed by the persons entitled to receive them.

(2) Within twenty-one days after the last day for which any licence is granted under this Act every club so licensed shall deposit with the Commissioner of Police a correct schedule of the names, addresses, and occupation of its members.

Amended by 57, 1954, s. 5.

(3) The amount of all dividends unclaimed for a period of two months after they became payable by the persons entitled to receive them, shall be paid by the club holding those dividends to the Commissioner of Police, who shall pay them to the Treasurer of the State to be applied by him for the public uses of the State.

Where any person makes a claim to the Treasurer for payment of any such dividend within twelve months after the day when the dividend became payable, and the Treasurer is satisfied that that person is the holder of a totalizator ticket which would have entitled him to obtain payment of the dividend from the club if a claim had been made within two months after the day when the dividend became payable, the Treasurer may, out of moneys provided by Parliament for the purpose pay the amount of the dividend to the said person.

(4) If any club fails to observe any provision of this section, the chairman thereof shall be deemed to be guilty of an offence against this Act.

Penalty—Not less than twenty pounds nor more than fifty pounds.

(5) For the purpose of the recovery of the amount of any dividend which is payable under the provisions of subsection (3) hereof, that amount shall be deemed to be a debt due by the club to the Commissioner of Police, who may in his own name sue the club for the same in any court of competent jurisdiction. In any such proceedings the secretary of the club or any member of its committee or executive body may be named as defendant on behalf of the club, but no such person shall incur any personal liability by reason only of his having been so named.

(6) In any such proceedings a document purporting to be an account deposited by the defendant club under subsection (1) of this section or under subsection (1) of section 24 of the Lottery and Gaming Act, 1917, shall be admitted in evidence on its mere production from the custody of the Commissioner of Police, and, so far as its truth is not disproved by the defendant, shall be conclusive evidence of the truth of its contents.

PART III.

Gazette notice.
685, 1897, s. 9.
1285, 1917, s. 25.
1382, 1919, s. 4.

30. (1) The Commissioner of Police shall cause to be published in the *Government Gazette* in the month of January in each year particulars of all licences granted for that year, with the names of the clubs to which those licences have been granted, and the racecourses whereon and the dates upon which any such clubs are licensed to use the totalizator.

(2) If any licence is granted after the publication of the particulars aforesaid, the Commissioner of Police shall, as soon as possible after the granting of the licence, cause to be published in the *Government Gazette* the same particulars with respect to the licence so granted.

Detention rooms for use of police.
1494, 1921, s. 15.

31. (1) Every racing club licensed to use the totalizator shall provide such a detention room as hereinafter mentioned on every racecourse whereon it is licensed to use the totalizator during every day on which the club is licensed to use the totalizator thereon.

(2) The detention room shall be for the sole use of members of the police force on duty on the racecourse on that day in carrying out their duties, and shall be of such dimensions and so constructed and furnished and so situated as the Commissioner of Police thinks proper: Provided that, if the club is dissatisfied with any requisition made by the Commissioner under this section, it may appeal to the Minister against such requisition, and the Minister's decision on the matter shall be final.

(3) If, in the opinion of the Commissioner of Police, a racing club has not complied with the provisions of this section after one month's notice has been given to the secretary of the club requiring the club so to comply, the Commissioner of Police may revoke the licence to use the totalizator issued to the club which is for the time being in force.

PART IV.

PART IV.

LICENSING OF BOOKMAKERS.

Cf. U.K. 24 & 25 Geo. 5, c. 58, ss. 2, 3.

Interpretation.

32. In this Part, unless the context otherwise requires—

1285, 1917, s. 25*a*.
2135, 1933, s. 4.
2159, 1934, s. 4.
Amended by 2417, 1938, s. 6.

"country racing clubs" means the Balaklava Racing Club, Berri Racing Club Limited, Burra Racing Club, Clare Racing Club, Jamestown Racing Club Limited, Kadina and Wallaroo Jockey Club, Kalangadoo Racing Club, Laura Jockey Club Limited, Loxton Racing Club, Mannum Racing Club, Millicent Racing Club, Mount Gambier Racing Club, the

Murray Bridge Racing Club Limited, Naracoorte Racing Club, Orroroo Jockey Club, Penola Racing Club Limited, Pinnaroo Racing Club Limited, Port Augusta Racing Club Limited, Port Lincoln Racing Club, Port Pirie Racing Club Limited, Quorn Jockey Club, Renmark Racing Club Limited, Snowtown Racing Club, Strathalbyn Racing Club, Streaky Bay Racing Club, Tailem Bend Racing Club, The Peterborough Racing Club Limited, the Waikerie Racing Club, and any other racing club included in this definition by proclamation made by the Governor:

"coursing meeting" means any meeting for the hunting or coursing of hares but does not include any kind of speed coursing or dog racing:

"metropolitan racing clubs" means the South Australian Jockey Club, Adelaide Racing Club Limited, Port Adelaide Racing Club Limited, Onkaparinga Racing Club, Gawler Jockey Club Limited, the Amateur Turf Club Incorporated, Adelaide Hunt Club, The S.A. Tattersalls Club Incorporated, the S.A. Licensed Victuallers Racing Club Limited, and any other racing club included in this definition by proclamation made by the Governor:

"licence" means a bookmaker's, clerk's, or agent's licence for the time being in force under this Part:

"racecourse" means any land which is being used for holding a race meeting for horse races:

"racing club" means any metropolitan or country racing club:

"registered" means registered under this Part and "registration" has a corresponding meaning:

"rules" means rules made by the board under this Part:

"this Part" includes the rules made under this Part:

"trotting ground" means any land which is being used for holding a race meeting for trotting races:

"trotting club" means a club controlling a trotting ground for the time being.

Power to make proclamation. Inserted by 2417, 1938, s. 7.

32a. (1) The Governor may from time to time by proclamation declare any racing club to be a country racing club or a metropolitan racing club and may revoke any such proclamation.

(2) The Governor may from time to time by proclamation declare that any racing club described by section 32 as a country racing club or a metropolitan racing club shall cease to be a country racing club or metropolitan racing club, as the case may be.

(3) If at any time the Governor is satisfied that any country racing club or metropolitan racing club has not held a race meeting during a period of at least two years (whether the said period occurs before or after or partly before or after the commencement of the Lottery and Gaming Act Amendment Act (No. 2), 1938), and that the failure to hold a race meeting was without reasonable cause, the Governor shall by proclamation declare that the racing club shall cease to be a country racing club, or a metropolitan racing club, as the case may be.

Legalization of betting with bookmakers. 1285, 1917, s. 25b. 2135, 1933, s. 4. 2159, 1934, s. 4. Cf. U.K. 24 & 25 Geo. 5, c. 58, ss. 4, 12.

33. (1) Notwithstanding any law to the contrary it shall be lawful to bet by way of wagering or gaming in accordance with this Part—

(*a*) on any racecourse or trotting ground during the holding of a race meeting for horse races or trotting races thereon; or

(*b*) at any place where a coursing meeting is being held; or

(*c*) at or in any premises registered under this Part.

(2) Such betting shall not be a ground on which any premises or place shall be deemed or declared to be a common gaming house.

(3) It shall be a defence to any charge of an offence under this Act—

(*a*) in a case where the defendant is the holder of a licence, that he was at all relevant times acting in accordance with this Part and the terms and conditions of his licence and of his permit or the registration of the premises in which he is operating:

Amended by 2417, 1938, s. 8.

(*b*) in a case where the defendant is not a holder of a licence, that the matter proved was betting or offering to bet with a licensed bookmaker in any

s. 33. KIRK v. MILLER (1936) S.A.S.R. 277. The words "purpose of betting" in paragraph (*b*) of subsection (3) means the purpose of betting in accordance with Part IV. of the Act.

SMITH v. MILLER (1938) S.A.S.R. 418. Where the defendant, an adult, telephoned bets, chiefly for himself but incidentally for others, from a licensed hotel to a licensed bookmaker but had no intention or knowledge of acting illegally, held that section 33 afforded a defence to a charge of being in a public place for the purposes of betting.

place where the bookmaker was licensed to bet, or being in any such place for the purpose of betting, and that the defendant was over the age of twentyone years, and was not knowingly concerned in any breach of this Part or of the terms and conditions of the bookmaker's licence or permit, or of the registration of the premises in which the bookmaker was betting.

(4) Nothing in this Part shall affect section 50 of this Act.

Betting Control Board.

Substituted by 2417, 1938, s. 9.

34. (1) For the purpose of this Part there shall be constituted a board to be known as the Betting Control Board.

(2) The board is charged in the performance of its duties and exercise of its powers hereunder with the duty of controlling betting in such a manner as is reasonably consistent with the welfare of the public generally and the interests of persons and bodies liable to be affected thereby.

Inserted by 42, 1945, s. 3.

In pursuance of this duty, the board shall so restrict the number of premises registered under this Part, and shall so regulate and control such premises, as to provide only such facilities for betting as are reasonably necessary in the public interest.

(3) Upon the passing of the Lottery and Gaming Act Amendment Act (No. 2), 1938, all the present members of the Betting Control Board shall retire, and henceforth the board shall consist of three members only.

(4) The Governor may without nomination fill the three vacancies on the board created by the operation of subsection (3) hereof by appointing thereto a chairman and two members.

(5) At the end of the third year of office one of the three members of the board provided for by this section, to be determined by lot, shall retire, and at the end of the fourth year of service on the board one of the two other original members of the board, to be determined by lot, shall retire. At the end of the fifth year the third original member shall retire. Thereafter every member of the board shall retire after he has held office for a term of three years from his appointment or re-appointment. A member appointed to fill any casual vacancy shall retire at the time that the member in whose place he has been appointed would have retired. Each retiring member shall be eligible for re-appointment.

(6) Neither the chairman nor any member of the board, nor any officer or servant of the board shall, as such, be subject to the Public Service Act, 1936-1938.

(7) Two members of the board shall form a quorum thereof.

(8) The board shall be a body corporate with perpetual succession and a common seal, and with power to hold real and personal property of all kinds.

(9) No act or decision of the board shall be invalid or defective on the ground that when such act was done or decision made a vacancy existed on the board, or on the ground of any defect in the appointment or nomination of any member of the board.

(10) Each of the present members of the Betting Control Board at the passing of the Lottery and Gaming Act Amendment Act (No. 2), 1938, who is not immediately after the said passing appointed as chairman or member of the board as constituted by this section shall be paid as compensation for loss of office such sum as the Governor in each case thinks fit.

Remuneration of board. 1285, 1917, s. 25d. 2135, 1933, s. 4.

35. (1) The board may pay to the chairman and members such salaries or fees as are approved by the Governor.

(2) The board may also pay to the chairman and any other member of the board any travelling or other expenses reasonably incurred by him in carrying out his duties under this Part.

Financial provision. **Inserted by 36, 1950, s. 4.**

35a. The money required by the board to defray the expenses incurred by it in the administration of this Act shall be paid—

(*a*) out of fees retained by the board pursuant to section 37a of this Act;

(*b*) to the extent to which those fees are insufficient, out of moneys voted by Parliament for the purpose.

Officers of board. 1285, 1917, s. 25e. 2135, 1933, s. 4.

36. The board may appoint officers, servants, or agents necessary for carrying this Part into effect and may prescribe their duties and fix their remuneration.

Exemption of board from stamp duties. **Inserted by 2417, 1938, s. 10.**

36a. Notwithstanding the provisions of any law relating to stamp duties, no stamp duty shall be payable upon any receipt given or cheque drawn by the board.

Power of board to make rules as to bookmakers.

1285, 1917, s. 25f. 2135, 1933, s. 4. Cf. U.K. 24 & 25 Geo. 5, c. 58, ss. 6, 9.

37. (1) The board may make rules as to all or any of the following matters:—

(*a*) the licensing of bookmakers, bookmakers' clerks, and bookmakers' agents and the number and classes of licences to be issued:

(*b*) the terms and conditions upon which licences may be obtained, and which are to be observed by the holders of licences:

(*c*) the conduct of bookmakers and their clerks and agents:

(*d*) the regulation and control of betting by and with bookmakers:

(*e*) requiring licensed bookmakers to give security for the due observance of this Part and the rules, and of terms and conditions of their licences:

(*f*) the registration of premises upon which licensed bookmakers may bet and the terms and conditions of registration and the duration, suspension, and cancellation thereof:

Cf. U.K. 24 & 25 Geo. 5, c. 58, s. 16.

(*g*) the suspension and cancellation of licences:

Amended by 2417, 1938, s. 11 (a).

(*h*) requiring bookmakers to keep accounts and records and to make the same available for the board's inspection from time to time and furnish to the board weekly, annual or other returns of their transactions, and prescribing the form of and all matters relevant to such accounts, records, and returns:

(*i*) prohibiting or restricting advertising by bookmakers:

(*j*) the general administration of this Part:

(*k*) imposing fines recoverable summarily for breach of any rule:

Paras. (l) and (m) inserted by 2417, 1938, s. 11 (b).

(*l*) the issue, renewal and transfer of bookmakers' licences:

(*m*) appeals to the board under this Act and the procedure thereon:

Inserted by 13, 1939, s. 2 (1).

(*n*) prescribing fees with regard to any of the matters mentioned in the fifth schedule to be paid to the

s. 37. Section 2 (4) of the Lottery and Gaming Act Amendment Act, 1939, provides for the validation of all rules providing for the payment of fees to the board and made before the passing of that Act.

board on any application for any licence, registration, or authority of any kind, or for the issue, transfer or renewal of any licence, registration, or authority of any kind granted or given by the board, or in respect of any other matter: Provided that no such fees relating to any of the matters mentioned in the fifth schedule shall exceed the fees set out in the said schedule with respect to the said matters.

Application of fees.
Inserted by 13, 1939, s. 2 (2).

37a. All fees received by the board shall be retained by the board and applied towards the costs of administration of this Part by the board.

Applications and effect of licences.
1285, 1917, s. 25g.
2135, 1933, s. 4.
2159, 1934, s. 5.
Cf. U.K. 24 & 25 Geo. 5, c. 58, s. 7.
Amended by 2417, 1938, s. 12, by 13, 1939, s. 3, and by 37, 1947, s. 3.

38. (1) Every application for a licence or for the registration of premises under this Part or for the granting of any authority shall be made to and determined by the board. The board shall have an unfettered discretion to grant or refuse any application without assigning any reason.

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(3) A bookmaker's licence shall entitle the holder thereof to carry on the business of a bookmaker for the period between the day whereon it was granted and the next succeeding thirty-first day of July subject to this Part upon any racecourse or trotting ground or at any coursing meeting for which he holds a permit, or in any premises registered under this Part, but not otherwise.

(4) A clerk's licence shall entitle the holder to act as a clerk of a bookmaker for the period between the day whereon it was granted and the next succeeding thirty-first day of July.

(5) An agents' licence shall entitle the holder to act as agent of a bookmaker within the area specified therein for the period between the day whereon it was granted and the next succeeding thirty-first day of July.

(6) No licence shall be granted to any person who holds any licence for the sale of liquor under the Licensing Act, 1932, or who is employed in selling liquor by retail either in premises in respect of which a publicans licence is in force, or in premises in respect of which a wine licence is in force and in which liquor is sold for consumption on those premises, nor to any person whose usual place of abode throughout the whole of the period of twelve months immediately before his application for a licence is made was not within the State.

Permits to bet on racecourses.
1285, 1917, s. 25h.
2135, 1933, s. 4.
2150, 1934, s. 6.
Cf. U.K. 24 & 25 Geo. 5, c. 58, s. 11.

39. (1) A licence shall not authorize a bookmaker to carry on business as such on any racecourse or trotting ground unless he has first obtained a permit from the committee of the club controlling the racecourse or trotting ground for the time being.

(2) A licence shall not authorize a bookmaker to carry on business as such at any coursing meeting unless he has first obtained a permit for that coursing meeting from the committee of the National Coursing Association of South Australia. No such permit shall be issued in respect of any coursing meeting unless the board consents to the issue of permits for that coursing meeting, and permits shall not be issued authorizing bookmakers to carry on business at more than sixty-five meetings in any year, nor at more than fifteen enclosed coursing meetings in any year, nor at more than fifty-one coursing meetings in any year.

(3) Any such committee may grant permits to licensed bookmakers subject to any conditions which it thinks fit.

Payment of commission on bets and returns.
1285, 1917, s. 25j.
2135, 1933, s. 4.
Cf. U.K. 16 & 17 Geo. 5, c. 22, Part II.
Subsec. (1) substituted by 2417, 1938, s. 13, and amended by 11, 1943, s. 4, by 42, 1945, s.4, and by 42, 1955, s. 4.

40. (1) Every bookmaker shall, not later than three o'clock p.m. on Thursday in every week, pay to the board—

(*a*) a sum by way of commission equal to one pound per centum of all moneys paid or payable contingently or otherwise to such bookmaker in respect of—

(i.) every bet made by him during the previous week on any racecourse in respect of any horse race whether held within or outside the State; and

(ii.) every bet made by him during the previous week in respect of any trotting or coursing event;

(*b*) a sum by way of commission equal to two pounds per centum of all moneys paid or payable contingently or otherwise to such bookmaker in respect of every bet made by him during the previous week in any registered premises in respect of any horse race whether held within or outside the State.

(2) If any bookmaker makes default in paying any commission required by this section to be paid by him, the board, in addition to any other powers conferred upon it by the rules, may recover the amount payable from the bookmaker upon complaint in a court of summary jurisdiction, or by action in any court of competent jurisdiction.

(3) Every bookmaker shall not later than three o'clock p.m. on Thursday in every week forward to the board a return in the form fixed by the board from time to time— Amended by 13, 1939, s. 4, and by 42, 1955, s. 4.

(*a*) setting forth a true and complete account of all moneys paid or payable to him contingently or otherwise in respect of all bets made by him during the previous week;

(*b*) showing the races on which the bets were made, and the dates on which those races were held, and the name of the racing club promoting or controlling each such race;

(*c*) showing the coursing events on which bets were made, and the dates on which those coursing events were held;

(*d*) setting forth separately the bets made on race-courses or at coursing meetings, and the bets made elsewhere; and

(*e*) containing any other matter prescribed by the rules.

(4) Where a bet is made upon the contingency of more races or coursing events than one it shall be deemed for the purpose of the return to relate only to the first of such races or coursing events.

(5) It shall not be necessary to include in any return—

(*a*) any bet made in relation to a race or coursing event which is abandoned or any bet which is declared off; or

(*b*) the name of any person with whom any bet was made.

41. (1) The board shall— Application of commission. Substituted by 36, 1950, s. 5.

(*a*) keep full and true accounts of all money received by it as commission under section 40;

(*b*) forthwith upon the recept of any such money pay it to the Treasurer to be held by him on behalf of the board until it is applied in accordance with this Act.

(2) The board shall apply the commission as follows:—

(*a*) the commission on all bets made on races held outside the State shall be paid to the Treasurer in aid of the general revenue of the State:

(*b*) out of the commission on bets made in registered premises on horse races held within the State the sum of five thousand pounds in each financial year shall be applied by the board, in such manner as it thinks fit, for the benefit of all or any of the country racing clubs: Provided that if the total commission on such bets made in any financial year is less than five thousand pounds the whole of that commission shall be so applied:

(*c*) the balance of the commission on bets made in registered premises on horse races held within the State shall be paid to the Treasurer in aid of the general revenue of the State:

(*d*) the commission on all bets made on racecourses on horse races held within the State shall be divided among the racing clubs in proportion to the amounts of such bets made at race meetings held by each club:

(*e*) the commission on all bets made on trotting grounds (not being bets on horse races held outside the State) shall be divided among the trotting clubs in proportion to the amounts of the bets made at trotting meetings held by each club:

(*f*) the commission on all bets made on coursing events shall be divided among the coursing clubs in proportion to the amounts of the bets made on coursing events held by each club:

(*g*) all other commission shall be paid to the Treasurer in aid of the general revenue of the State.

(3) Payments under this section to the Treasurer and the racing clubs, trotting clubs, and coursing clubs shall be made monthly.

Registration of premises.
1285, 1917, s. 251.
2135, 1933, s. 4.
2188, 1934, s. 4.

42. (1) Subject to this section the board may in accordance with the rules register any premises in which betting may be carried on by any licensed bookmaker in accordance with this Part and his licence.

Amended and subsecs. (1a) to (1i) inserted by 42, 1945, s. 6 (1) and (2).

(1a) The board shall not register under this section any premises within the metropolitan area.

(1b) Subject to subsection (1h) of this section the board shall not register under this section any premises situated in a municipality or district council district outside the metropolitan area unless—

(*a*) the council of that municipality or district council district has agreed as to the site and suitability of such premises; and

(*b*) the board has held a public inquiry in the town or locality where the premises are situated.

(1c) Before holding a public inquiry for the purposes of this section the board shall by advertisement in a newspaper circulating in the town or locality where the inquiry is to be held give not less than one month's notice of the time and place of the inquiry.

(1d) At the inquiry the board shall receive any evidence or information submitted to it concerning the proposal to register premises but may, in its discretion, refuse to receive any evidence or information if, in its opinion, that evidence or information is not relevant or is a repetition of matter already before the board, or is frivolous or vexatious.

(1e) For the purpose of conducting inquiries under this section the board shall be deemed to be a royal commission, and the Royal Commissions Act, 1917, shall apply in relation to that inquiry and the members of the board and witnesses and other persons concerned in the inquiry.

(1f) The board may give directions as to the practice and procedure to be followed on or in relation to inquiries and as to the submission of evidence and information to the board.

(1g) The registration of any premises under this section shall expire on the thirty-first day of January next after the registration becomes effective.

(1h) When premises have been registered pursuant to this section, the registration may be renewed without a further public inquiry.

(1i) In this section—

"council" includes the Whyalla Town Commission constituted by the Whyalla Town Commission Act, 1944;

"the metropolitan area" means—

(*a*) the municipalities of Adelaide, Brighton, Burnside, Enfield, Glenelg, Henley and Grange, Hindmarsh, Kensington and Norwood, Marion, Mitcham, Payneham, Port Adelaide, Prospect, St. Peters, Thebarton, Unley, West Torrens, Walkerville, Woodville;

(*b*) the district council district of Campbelltown;

(*c*) the Garden Suburb;

"municipality" includes the town of Whyalla as defined in the Whyalla Town Commission Act, 1944.

(2) No registration shall be effective until the board has published a notice thereof in the *Gazette*.

(3) Upon and after the publication of the notice it shall be lawful for any licensed bookmaker to carry on the business of bookmaking in such building or premises in accordance with this Part so long as the registration remains in force.

(4) If the board registers under this section any premises occupied by a club registered under the Licensing Act, 1932, and if that club has in each of the ten years prior to the registration of its premises by the board held a licence to use the totalizator at race meetings conducted by it, the fact that those premises are registered by the board and that betting takes place thereon in accordance with this Part, shall not be a ground of objection to the grant or renewal of the registration of the club under the Licensing Act, 1932, nor shall any betting carried on in the club premises in accordance with this Part, be a ground on which any person shall be convicted of any offence.

(5) If the board is satisfied that any provision of this Part as to registered premises or any term or condition of registration has not been observed, the board may as an administrative act cancel the registration of the premises by notice in the *Gazette,* and thereupon the registration shall cease to have effect.

Substituted by 42, 1945, s. 6 (3).

(6) No person shall—

(*a*) carry on business as a bookmaker in registered premises;

(*b*) keep any registered premises open to the public,

at any time on a day on which a race meeting is appointed to be held or is held at a racecourse within ten miles of those premises.

Penalty—A fine not exceeding one hundred pounds.

Inserted by 2417, 1938, s. 15.

(7) On any day on which a race meeting is being held at Victoria Park Racecourse, Morphettville Racecourse or Cheltenham Park Racecourse no licensed bookmaker or any employee or agent of any licensed bookmaker shall, in any premises registered under this Part which are situate within a radius of twenty miles from the General Post Office,

Adelaide, exhibit or otherwise make known, prior to the commencement of any horse race held at any race meeting, whether within or outside the State, any information relating to betting odds in any such race other than the contents of one reading of betting odds supplied to him by a press agency authorized by the board to supply such reading.

Penalty—Fifty pounds.

This subsection shall not apply to any race meeting held at any of the said racecourses where at the request of the racing club holding the race meeting, the board otherwise directs.

Unlawful betting.
Inserted by 2417, 1938, s. 16.

42a. (1) Any person who—

(*a*) carries on business as a bookmaker; or

(*b*) bets with a bookmaker on the result of any horse racing, trotting, or coursing event,

at any time, or at any place, except in accordance with this Part, shall be guilty of an offence.

Penalty—For a first offence, one hundred pounds. For a subsequent offence, imprisonment for not more than three months.

(2) For the purposes of this section "bookmaker" includes any person who acts as a bookmaker whether he holds a licence or not.

Betting tickets.
1285, 1917, s. 25m, 2135, 1933, s. 4.

43. (1) Every bookmaker upon making a bet with any person shall issue and deliver to that person a betting ticket in respect of each bet made with that person.

(2) If the bookmaker and the bettor are in each other's presence when the bet is made the ticket shall be delivered to the bettor forthwith.

If the bet is made by post or other indirect communication the bookmaker shall deliver the ticket or post it to the bettor within twenty-four hours after receiving the communication.

s. 42a. WYETT v. CRAFTER (1942) S.A.S.R. 103. Observations as to penalties to be imposed under the section.

WRIGHT v. O'SULLIVAN (1948) S.A.S.R. 307. The averment of the place of the offence is not an essential element in the description of an offence against section 42a.

THOMAS v. HANSBERRY (1958) S.A.S.R. 127. Where the defendant collected betting slips and money from fellow employees for the purpose of transmitting them to an unlawful bookmaker, held that he was an accessory to the offence of carrying on business as a bookmaker committed by the bookmaker and liable to be convicted, by reason of section 53 of the Justices Act, of that offence.

(3) If any bookmaker—

(*a*) fails to issue and deliver any ticket as required by this section; or

(*b*) issues or delivers to any person in respect of any bet a betting ticket previously used in respect of any other bet,

he shall be guilty of an offence.

Penalty—For the first offence, fifty pounds. For a subsequent offence, imprisonment for not more than three months.

(4) No person shall bet with a bookmaker without obtaining or demanding from such bookmaker a betting ticket in respect of every bet so made.

Penalty—Five pounds.

(5) No person with intent to evade any of the provisions of this Part, when making a bet with a bookmaker shall fail to obtain from such bookmaker a betting ticket in respect of such bet.

Penalty—For a first offence, a fine of twenty-five pounds. For any subsequent offence, a fine of fifty pounds.

Stamp duty on betting tickets.
1285, 1917, s. 25n.
2135, 1933, s. 4.
2188, 1934, s. 5.
Subsec. (1) substituted by 2417, 1938, s. 17.

44. (1) There shall be charged on every betting ticket issued by a bookmaker under this Part a stamp duty of one halfpenny.

(2) All moneys received by the Treasurer by way of stamp duty under this Part shall be paid into and form part of the general revenue of the State.

(3) The Governor may by regulation prescribe any matters necessary or convenient for securing payment of duty under this section and preventing fraud and evasion and may by any regulation prescribe penalties not exceeding twenty pounds, for breach of any regulation.

(4) If any bookmaker issues or delivers any betting ticket which is not stamped as required by this section he shall be guilty of an offence.

Penalty—For a first offence, fifty pounds. For a subsequent offence, imprisonment for six months.

Tax upon winning bets.
Inserted by 2417, 1938, s. 18, and substituted by 36, 1950, s. 6.

44a. (1) Subject as hereinafter provided, there shall be charged upon every payment made to any person by a licensed bookmaker in respect of any bet made with him by that person on any racecourse or trotting ground or on

any premises registered under this Part a tax at the rate fixed by subsection (2) of this section: Provided that no tax shall be paid on the amount of any money betted which is refunded in accordance with any rule of the board.

(2) The rate of tax shall be threepence for each ten shillings and threepence for each fractional part of ten shillings of the money chargeable with tax: Provided that where the payment in respect of a bet is less than five shillings, no tax shall be payable.

(3) Whether a bet is made upon credit or not, if any payment is made by a bookmaker in respect of that bet, the tax under this section shall be payable upon the amount of the winnings, plus the amount betted.

(4) If a bookmaker instead of making payment of any amount in respect of a bet sets off the whole or any part of that amount against any sum owing to the bookmaker, or credits the whole or any part of that amount to any person, the amount so set off or credited shall, for the purpose of determining the tax payable under this section, be deemed to be a payment made by the bookmaker at the time of the set off or credit.

(5) Every bookmaker shall deduct from every payment upon which tax is payable under this section the amount of the tax and shall not later than three o'clock p.m. on Thursday in every week pay to the board a sum equal to the amount of the deductions which during the previous week he was bound under this section to make. Amended by 42, 1955, s. 5.

(6) If any bookmaker—

(*a*) fails to make any deduction as required by this section; or

(*b*) fails to make any payment to the board as required by this section,

he shall be guilty of an offence.

Penalty—For a first offence, one hundred pounds. For a subsequent offence, imprisonment for six months.

(7) The board shall keep full and true accounts of all money received by it pursuant to this section and shall pay all such money to the Treasurer to be held by him on behalf of the board until it is applied in accordance with this Act.

Application of winning bets tax.
Inserted by 36, 1950, s. 6.

44b. (1) The board shall apply the tax received under section 44a in accordance with this section.

(2) One-quarter of the tax received in respect of bets made at a meeting held by a racing club shall be paid to that club: Provided that where a racing club holds a meeting on a course owned by another club one-sixth of the tax on bets made at that meeting shall be paid to the club which held the meeting, and one-twelfth to the club owning the course.

(3) One-fifth of the tax received in respect of bets made at a meeting held by a trotting club shall be paid to that club.

(4) All tax received under section 44a and not payable to a racing club or trotting club pursuant to this section shall be paid to the Treasurer in aid of the general revenue of the State.

(5) Two-thirds of all amounts received by a metropolitan racing club under this section shall be used by that club for increasing stakes above the amount paid by the club on races held in the financial year ended on the thirtieth day of June, nineteen hundred and fifty: Provided that where a race meeting is held by a club at a course owned by another club the whole of the payments made to the club which held the meeting in respect of bets made at that meeting shall be used for increasing stakes as provided in this subsection.

(6) Five-sixths of the amount received by a trotting club in respect of bets made at a trotting meeting held within twenty miles of the General Post Office at Adelaide shall be used by that club for increasing stakes above the amount paid by the club on races held in the financial year ended on the thirtieth day of June, nineteen hundred and fifty.

(7) Every metropolitan racing club, and every trotting club which holds any trotting meeting within twenty miles of the General Post Office at Adelaide, shall—

(*a*) within two months after the enactment of this section furnish the board with particulars of the stakes paid by it during the period of twelve months ended on the thirtieth day of June, nineteen hundred and fifty;

(*b*) within two months after the end of each half-year furnish the board with particulars of the stakes paid by it during that half-year.

(8) If the Treasurer is satisfied that a club has not increased stakes as required by this section or has failed

to supply the board with information required under this section he may direct that any tax which would otherwise be payable to that club under this section shall not be paid.

(9) Payments under this section to the Treasurer and to the racing and trotting clubs shall be made monthly.

(10) In this section—

"owner" in relation to a course includes a club which is a lessee of the course and the word "own" includes to hold on lease:

"half-year" means period of six months ending on the thirtieth day of June or the thirty-first day of December in every year.

Betting with minors.
1285, 1917, ss. 25o and 25oa.
2135, 1933, s. 4.
2188, 1934, s. 6.
Cf. U.K. 24 & 25 Geo. 5, c. 58, s. 15.

45. (1) No bookmaker shall bet with any person under the age of twenty-one years.

Penalty—For a first offence, five pounds. For a subsequent offence, twenty pounds.

(2) It shall be a defence to any charge under subsection (1) of this section if the defendant satisfies the court that he had reasonable grounds for believing the person with whom any bet is made to have been of or over the age of twenty-one years.

(3) If any person under twenty-one years of age is in or upon any premises registered under this Part whilst the premises are open to the public for the purpose of betting, that person shall be guilty of an offence.

Penalty—Ten pounds.

(4) If any person under twenty-one years of age is in or upon any premises registered under this Part whilst the premises are open to the public for the purpose of betting, the person in charge of those premises shall be guilty of an offence unless he shows that he could not, by the exercise of all reasonable precautions, have prevented that person from entering those premises.

Penalty—Ten pounds.

(5) Any member of the police force may remove from any registered premises any person who is on those premises in contravention of this section.

s. 45. MILLER v. TASKER (1936) S.A.S.R. 256. To establish the defence allowed by section 45 (2) the defendant must show that he had an actual belief based on reasonable grounds. Where the defendant had not applied his mind to the age of the infant with whom he bet, held that he had no reasonable ground for believing him to be over 21.

False returns.
1285, 1917, s. 25s.
2135, 1933, s. 4.

46. No bookmaker, with intent to defraud, shall—

(*a*) furnish to the board any return which is false in any material particular:

(*b*) fail to include in any such return any bet or other transaction or particular required to be included:

(*c*) fail to record in accordance with the rules every bet made by him.

Penalty—Fifty pounds, or imprisonment for three months.

Cancellation of licences.
1285, 1917, s. 25q.
2135, 1933, s. 4.
2188, 1934, s. 7.
Amended by 13, 1939, s. 6.

47. If the holder of any licence is convicted of any offence against this Part, or if the board is satisfied that the holder of any licence has failed to observe any provision of this Part or of the rules or any condition of his licence, or if the board is satisfied that the holder of any licence has been guilty of any conduct which in the opinion of the board renders him unfit to hold a licence, it may, as an administrative act, cancel the licence.

Control of trotting races.
1285, 1917, s. 25r.
2135, 1933, s. 4.

48. (1) No trotting race meeting at which bookmakers are permitted to operate shall be held unless a permit in writing authorizing it to be held has been issued by the South Australian Trotting League Incorporated.

(2) The said League may with the consent of the board issue such permits for the holding of trotting race meetings as it thinks fit.

(3) Each permit shall be for one night only as regards a meeting to be held in the metropolitan area and for either one day or one night as regards a meeting to be held outside the metropolitan area.

(4) If any trotting race meeting is held in contravention of this section the person by or on whose behalf the meeting was held, or if the meeting was held by an association, each member of the committee or other executive body of the association and any person acting at the meeting as steward, starter, or judge shall be guilty of an offence, punishable on summary conviction.

Penalty—Twenty pounds.

(5) For the purpose of this section—

(*a*) an agricultural show shall not be deemed to be a trotting race meeting :

(*b*) "metropolitan area" means the area within a radius of twenty-five miles from the General Post Office at Adelaide.

Unclaimed money. Inserted by 2417, 1938, s. 19.

48a. Where any money which, under this Part or the rules is payable by the board to any person, has been held by the board for twelve months after that person first became entitled thereto, and during that period no claim has been made to that money by the person entitled thereto, the board shall pay that money to the Treasurer in aid of the general revenue of the State.

This section shall apply to money received by the board whether before or after the enactment of this section.

Audit by Auditor-General. Inserted by 13, 1939, s. 7.

48b. The accounts of the board shall, once at least in every year, be audited by the Auditor-General who shall, in respect of those accounts, have all the powers which may be exercised by him under the Audit Act, 1921-1936, and any Act for the time being in force relating to the audit of public accounts.

S. 48c inserted by 19, 1949, s. 3, and repealed by 36, 1950, s. 7.

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PART V.

PART V.

UNLAWFUL GAMING.

Obtaining money etc., by cheating. 1285, 1917, s. 26. Cf. U.K. 8 & 9 Vict., c. 109, s. 17.

49. No person shall win from any other person any money or valuable thing by fraud or any other unlawful means—

(*a*) in playing at, or with, cards, dice, tables or other games; or

(*b*) in bearing a part in the stakes, wagers, or adventures, or in betting on the sides or hands of them that do play; or

(*c*) in betting on the event of any game, sport, pastime, or exercise.

Penalty—Such fine as the court determines, or imprisonment for two years.

Avoidance of gaming contracts.
1285, 1917, s. 27.
Cf. U.K. 9 Anne c. 19; 5 & 6 Will. 4, c. 41, s. 1; 8 & 9 Vict., c. 109, s. 18; 55 & 56 Vict., c. 9, s. 1.

50. (1) All contracts or agreements whether by parol or in writing by way of gaming or wagering shall be void.

(2) No action shall be brought or maintained in any court to recover any sum of money or valuable thing—

(*a*) alleged to be won upon any bet; or

(*b*) which has been deposited in the hands of any person to abide the event on which any bet has been made:

Provided that this section shall not apply to any subscription or contribution or agreement to subscribe or contribute for or to any plate, prize, or sum of money to be awarded to the winner of any race or lawful game.

Extending provisions to gaming with coin, etc.
1285, 1917, s. 28.
Amended by 57, 1954, s. 6.

51. Any person who in any public place at or with any table or instrument of gaming, or any coin, card, token, or other article used as an instrument or means of wagering or gaming—

(*a*) plays at any game or pretended game of chance; or

(*b*) bets by way of wagering or gaming on any game or pretended game of chance,

shall be guilty of an offence.

Penalty—Fifty pounds.

Gambling, etc., in public places.
1285, 1917, s. 29.

52. No person shall in any public place—

(*a*) exhibit any implements or articles for unlawful gaming, in order to induce or entice any person to engage in any unlawful gaming; or

(*b*) by any fraudulent act or device, cheat any person.

Penalty—Imprisonment for three months, and also at the same time a sentence to repay any money, or restore any property which has been obtained by means of any such offence, and, failing the immediate payment or restoration, imprisonment for a further sixty days.

Betting with infants.
1285, 1917, s. 30.

53. No person shall make or shall offer to make a bet with any person who is under the age of twenty-one years.

Penalty—One hundred pounds, or imprisonment for six months.

s. 50. MIDDLETON v. CAVANETT (1923) S.A.S.R. 255; 9 Autn. Digest 396. A contract to act as agent in making bets is not necessarily illegal. The agent paying bets under such a contract can recover the amount paid from the principal under an implied contract of indemnity.

Betting by infants. 1285, 1917, s. 21.

54. No person under the age of twenty-one years shall make or offer to make a bet with any other person.

Penalty—Twenty pounds.

Minors in betting enclosures. Inserted by 42, 1945, s. 8, and amended by 19, 1949, s. 4.

54a. A person under the age of twenty-one years shall not be—

(*a*) in a betting ring;

(*b*) within six feet of a bookmaker who is in a betting ring,

on a racecourse or trotting ground while a race meeting or trotting meeting is being held on it.

Penalty—Not exceeding five pounds for a first offence and not exceeding ten pounds for a second or subsequent offence.

Receiving money for gaming from infants. 1285, 1917, s. 32.

55. No person shall either directly or indirectly receive from any person under the age of twenty-one years, whether for himself or on behalf of some other person, any money or any valuable thing upon the understanding or agreement, either expressed or implied, that such money or valuable thing shall be placed in or used either directly or indirectly for the purposes of any totalizator or sweepstakes, or betting.

Penalty—One hundred pounds, or imprisonment for six months.

Promoting sweepstakes for reward. 1285, 1917, s. 33.

56. No person shall, for fee, commission, or reward, share, or interest—

(*a*) carry on any sweepstakes; or

(*b*) pay, deposit, or receive any money or valuable thing for or in respect of any such sweepstakes; or

(*c*) give or receive any card, ticket, paper, document, or other thing relating to or in connection with any such sweepstakes.

Penalty—One hundred pounds, or imprisonment for six months.

Soliciting totalizator investments.
1285, 1917, s. 34.

57. No person shall upon any racecourse or in any other public place or street directly or indirectly invite or solicit any other person to give or entrust to him any money or valuable thing for the purpose or intent that such money or thing, or any part thereof respectively, shall be placed or invested in any totalizator (whether such totalizator is lawful or not).

Penalty—Twenty-five pounds, or imprisonment for two months.

Totalizator agents.
1285, 1917, s. 35.
Amended by 2417, 1938, s. 20.

58. No person shall for fee, commission, reward, share, or interest of any kind whatever, or upon any understanding or agreement, either expressed or implied, for such fee, commission, reward, share, or interest—

(*a*) receive from any other person any money for the purpose of investing the same in any totalizator licensed or otherwise or with a bookmaker; or

(*b*) receive any money upon any such agreement, understanding, or intention that such money shall be so invested.

Penalty—One hundred pounds for a first offence, and for a subsequent offence imprisonment for not more than three months.

Proof of offence.
Inserted by 2417, 1938, s. 21.

58a. In any proceedings for an offence under section 57 or 58 the proof of the receipt by any person of any money for the purpose alleged in the complaint shall be *prima facie* evidence that it was invited or solicited by the recipient, and that it was received by him for fee, commission, reward, share, or interest, as the case may be.

Certain games unlawful.
1285, 1917, s. 36.
2494, 1921, s. 7.
Cf. U.K. 33 Hen. 8, c. 9; 12 Geo. 2, c. 28, s. 2; 13 Geo. 2, c. 19, s. 9.

59. The games, tricks, or devices commonly known as "the purse trick," "the three card trick," "thimble rig," "faro," "banker," "fan tan," "two up," "pitch-and-toss," "hazard," and all other games played in the same way, or of a kindred nature, are hereby declared to be unlawful games.

s. 58. SUMNER v. SOLOMON (1908) S.A.L.R. 20; 9 Austn. Digest 396. Where the plaintiff employed the defendant to put money on the totalizator for him, and the defendant failed to do so, held that no action lay against the defendant for money had and received or for damages for breach of contract.

Betting and inviting to subscribe to a bet or sweepstakes.
1285, 1917, s. 37.
Cf. U.K. 6 Edw. 7, c. 43, s. 1.

60. No person shall—

(*a*) in any public place bet or offer to bet by way of wagering or gaming; or

(*b*) in any public place get up or take part in any sweepstakes; or

(*c*) publish or cause to be published in any public newspaper or by circular, any advertisement inviting the public to subscribe to or take part in any bet or sweepstakes.

Penalty—(1) Not less than two pounds nor more than one hundred pounds.

Substituted by 57, 1954, s. 7.

(2) For a second or subsequent offence the court may in lieu of imposing a fine order that the defendant be imprisoned for not more than six months.

Unlawful gaming and playing of unlawful games.
1285, 1917, s. 38.
1494, 1921, s. 8.
Cf. U.K. 12 Geo. 2, c. 28, s. 3; 18 Geo. 2, c. 34, s. 2.

61. (1) No person shall be guilty of unlawful gaming.

Penalty—One hundred pounds.

(2) No person shall play any unlawful game.

Penalty—One hundred pounds.

(3) No person shall—

(*a*) be present at any unlawful gaming or at the playing of any unlawful game; or

(*b*) be in any place in which any unlawful gaming is taking place, without lawful excuse (the proof of which excuse shall be upon him).

Penalty—Twenty pounds.

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s. 60. BEE v. JANZEN (1884) 18 S.A.L.R. 39; 9 Austn. Digest 510. Where a number of persons stake money on the result of a game played in a public place and in which they take no part, they are guilty of betting.

WHITTLE v. JENNINGS (1922) S.A.S.R. 394; 9 Austn. Digest 390. To constitute a bet it is essential that each party stands to win or lose.

O'SULLIVAN v. PETERS (1951) S.A.S.R. 54. Where a person in a public place places a bet with another person on a horse race and, unknown to either, the horse on which the bet was made was previously withdrawn from the race, both parties may be convicted of attempting to bet by way of wagering contrary to section 60.

s. 61. BURCHELL v. STYLES (1906) S.A.S.R. 11; 9 Austn. Digest 447. Held, under Act 812, 1902, section 7, which penalized "a person found in a place used for unlawful gaming, without lawful excuse," that the onus of proving lawful excuse was on the defendant.

Being in public place for betting.
1285, 1917, s. 39.
1447, 1920, s. 7.
1494, 1921, s. 11.
1877, 1928, s. 4.
2135, 1933, s. 5.
Cf. U.K. 24 & 25 Geo. 5, c. 58, ss. 2, 30.
Amended by 42, 1945, s. 9.

62. (1) No person shall be in or upon any street or public place for the purpose of betting except by means of a totalizator duly licensed under this Act.

Penalty—For a first offence, not more than fifty pounds: For a second offence, imprisonment for not less than three months nor more than six months: For a third or any subsequent offence, imprisonment for not less than six months nor more than twelve months.

(2) Notwithstanding the provisions of the Justices Act, 1921, or any other enactment, no court shall have power—

(*a*) to impose on any person guilty of a second or third or subsequent offence under this section, any sentence lower than the minimum fixed by this section; or

(*b*) to impose a fine in lieu of imprisonment under this section for any such second or third or subsequent offence.

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s. 62. LAMPARD v. ALLCHURCH (1924) S.A.S.R. 341; 9 Austn. Digest 510. Settling bets is not betting within the meaning of section 62. [But see now section 62 (3).] An offence against section 62 may be committed if the defendant forms the purpose of betting while in a public place, and remains there to give effect to that purpose.

CONNELLY v. ALLCHURCH (1925) S.A.S.R. 7; 9 Austn. Digest 543. Held that memorandum pads (on one of which the defendant was proved to have written), booklets, a settling book, a settling sheet, and a doubles book carried by the defendant on the relevant occasion were admissible in evidence to show the purpose of the defendant.

ALLCHURCH v. BERESFORD (1928) S.A.S.R. 450; 9 Austn. Digest 533. An acquittal of a charge under section 62 will not support a plea of *autrefois acquit* on a complaint under section 90 (3).

THATCHER v. LENTHALL (1933) S.A.S.R. 322; 12 Austn. Digest 635. In fixing the penalty for an offence under section 62 an important matter to be considered is whether the evidence discloses anything in the nature of a regular business of betting, and the size of the business.

LANE v. GILES (1934) S.A.S.R. 311. Held that the evidence did not prove that the appellant was in a public place for the purpose of betting. LAMPARD v. ALLCHURCH (*supra*) approved but distinguished.

KIRK v. MILLER (1936) S.A.S.R. 277. A person negotiates bets if he undertakes to make bets for other persons with a registered bookmaker in a betting shop.

O'HALLORAN v. CRAFTER (1940) S.A.S.R. 29. When a barman whilst acting as such conducted betting operations in the bar held that, notwithstanding that he was in the bar acting as barman, he was there for the purpose of betting and was properly convicted under section 62.

KING v. MCDONALD (1943) S.A.S.R. 3. When the evidence did not show that the defendant made more than a single bet in a saloon bar, held that he should not be convicted of being in a public place for the purpose of betting. The proper inquiry is whether the evidence shows that the defendant had the purpose of making bets and went to or remained in the public place with a view to accomplishing that purpose.

WILLIAMS v. BUTLER (1947) S.A.S.R. 442. Where a person was in a hotel for the purpose of betting as a bookmaker and another person, acting as his agent, received a bet in the hotel and passed it on to him, held that the agent aided and abetted in the offence and was liable to conviction as a principal offender.

MADDAFORD v. BROWN (1953) S.A.S.R. 169. The words "negotiating bets," as used in subsection (3), mean making bets or arranging for bets by treaty or discussion.

In determining whether any offence is a second, third, or subsequent offence within the meaning of this section, the court shall have regard only to offences committed after the fifth day of December, nineteen hundred and thirty-three.

(3) In this section the term "betting" without limiting the meaning thereof includes negotiating bets, receiving or paying money in connection with bets, and settling bets, except the settling of bets made on a racecourse in accordance with Part IV. of this Act and the terms of a licence issued thereunder. Cf. U.K. 6 Edw. 7, c. 43, s. 1.

63. No person standing in any street shall refuse or neglect to move on when requested by a police constable so to do, or shall loiter (whether such loitering shall cause or tend to cause any obstruction to traffic or not) in any street or public place after a request having been made to him by any police constable not to so loiter. Loitering in street. 1285, 1917 s. 40.

Penalty—Twenty pounds, or imprisonment for two months.

64. No person shall— Betting information. 1285, 1917, s. 41. 2135, 1933, s. 6.

(*a*) print, exhibit, publish, sell, circulate, distribute, give away, or post up; or

(*b*) cause to be printed, exhibited, published, sold, circulated, distributed, given away, or posted up,

any newspaper or printed card or written document, list or card (whether published, written, or printed in the State or elsewhere), which contains or purports to contain any advertisement or notification by or on behalf of any person, club, or association, as to betting on any intended horse,

s. 63. MATTIN v. CURRIE (1927) S.A.S.R. 459; 9 Austn. Digest 521. Held that a person standing stationary in a street cannot be convicted of loitering. (This decision is inconsistent with ROSEY v. REYNOLDS, JOHNS v. BERRY, and JOHNS v. DALTON, *infra*.)

ROSEY v. REYNOLDS (1929) S.A.S.R. 408; 9 Austn. Digest 522. In making a request not to loiter, the constable must specify the place in which the person is to cease loitering. A request not to loiter may be made to a person moving.

JOHNS v. BERRY; JOHNS. v. DALTON (1934) S.A.S.R. 111. A person may loiter although he is not moving about. Meaning of "loiter" discussed.

PROVIS v. MEPSTEAD (1935) S.A.S.R. 42. Where the defendant remained in the street for about 20 minutes after being requested by a constable not to loiter there, held that a *prima facie* case of loitering had been made out.

MORLEY v. BOND (1955) S.A.S.R. 198. *Semble*, for a police constable's request to a person to move on, under section 63, to be a lawful request, the constable must be intending to act in the course of his duty as a constable, and for the purpose, for example, of preventing the commission of a crime or of ensuring that there shall not be a breach of the peace.

MILLIKAN v. ROSEY (1957) S.A.S.R. 97. Where the defendant on the street near a shop after being told to move on by a police constable walked into the shop, held that he had not committed an offence against section 63.

pony, trotting race or races, coursing event, or other sport or exercise whatever in any part of the Commonwealth, or as to betting odds on any such race or races.

Advertising by tipsters. 1285, 1917, s. 42. Cf. U.K. 37 & 38 Vict., c. 15, s. 3.

65. No person shall print, write, exhibit, publish, sell, circulate, distribute, give away, or post up or cause to be printed, written, exhibited, published, sold, circulated, distributed, given away, or posted up any placard, handbill, card, writing, sign, advertisement, or notification (whether published, printed, or written in the State or elsewhere) whereby—

(*a*) it is made to appear that that person or any other person will if required bet or give information or advice directly or indirectly, as to the probable result of any intended horse race or pony race or trotting race in any part of the Commonwealth, or as to the betting odds on any such race; or

(*b*) any information or advice is given or purported to be given relating to the probable result of any such race or as to the betting thereon, or as to any unlawful game:

Provided that nothing contained in this section shall prohibit the publication in a newspaper by the printer or publisher thereof of a forecast of the probable result of any race, if such publication is not for money or gain.

Oral information as to racing. 1285, 1917, s. 42A. 2135, 1933, s. 7. 2188, 1934, s. 8.

66. (1) Any person who for fee or reward gives any oral information or advice relating or purporting to relate to the probable result of any intended horse race, pony race, trotting race, coursing event, or any other sport or exercise whatever or as to the betting odds thereon, shall be guilty of an offence.

(2) In any proceedings for an offence against this section the allegation in the complaint that any information or advice was given for fee or reward shall be *prima facie* evidence of the facts so alleged.

(3) Nothing in this section shall apply to any information or advice given by or to a bookmaker licensed under this Act.

(4) In this section the expression "give oral information or advice" includes every method of communicating information by spoken words whether directly or through the medium of any apparatus for the reproduction of sound.

67. (1) The Betting Control Board may in writing grant to any person a general or limited authority to publish or communicate, in any manner specified by the board, oral or written information or advice, relating to any horse race, pony race, trotting race, or coursing event, or to the betting odds thereon.

Authorized information as to racing. 1285, 1917, s. 42B. 2188, 1934, s. 9.

(2) Such an authority may contain any conditions imposed by the board and shall be void if any condition thereof is not observed.

(3) No person shall be liable to any proceedings or penalty in consequence only of publishing or communicating information or advice pursuant to an authority under this section.

67a. If any race meeting, trotting meeting, or coursing meeting is held in the State no person shall at any time, prior to or during the time the race meeting, trotting meeting, or coursing meeting is being held, by means of any wireless broadcast, broadcast any information relating to the betting on any horse or dog taking part in any horse race, trotting race, or coursing event to be held or held at such meeting.

Prohibition of broadcasting certain betting particulars. Inserted by 2417, 1938, s. 22.

Penalty—Fifty pounds.

68. No person shall—

(*a*) placard, post up, or exhibit; or

(*b*) permit or suffer to be placarded, posted up, or exhibited; or

(*c*) assist in placarding, posting up, or exhibiting,

in or on or about any land, building, or premises, any information or notice or list, directly or indirectly relating to betting or any unlawful game.

Betting notices and placards. 1285, 1917, s. 43. Cf. U.K. 16 & 17 Vict., c. 119, s. 7.

69. (1) If any member of the police force has reasonable grounds for suspecting that on any place upon which any horse racing, foot racing, cycle racing, football match, cricket match, or any other sport of a kind usually attended by the public, is then being carried on, or on any other place any person is guilty of, or has on that day been guilty of, unlawful gaming, that member of the police force may, without warrant, arrest that person and remove him from that place.

Removal from racecourses of persons suspected of offences. 1285, 1917, s. 43. 1447, 1920, s. 8. 1494, 1921, s. 9. 2135, 1933, s. 8.

s. 69. JUNNER v. FARQUHAR AND OTHERS (1909) S.A.L.R. 116; 9 Austn. Digest 525. The expression "reasonable grounds for suspicion" refers to a suspicion which an observation of the plaintiff's conduct on the occasion in question would reasonably cause in the mind of a discreet and fair-minded person.

MORRIS v. ADAMSON (1921) S.A.S.R. 242; 9 Austn. Digest 525. Held, that a strip of land outside a racecourse and which was referred to as a road, and on which the public stood to buy tickets, but which gave no view of the races, was not a place where racing was carried on.

(2) No person who has been so removed from any such place shall, during the day on which he was so removed, re-enter or be again upon that place, or any place contiguous thereto.

Penalty—Fifty pounds.

(3) No member of the police force who has acted *bona fide* in the intended exercise of the powers conferred on him by subsection (1) of this section shall be liable to any proceedings, civil or criminal, in consequence of his having so acted.

Power for racing clubs to revoke tickets and remove persons from racecourses. 1285, 1917, s. 44A. 1877, 1928, s. 6.

70. (1) The committee of any racing club, or the secretary or any other official of a racing club when authorized by the committee thereof, may do any of the following things, namely:—

(*a*) at any time revoke either verbally or by writing any licence, right, or title which has been granted by or on behalf of the racing club or the committee thereof, whether to a member of the club or any other person, and which authorizes any person to enter, be, or remain upon any racecourse on any one or more occasions when horse races are being run thereon:

(*b*) on any day when horse races are being held by the club, request any person who is upon or in the racecourse where the races are being held to leave the same:

(*c*) use all reasonable and necessary force to eject from the racecourse any person who having been so requested to leave neglects or refuses forthwith to do so.

(2) Any member of the police force, at the request of the committee of any racing club or the secretary or any official of any racing club, shall eject or assist in ejecting from the racecourse any person who having been requested to leave as aforesaid neglects or refuses forthwith to do so.

(3) The committee of a racing club shall not be liable to pay any compensation or damages whatsoever to any person in respect of the revocation of any licence, right, or title under this section, or the ejecting of any person from a racecourse under this section, except the amount of any valuable consideration paid for the licence, right, or title.

(4) Except as mentioned in subsection (3) no member of the police force or other person, acting in good faith in the intended exercise of the powers conferred on him under this section, shall be liable to any proceedings, civil or criminal, in consequence of his having so acted.

(5) No person who has left a racecourse pursuant to a request under this section, or who has been removed from a racecourse under this section, shall, during the day on which he so left or was removed, re-enter or be again upon the racecourse.

Penalty—Fifty pounds.

(6) In this section, without limiting the meaning which the terms herein defined have elsewhere in this Act, the following terms shall have the following meaning, namely:—

"committee" means the committee, executive, or other controlling body or person by whatever name called of a racing club, and includes any member of a committee as so defined:

"racing club" means any association of persons corporate or unincorporate which promotes or carries on horse racing or trotting races:

"racecourse" includes the land and premises on which horse or trotting races are actually run, and all land and premises to which the public have access for the purposes of viewing the races and any other land or premises usually regarded as part of a racecourse or trotting ground.

Power of the police.

1285, 1917, s. 45. 1877, 1928, s. 7. 2135, 1933, s. 9. Cf. U.K. 42 Geo. 3, c. 119, s. 4 (part); 4 Geo. 4, c. 60, s. 59; 8 & 9 Vict., c. 109, ss. 6-7; 16 & 17 Vict., c. 119, ss. 11-12; 24 & 25 Geo. 5, c. 58, s. 27.

71. (1) It shall be lawful for—

(*a*) any special magistrate or two justices of the peace, upon complaint or information upon oath before him or them that there is reason to suspect that unlawful gaming is or is about to be carried on in or upon any place; or

(*b*) the Commissioner of Police, upon receiving a report in writing from any superintendent or inspector of police that he suspects that unlawful gaming is or is about to be carried on in or upon any place,

to give to any member of the police force a warrant in the form of the fourth schedule to this Act, or to the like effect.

(2) A warrant so given shall authorize the member of the police force therein named with such assistance as may be necessary—

(*a*) to enter or re-enter into and upon and search the place therein named at any time and from time to time, and at all times during the day or night, within the space of three clear days from the date of the warrant:

(*b*) to remain in and upon that place during the whole or any part of the three days aforesaid:

(*c*) to use force if necessary in making entry or re-entry, whether by breaking open doors or otherwise:

(*d*) to arrest and bring before a special magistrate or two justices of the peace all persons found therein or thereupon:

(*e*) to seize all dice, balls, counters, tables, or other instruments of gaming, money, lists, cards, papers, documents or things found therein or thereupon, or upon the said persons which may reasonably be supposed to have been used or designed for use in connection with or in relation to such suspected offence:

(*f*) to detain the same until the owner or owners thereof appear before a special magistrate or two justices of the peace to claim the same, and satisfy the magistrate or justices how and for what use or purposes the same were intended.

Amended by 57, 1954, s. 8.

(3) The special magistrate or justices may confiscate the dice, balls, counters, tables, or other instruments of gaming, money, lists, cards, papers, documents, and things, or otherwise dispose of them as he or they deem fit, if—

(*a*) the said owner or owners do not appear before the magistrate or justices within twenty-one days after the seizure; or

(*b*) if he or they do so appear, and do not show to the satisfaction of the magistrate or two justices after due examination, that the dice, balls, counters, tables, or other instruments of gaming, money, lists, cards, papers, documents, or other things, were not in any such house, office, room, or place, or upon the said persons for the purpose of being used in relation to, or in connection with, any matter made unlawful by this Act.

Obstructing constables in the execution of their duty.
1285, 1917, s. 46.
2135, 1933, s. 10.
Cf. U.K. 42 Geo. 3, c. 119, s. 4 (part).

72. No person shall wilfully—

(*a*) prevent any member of the police force or other person acting in his assistance under a warrant under this Act to enter any house, room, or place, from entering the same or part thereof; or

s. 72. O'SULLIVAN v. HARFORD (1956) S.A.S.R. 109. Held that the evidence in the case was sufficient to make out a case for the defendant to answer under a count under section 72 without it being necessary to have recourse to the provisions of section 105.

(*b*) obstruct or delay any such member of the police force or person in so entering; or

(*c*) by any bolt, bar, chain, or other contrivance secure any external or internal door of or means of access to any house, room, or place so authorized to be entered; or

(*d*) use any means or contrivance whatsoever for the purpose of preventing, obstructing, or delaying the entry of any such member of the police force or person into any such house, room, or place or any part thereof.

Penalty—One hundred pounds, or imprisonment for six months.

Power of police as to premises where unlawful gaming is carried on. 1285, 1917, s. 46A. 2135, 1933, s. 11.

73. (1) Upon receiving a report in writing from any police officer of or above the rank of sub-inspector that he is of opinion that unlawful gaming is or is about to be carried on in any place, the Commissioner of Police may give notice in writing addressed to the occupier of that place, or if the name of the occupier is unknown, then addressed to that particular place, ordering that all doors or other means of entrance on that place or leading to or from that place, both internal and external, shall be opened and kept open so as to admit of free ingress and egress of any member of the police force authorized in writing by the Commissioner of Police and any persons assisting him during the days and hours stated in the notice. The notice shall be served upon the occupier of the said place, or, if the occupier cannot be found, it shall be deemed a sufficient service if the notice is fastened in a conspicuous place on the outside of any door or other means of entrance to or leading to or from the said place.

(2) After service of the notice the following provisions shall apply:—

(*a*) any member of the police force authorized in writing by the Commissioner of Police and any persons assisting him may enter, re-enter, and remain in or upon the said place or any part thereof or any premises leading thereto during the days and hours stated in the notice for the purpose of observing the conduct of all persons in or upon the said place:

(*b*) any occupier, or, in the absence of the occupier any other person present upon the said place who refuses or neglects immediately to open or keep

open during the days and hours stated in the notice, any door or means of entrance mentioned in the notice, and any person who at any time during the said days and hours closes any such door or means of entrance shall be guilty of an offence:

Penalty—A fine not exceeding one hundred pounds.

(*c*) any member of the police force authorized in writing by the Commissioner of Police and any member of the police force assisting him may use force if necessary in making entry or re-entry, whether by breaking doors or otherwise.

PART VI.

PART VI.

COMMON GAMING HOUSES.

Common gaming-houses.
1285, 1917, ss. 47 & 48. 1447, 1920, s. 9. Cf. U.K. 8 & 9 Vict., c. 109, s. 2; 16 & 17 Vict., c. 119, s. 2.

74. (1) Any house, office, room, or place—

(*a*) which is used for the playing therein of any unlawful game; or

(*b*) which is used for the purpose of enabling any person or persons to bet with others or with one another, or to pay or receive money or valuable consideration in respect of any bet on events which have not happened, whether made in or at such house, office, room, or place, or elsewhere; or

(*c*) which is occupied by any company or club having for its object or one of its objects the enabling of shareholders or members thereof to make bets or pay or receive money in respect of bets on events which have not happened, whether so made either amongst themselves or with other persons not necessarily being shareholders or members,

shall be deemed to be a common gaming-house.

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s. 74. NATION v. KROGDAHL (1923) S.A.S.R. 94; Austn. Digest 444. "User" may be established by proof of use on a single occasion. Where the evidence showed that on one occasion a game of hazard was played by a number of men, and a number of bets were made, held that the "carrying on" of an unlawful game was proved.

LENTHALL v. MITCHELL (1933) S.A.S.R. 231; 9 Austn. Digest 446. The acts, words, and conduct of persons using premises are relevant to show what its character is, regardless of whether there is an occupier in any other sense or not.

(2) A house, office, room, or place where an unlawful game is carried on shall be deemed to be a common gaming-house, notwithstanding that the same is open only for the use of subscribers or of members or shareholders of any particular club or company, and is not open to all persons desirous of using the same.

Occupying common gaming-house. 1285, 1917, s. 48A. 1494, 1921, s. 10.

75. No person shall be the occupier of a common gaming-house.

Penalty—Five hundred pounds, or imprisonment for twelve months.

Allowing use of premises as common gaming house. 1285, 1917, s. 49.

76. No owner or agent acting on behalf of the owner and no occupier of any house, office, room, or other place shall allow or permit it to be used as a common gaming-house: Provided that an owner or agent who is not an occupier, and who was in ignorance of and had no reasonable grounds to suspect such use, or had taken all reasonable steps to prevent it, shall not be guilty of an offence.

Allowing use of premises as access to a gaming-house. 1285, 1917, s. 50.

77. No owner or agent acting on behalf of the owner, and no occupier of any house, office, room, or place shall allow or permit or suffer it to be used as a means of access to or exit or escape from any house, office, room, or place used as a common gaming-house: Provided that if the owner, agent, or occupier was in ignorance of and had no reasonable grounds to suspect such use, or had taken all reasonable steps to prevent it, he shall not be guilty of an offence.

s. 75. BOND v. BERRESFORD (1931) S.A.S.R. 285; 9 Austn. Digest 444. On a charge under section 75, all facts (including the posting of a sentry to give warning of the approach of the police) showing the use of the premises may be proved.

WELLS AND ANOTHER v. NOBLETT (1933) S.A.S.R. 134; 9 Austn. Digest 442. Personal knowledge of the defendant as to the use of the premises on a particular occasion is not a necessary ingredient of an offence against section 75, but there must be some degree of knowledge or connivance on the part of the occupier as to the use of the premises.

JOHNSON v. LENTHALL (1934) S.A.S.R. 13. By reason of the definition of common gaming house in section 74 it is necessary for the prosecutor to prove that the owner or his agent either knows that the premises are used for betting and does not interfere, or purposely abstains from ascertaining whether betting is going on or not.

SUTTER AND WIFE v. VIRGO (1940) S.A.S.R. 113. Where husband and wife were charged in one complaint with keeping a common gaming house, held that they were rightly charged together and that separate convictions could be rightly made.

MARSSON v. O'SULLIVAN (1951) S.A.S.R. 244. To constitute the offence of being the occupier of a common gaming house, contrary to section 75, it is not necessary that all the persons concerned in the gaming alleged should be on the premises. The offence is committed if the premises are used for the purpose of enabling a person in the premises to make bets with persons communicating with him by telephone.

Power to evict occupier of house used as gaming-house, etc.
1285, 1917, s. 51.

78. (1) Any owner of any house, office, room, or place who has reasonable grounds to suspect that it is used—

(*a*) as a common gaming-house; or

(*b*) as a means of access to or of exit or escape from any house, office, room, or place used as a common gaming-house,

may serve on the tenant or occupier a notice to quit.

(2) The serving of such notice shall, subject to this Act, determine as from the seventh day after the date of service any tenancy under which the occupier holds as if the tenancy had expired by effluxion of time. The owner may thereupon, without any authority other than this Act, take legal proceedings to evict, and may evict, such occupier.

(3) The notice shall be served personally on the occupier, but if he cannot be found service may be effected by posting a copy of the notice on some conspicuous part of the said house, office, room, or place.

(4) Upon proof, to the satisfaction of the Registrar-General, that such a notice has been served on the tenant or occupier in manner aforesaid, he shall, at the expiry of seven days from the date of service, cause a memorial of the service and of the date thereof to be entered in respect of land under the provisions of The Real Property Act, 1886, in the Register Book of Titles kept pursuant to that Act, and in respect of land not under the provisions of that Act in the General Registry Office of Deeds for the said State.

Cancellation of notice to quit.
1285, 1917, s. 52.

79. (1) Any such notice to quit may at any time be cancelled as from the date of such notice and relief be granted by the Supreme Court subject to such terms as the Court thinks fit on application being made to the Court by the occupier and on proof that he has not at any time used or allowed or permitted or suffered the house, office, room, or place to be used—

(*a*) as a common gaming-house; or

(*b*) as a means of access to or of exit or escape from any house, office, room, or place used as a common gaming-house.

(2) Notice of intention to make such application shall be served on the owner at least seventy-two hours before the hearing of the application, and on being so served shall operate until the determination of the application as a stay of any proceedings under the last preceding section to evict the occupier.

Declaration that house a common gaming-house. 1285, 1917, s. 53.

80. (1) On the affidavit of a commissioner, inspector, or sub-inspector of police, showing reasonable grounds for suspecting that any house, office, room, or place is used in contravention of this Act, a judge of the Supreme Court may declare such house, office, room, or place to be a common gaming-house.

(2) Every such declaration shall be in force until rescinded.

Rescission of declaration. 1285, 1917, s. 54.

81. (1) Any such declaration may be rescinded by a judge of the Supreme Court, subject to such terms as he thinks fit, on application being made to him—

(*a*) by the owner, tenant, or occupier of the house, office, room, or place the subject of the declaration, on proof that he has not at any time allowed the house, office, room, or place to be used in contravention of this Act; or

(*b*) by a commissioner, inspector, or sub-inspector of police, on proof that the house, office, room, or place is not used in contravention of this Act.

(2) Where the application is made by the owner, tenant, or occupier as aforesaid, notice in writing of intention to make the same shall be served on a commissioner, inspector, or sub-inspector of police two days at least before the hearing of the application.

Inserted by 42, 1945, s. 10.

(3) When any such declaration has been rescinded by a judge of the Supreme Court on terms, the owner, tenant or occupier of the house, office, room or place, the subject of the declaration, or a commissioner, inspector or sub-inspector of police, may apply to a judge of the Supreme Court for a variation of such terms on proof that circumstances existing at the time of fixing such terms have materially altered. On any such application the judge if satisfied that it is just or expedient to do so may modify, revoke, add to, or remit any of such terms:

Provided that the Commissioner of Police shall be given notice of any application by such owner, tenant or occupier and shall be entitled to be heard in opposition thereto.

Publication of notice of declaration and rescission. 1285, 1917, s. 55.

82. (1) Notice of any such declaration, and of any rescission of the same, shall be published in the *Gazette*.

(2) In any proceedings under this Act the production of a copy of the *Gazette* containing such notice shall be evidence

s. 80. In *re* TATTERSALLS CLUB (1942) S.A.S.R. 211. A declaration under section 80 may be made *ex parte*.

that the declaration or rescission therein notified was duly made.

Notice given of declaration. 1285, 1917, s. 56.

83. (1) The Commissioner, or a superintendent, inspector, or sub-inspector of police, on such declaration being made with respect to any house, office, room, or place—

(*a*) shall cause to be published on two days in a newspaper circulating in the neighbourhood of the house, office, room, or place, a notice of the making of the declaration:

(*b*) shall cause such notice to be served on the owner and occupier of the house, office, room, or place. The service shall be personal, except when it cannot be promptly effected, in which case the notice may be served on the owner, tenant, and occupier aforesaid, by causing a copy thereof to be affixed at or near to the entrance to the house, office, room, or place.

(2) In any proceedings under this Act the production of a copy of a newspaper containing any such notice shall be evidence that that notice was duly published in that newspaper on the date appearing thereon.

Persons found in house declares a common gaming-house. 1285, 1917, s. 57.

84. If after publication, in pursuance of paragraph (*a*) of the last preceding section, of notice of the making of a declaration with respect to a house, office, room, or place, and during the time that the declaration is in force, any person is found in or entering or leaving—

(*a*) that house, office, room, or place; or

(*b*) any land or building used as a means of access to, or of exit or escape from the same,

any member of the police force may, without warrant, arrest that person and take him before a court. That person, unless he proves that he was in, or on, or entering, or leaving as aforesaid, for a lawful purpose shall be liable to a penalty of fifty pounds, or to imprisonment for three months.

Penalty on owner of house used in contravention of Act. 1285, 1917, s. 58.

85. If after service on an owner, in pursuance of paragraph (*b*) of section 83 of notice of the making of a declaration with respect to a house, office, room, or place and while the declaration is in force, that house, office, room, or place is used in contravention of this Act, the owner shall, unless he proves that he has taken all reasonable steps to evict the

occupier from the same, be liable to a penalty of not less than thirty and not more than one hundred pounds.

Penalty on occupier. 1285, 1917, s. 59.

86. If after service on an occupier, in pursuance of paragraph (*b*) of section 83 of notice of the making of a declaration with respect to a house, office, room, or place, and while the declaration is in force, that house, office, room, or place is used in contravention of this Act, the said occupier shall be liable to a penalty not less than thirty and not exceeding three hundred pounds, unless he proves that he has taken reasonable steps to prevent such use.

Entry by police. 1285, 1917, s. 60.

87. While any such declaration is in force with respect to any house, office, room, or place, any member of the police force may, without warrant—

(*a*) enter the said house, office, room, or place:

(*b*) enter any land or building which he has reasonable grounds to suspect is used as a means of access to or of exit or escape from the same:

(*c*) pass through, from, over, and along any other land or building for the purpose of entering in pursuance of paragraph (*a*) or paragraph (*b*) aforesaid:

(*d*) for any of the purposes aforesaid, break open doors, windows, and partitions, and do such other acts as are necessary:

(*e*) seize any instruments of gaming and any instruments of betting and documents relating to betting, and any money and securities for money in any such house, office, room, or place.

Obstructing the police. 1285, 1917, s. 61. Amended by 2417, 1938, s. 23.

88. No person shall—

(*a*) obstruct;

(*b*) aid in obstructing; or

(*c*) solicit any other person to obstruct or aid in obstructing,

a member of the police force in the exercise of any power conferred on him by this Act.

Penalty—For a first offence seventy-five pounds, and for a second or subsequent offence imprisonment for not more than six months.

Certain offences.
Inserted by 2417, 1938, s. 24.

88a. Any person who is in or near to any place whether a public place or not for the purpose of giving any warning to any person of the presence or approach of any member of the police force or for the purpose of preventing the detection of any offence against this Act shall be guilty of an offence.

Penalty—For a first offence, seventy-five pounds, and for a second or subsequent offence imprisonment for not more than six months.

Evidence of house being a gaming-house.
1285, 1917, s. 62.
Cf. U.K. 17 & 18 Vict., c. 38, s. 2.

89. If—

(*a*) any member of the police force or other person acting in his assistance authorized under this Act to enter any house, room, office, or place is wilfully prevented from or is obstructed or delayed in entering the same or any part thereof; or

(*b*) any external or internal door of or means of access to any such house, office, room, or place so authorized to be entered is found to be fitted or provided with any bolt, bar, chain, or any means or contrivance for the purpose of preventing, delaying, or obstructing the entry into the same or any part thereof of any member of the police force authorized as aforesaid, or any person acting in his assistance, or for the purpose of giving an alarm in case of such entry; or

(*c*) any such house, office, room, or place is found fitted or provided with any means or contrivance for unlawful gaming, or with any means or contrivance for concealing, removing, or destroying any instruments of gaming,

it shall be evidence, until the contrary is made to appear, that such house, office, room or place, is used as a common gaming-house, and that the persons found therein were playing an unlawful game therein.

s. 89. JOHNS v. MILBURN (1934) S.A.S.R. 317. Where the police were delayed in entering a house, but gave no notice to the occupier that they were armed with a warrant, held that such delay did not establish a *prima facie* case on complaints for being the occupier of a house used for unlawful gaming, and for being the occupier of a common gaming house.

Keeping house for purpose of gaming.

90. (1) No house, office, room, or place shall be opened, kept, or used for the purpose of—

1285, 1917, s. 63 (part). Cf. U.K. 18 Geo. 2, c. 34, s. 1; 8 & 9 Vict., c. 109, s. 4; 16 & 17 Vict., c. 119, s. 1; 17 & 18 Vict., c. 38, s. 4.

(*a*) unlawful gaming:

(*b*) the occupier betting with persons resorting thereto:

Cf. U.K. 16 & 17 Vict., c. 119, s. 4.

(*c*) any money or valuable thing being received by or on behalf of the occupier as or for the consideration for any assurance, undertaking, promise, or agreement, express or implied, to pay or give thereafter any money or any valuable thing on any event or contingency of or relating to any race, fight, game, sport, or exercise, or as or for the consideration for securing the paying or giving by some other person of any money or valuable thing on any such event or contingency.

(2) Every house, office, room, or place opened, kept, or used for any of the purposes aforesaid is hereby declared to be a common nuisance and unlawful.

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s. 90. ALLCHURCH v. BERESFORD (1928) S.A.S.R. 450; 9 Austn. Digest 533. An acquittal under section 62 will not support a plea of *autrefois acquit* on a complaint under section 90 (3).

BOND v. JENNINGS (1930) S.A.S.R. 103; 9 Austn. Digest 480. Held that a "tipping" competition organized by proprietors of a newspaper was an undertaking to pay money on an event relating to a horse race.

LENTHALL v. MITCHELL (1933) S.A.S.R. 231; 9 Austn. Digest 446. A place used for unlawful gaming includes a common gaming house. The acts, words, and conduct of persons using premises are relevant to show what its character is regardless of whether there is an occupier in any other sense or not.

WADE v. TROTTER (1934) S.A.S.R. 62. Held that a fine of £100 or in default imprisonment for 12 months was an excessive penalty where it was not shown that the defendant had any interest in the betting being carried on in his hotel.

BOND v. FORAN (1934) 53 C.L.R. 364; affirming FORAN v. BOND (1934) S.A.S.R. 323; 9 Austn. Digest 485. To prove an offence against section 90 (3) it is necessary to prove *mens rea* in the sense that the occupier of the premises or the person to whom the management of the premises was committed, knew or connived at the use to which the premises were put. In order that the premises may be "used" within the meaning of section 90 (3), it must be shown that the person carrying on the illegal business has so acted as to establish the premises as his business site.

GROW v. LORD (1947) S.A.S.R. 451; 22 A.L.J. 94. A complaint under subsection (3) which alleges no other purpose than "unlawful gaming" is defective for want of particularity.

HUDSON v. COX (1952) S.A.S.R. 168. Where a bookmaker took bets in a bar with the connivance of the barman in charge of the bar, held that the barman was guilty of an offence under section 90.

O'SULLIVAN v. FRIEBE (1956) S.A.S.R. 89. Where the person charged with an offence against section 90 is a natural person, and is not in fact aware that the premises are being kept or used for unlawful gaming, the knowledge of his servant or agent of that use is not, by itself, sufficient to preclude the person charged from relying upon the ground of defence provided by subsection (4). Standard of diligence required to establish the defence afforded by subsection (4) considered.

O'SULLIVAN v. HARFORD (1956) S.A.S.R. 109. Held that the evidence raised a reasonable suspicion that the house in question was being used by defendant as a place in which he was residing and, presumably, accepting offers to bet over the telephone.

(3) No person shall be the occupier of any such house, office, room, or place kept or used for any of the purposes aforesaid.

Penalty—Five hundred pounds, or imprisonment for twelve months.

Inserted by 2417, 1938, s. 25.

(4) It shall not be necessary to prove that the occupier knew that the premises were kept or used for any of the purposes aforesaid, but such person shall not be convicted if he proves that he did not know and could not by the exercise of all reasonable diligence have known that the premises were being so kept or used.

Advancing money for the purpose of gaming. 1285, 1917, s. 63 (part).

91. No person shall advance or furnish money for the purpose of gaming with persons frequenting any such house, room, or place.

Penalty—Five hundred pounds, or imprisonment for twelve months.

Receiving money for betting. 1285, 1917, s. 64. Amended by 42, 1945, s. 11.

92. (1) No occupier of any house, office, room, or place used for any of the purposes mentioned in section 90 shall receive, directly or indirectly, any money or valuable thing as a deposit on any bet on the happening of any event or contingency of or relating to any race, fight, game, sport, or exercise, or as or for the consideration for any assurance, undertaking, promise, or agreement, express or implied, to pay or give thereafter any money or valuable thing on any such event or contingency.

Penalty—For a first offence, not more than fifty pounds; for a second or subsequent offence, not more than one hundred pounds or imprisonment for six months.

(2) No person shall, on the receipt of any money or valuable thing so paid or given as aforesaid, give any acknowledgment, note, security, or draft purporting or intending to entitle any other person to receive any money or valuable thing on the happening of any such event or contingency as aforesaid.

Penalty—For a first offence, not more than fifty pounds; for a second or subsequent offence, not more than one hundred pounds or imprisonment for six months.

(3) Any money or valuable thing received by any such person aforesaid as a deposit on any bet, or as or for the consideration for any such assurance, undertaking, promise, or agreement, as aforesaid, shall be deemed to have been received to or for the use of the person from whom it was

received, and that money or valuable thing, or the value thereof, may be recovered accordingly, with full costs of suit, in any court of competent jurisdiction.

Exhibiting placards or advertising betting-houses. 1285, 1917, s. 65. Amended by 42, 1945, s. 12.

93. No person shall—

(*a*) print, exhibit, or publish, or cause to be printed, exhibited, or published any placard, handbill, card, writing, sign or advertisement from which it appears that any house, office, room, or place is opened, kept, or used for the purpose of making bets on any event or contingency of or relating to any race, fight, game, sport, or exercise, or for the purpose of exhibiting lists for betting, or with intent to induce any person to resort to such house, office, room, or place for the purpose of making such bets:

(*b*) on behalf of the occupier of any such house, office, room, or place invite other persons to resort thereto, for the purpose of making such bets.

Penalty—For a first offence, not more than thirty pounds; for a second or subsequent offence, not more than fifty pounds or imprisonment for two months.

Betting advertisements. 1285, 1917, s. 66. Amended by 2417, 1938, s. 26.

94. No person shall print, send, exhibit, publish, or shall cause to be printed, sent, exhibited, or published any letter, circular, telegram, placard, handbill, card, or advertisement or shall make or cause to be made any announcement by means of any wireless broadcast—

(*a*) from which it appears that any person, either in the State or elsewhere, will on application give information or advice for the purpose of or in respect to any bet on any event or contingency of or relating to any race, fight, game, sport, or exercise, or will make on behalf of any other person any such bet:

(*b*) with intent to induce any person to apply to any house, office, room, or place, or to any person with a view to obtaining information or advice for the purpose of any such bet or with respect to any such event or contingency:

(*c*) inviting any person to make or take any share in or in connection with any such bet.

Penalty—Thirty pounds, or imprisonment for two months.

Giving false names or addresses.
1285, 1917, s. 67.
Cf. U.K. 17 & 18 Vict., c. 38, s. 3.

95. No person found in any house, room, or place entered by any constable or person assisting him to enter the same, upon being arrested by such constable or person assisting, or upon being brought before any justices, on being required by such constable or person or by such justices to give his name and address, shall refuse, or neglect to give the same, or shall give any false name or address.

Penalty—Fifty pounds, or imprisonment for one month.

Entrance and nomination fees exempted.
1285, 1917, s. 68.
Cf. U.K. 8 & 9 Vict., c. 109, s. 18 proviso, 16 & 17 Vict., c. 119, s. 6.

96. Nothing in this Act shall extend to the deposit, receipt, subscription, holding or payment of any money or valuable thing as entrance or nomination fees, in respect of any lawful race, game, sport or exercise, or as part of the prize or stakes therefor.

PART VII.

PART VII.

EVIDENCE.

Immunity of police and other authorized persons.
1285, 1917, s. 69.
1447, 1920, s. 10.

97. No member of the police force acting under the orders or instructions of any other member of the police force who is his superior in rank, and no other person acting under the lawful instructions of any member of the police force, shall be deemed to be an accomplice in the commission of any offence against this Act, nor shall the member giving such order or instructions, nor the member or other person who acts in pursuance or attempted pursuance thereof be liable to conviction or punishment for any act or matter done or committed by either of them in relation to or under such order or instructions, although, but for this section, such members or other person or any of them might have been deemed to be such accomplices or accomplice or have been liable to such conviction or punishment.

S. 98 repealed by 57, 1954, s. 9.

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Allegations to be *prima facie* proof.
1285, 1917, s. 71.
2135, 1933, s. 12.

99. The allegation in any complaint laid in respect of any alleged offence or offences against this Act—

(*a*) that any person, firm, company, or partnership (as the case may be) named in the complaint is the owner, user, or occupier (as the case may be) of any place, room, or premises mentioned in the complaint:

Amended by 57, 1954, s. 10.

(*b*) that any horse race, trotting race, cycle race, or foot race, or coursing event (as the case may be) mentioned in the complaint was run at a place and on a date therein specified, and that any horse or horses, dog or dogs, or person or persons named in the complaint took part in any race or coursing event therein mentioned,

shall be accepted by the court as evidence of the truth of such allegations unless the contrary is proved.

Knowledge of owner as to occupancy of premises.
1285, 1917, s. 72.

100. Any person, club, firm, company or partnership using or occupying any place, room, or premises for the purpose of unlawful gaming shall be deemed to be so using or occupying such place for such purpose with the knowledge and consent of the owner and the immediate landlord of such place or premises unless the contrary is proved.

Secondary evidence relating to lotteries.
1285, 1917, s. 73.

101. In every complaint laid in respect of any offence relating to any illegal lottery alleged to have been or to be intended or about to be drawn or conducted elsewhere than in the State, the court may in its discretion receive and act upon such secondary or other evidence as may be adduced for the purpose of proving the existence, drawing, conduct, or intention to draw or conduct such lottery.

Evidence of illegal lottery.
1285, 1917, s. 74.

102. (1) In any proceedings against any person for establishing, commencing, or being a partner in any illegal lottery, or managing, conducting or assisting to manage or conduct any illegal lottery, or selling or disposing or buying or accepting any ticket or thing purporting to be or usually

s. 99. LENTHALL v. MITCHELL (1933) S.A.S.R. 231; 9 Austn. Digest 441. A defendant alleged in a complaint to be the occupier of premises must satisfy the court on the balance of probabilities that he is not such an occupier.

KENNY v. O'SULLIVAN (1953) S.A.S.R. 45. Section 99 authorizes the insertion in a complaint for unlawful gaming of averments of any of the matters specified in the section, and those matters must be accepted by the court as evidence of the truth of the allegations unless the contrary is proved, notwithstanding that the matters averred may not form part of the actual charge.

known as a lottery ticket and relating to an illegal lottery, it shall, in default of or in addition to other evidence, be sufficient in support of the complaint to show that such ticket or thing was bought or accepted by the purchaser or acceptor under the belief by him that the possession and production of such ticket purporting to be a lottery ticket or other thing conveyed a right to the purchaser or any holder thereof to draw for, compete, or have an interest in an illegal lottery.

(2) The sale of a ticket or thing commonly known as a Chinese lottery ticket, whether marked or otherwise, shall be *prima facie* evidence of the existence of a lottery and of an undertaking, agreement, or promise, expressed or implied, to pay a sum of money to the purchaser or holder of such ticket on the happening of a certain event or contingency.

(3) In any proceedings it shall not be necessary to prove that any ticket purporting to be or usually known as a Chinese lottery ticket relates to any particular lottery, or that any lottery has been or will be drawn.

Prima facie evidence of unlawful gaming.
1285, 1917, s. 75.
Cf. U.K. 8 & 9 Vict., c. 109, s. 8.
Amended by 57, 1954, s. 11.

103. The discovery in any place or about the person of any of those found therein (under circumstances which, combined with such discovery, raise in the mind of the court a reasonable suspicion that the purpose and provisions of this Act have been contravened) of cards, dice, balls, counters, tables, or other instruments of gaming, or of lists, cards, papers, documents, or things relating to racing or betting, shall be *prima facie* evidence that such place is used for unlawful gaming.

Evidence as to offences.
1285, 1917, s. 76.
Cf. U.K. 8 & 9 Vict., c. 109, s. 5.

104. If on the hearing of any complaint for unlawful gaming the court is of opinion that any money or thing which has to its satisfaction been proved to have been given to, or received, or paid by the accused person, or given to, or received, or paid by any person or persons on his behalf, has been given in circumstances which, in the mind of the court, raise a reasonable suspicion that such money or thing was so given, received, or paid in contravention of the purposes and provisions of the Act, or any of them, such giving, receiving, or paying as aforesaid shall be deemed *prima facie* evidence of the commission by the accused person of the offence charged against him in the complaint.

s. 103. JOHNS v. MILBURN (1934) S.A.S.R. 317. Held, on the facts, that a *prima facie* case had not been established by virtue of section 103.

105. (1) If on the hearing of any complaint against any person for unlawful gaming, the evidence for the prosecution is such as to raise in the mind of the special magistrate or justices hearing the complaint a reasonable suspicion that that person is guilty of the offence charged against him in

Reasonable suspicion sufficient to set up a *prima facie* case.
1494, 1921, s. 14.

s. 105. SANDERSON v. ALLCHURCH (1922) S.A.S.R. 7; 9 Austn. Digest 511. Every offence against the Act is unlawful gaming within the meaning of section 105. Reasonable suspicion means a suspicion which a reasonable man could reasonably entertain on the evidence of the prosecution. On a charge of being in a public place for the purpose of illegal betting the following facts were held sufficient to raise a reasonable suspicion of guilt:—(*a*) The defendant, whilst standing in the front of the grandstand on a racecourse spoke to several men at intervals, made entries in a race book, and when approached by the police threw away the book and several slips of paper; (*b*) the defendant had £60 in notes in his pockets; (*c*) some of the slips had entries thereon requiring explanation.

ALLCHURCH v. DENTON (1922) S.A.S.R. 91. On a charge of being in a public place for the purpose of illegal betting, *semble* a reasonable suspicion may be entertained against a bookmaker's clerk, although his employer has been acquitted on a similar charge relating to the same occasion.

THOMPSON *v.* ALLCHURCH (1922) S.A.S.R. 217; 9 Austn. Digest 512. "Unlawful gaming" includes every offence against the Lottery and Gaming Act and a complaint may be for unlawful gaming although the words "unlawful gaming" are not used. On a charge of being in a public place for the purpose of betting the following facts were held sufficient to raise a reasonable suspicion of guilt:—(*a*) The acts of the defendant in a public place prior to his being spoken to by the police, which acts were such as would be done by a man making a bet, though capable of an innocent interpretation; (*b*) the conduct of the defendant after arrest, which was incapable of an innocent interpretation.

NATION v. KROGDAHL (1923) S.A.S.R. 94; 9 Austn. Digest 444. On a charge of being the occupier of a common gaming house the following facts were held sufficient to raise a reasonable suspicion of guilt:—(*a*) That on one occasion a game of hazard was being played on the premises by a number of persons and that a considerable number of bets were made; (*b*) that the defendant was the occupier of the premises; (*c*) that he was familiarly addressed by some of the players; (*d*) that on the arrival of the police the lights were turned down, a warning cry was given, and the players dispersed.

HOLMES v. ALLCHURCH (1926) S.A.S.R. 255; 8 Austn. Digest 470. Held that where the evidence for the prosecution raised a reasonable suspicion of guilt, but the mind of the special magistrate may have been influenced by evidence wrongly received, the conviction should be quashed.

LAMPARD v. WEST (1926) S.A.S.R. 293; 9 Austn. Digest 536. Reasonable suspicion in the mind of the court leads inevitably to a conviction in absence of evidence for the defence if the reasonable suspicion is established on facts proved beyond reasonable doubt. Discussion of onus imposed on defendant by establishment of reasonable suspicion.

MCLEAN v. DAWKINS (1930) S.A.S.R. 94; 9 Austn. Digest 541; reversing DAWKINS v. MCLEAN (1930) S.A.S.R. 7; 9 Austn. Digest 537. On a charge of being on licensed premises for the purpose of illegal betting, acts of the defendant consistent with making a bet, coupled with the absence of a denial or explanation of the suspicious circumstances were held sufficient to create a reasonable suspicion. Where magistrates hold a *prima facie* case exists by reason of section 105, they should say so.

LENTHALL v. POWELL (1930) S.A.S.R. 185; 8 Austn. Digest 163, 468; 9 Austn. Digest 536, 546; affirmed by POWELL v. LENTHALL 44 C.L.R. 470; 4 A.L.J. 311; 9 Austn. Digest 542. Where the evidence on a charge for an offence against the Lottery and Gaming Act satisfies the judicial conscience that it is right to suspect the accused person, the court is bound to entertain the suspicion and hold that a *prima facie* case is made out.

POWELL v. LENTHALL (1930) 44 C.L.R. 470; 4 A.L.J. 311; 9 Austn. Digest 542; affirming LENTHALL v. POWELL (1930) S.A.S.R. 185; 9 Austn. Digest 536, which reversed LENTHALL v. POWELL (1930) S.A.S.R. 13; 9 Austn. Digest 536. The Supreme Court on appeal may examine the whole adjudication of the magistrate under section 105 including both the question whether he had a suspicion and whether he ought to have had one.

HINTON v. TROTTER (1931) S.A.S.R. 123; 5 Austn. Digest 716; 9 Austn. Digest 539. A *prima facie* case established by reasonable suspicion may be rebutted

the complaint, that evidence shall be deemed to be *prima facie* evidence that that person is guilty of that offence.

(2) The provisions of this section shall not limit the effect of any provisions of section 104 of this Act, and the provisions of that section shall not limit the effect of any provision of this section.

s. 105. (*contd.*) by disproving the facts on which the suspicion is founded, or by proving facts which make it more likely than not that the defendant is innocent. It is not enough for the defence to disprove particular facts if the suspicion remains as a real suspicion reasonably based on the facts in evidence. Failure to explain suspicious circumstances at the relevant time may support an inference of guilt.

BOND v. BERESFORD (1931) S.A.S.R. 285; 9 Austn. Digest 444. Where the evidence for the prosecution is equally consistent with guilt and innocence, section 105 does not apply. There must be some evidence which warrants an inference of guilt rather than of innocence.

MOORE v. NOBLET (1932) S.A.S.R. 6. On a charge of unlawful betting in a billiard saloon the following facts were held to justify a reasonable suspicion of guilt:—(*a*) That the defendant was in possession of and attempted to conceal a betting book; (*b*) that he had knowledge of its contents; (*c*) that he refused to give an explanation as to his possession of or interest in the book when questioned by the police; (*d*) that he gave false evidence in the witness box.

BLIGHT AND ANOTHER v. BOND (1932) S.A.S.R. 121; 9 Austn. Digest 544. On a joint charge against two defendants for unlawful betting in an hotel, conduct of the defendants in the hotel consistent with betting, the facts that one of the defendants had a large sum of money of different denominations distributed over a number of pockets, and the other defendant had betting slips in his possession, and both defendants falsely denied any knowledge of the slips, held sufficient to justify a reasonable suspicion.

KING v. MCDONALD (1943) S.A.S.R. 3. Section 105 requires the court to act on something less than the proponderance of probability, which would normally make out a *prima facie* case, but the evidence must approximate to a *prima facie* case.

GILES v. DODD (1943) S.A.S.R. 132. Held on the evidence adduced that the evidence was sufficient to raise a reasonable suspicion that unlawful betting had taken place.

JONES v. HARRIS (1946) S.A.S.R. 98. Where a person is charged with having carried on business as a bookmaker, documents containing memoranda from which betting transactions may be inferred and which are found either in his possession or under circumstances from which his previous possession may be reasonably inferred, are properly admissible to be used as circumstantial evidence to raise the suspicion that a bookmaking business has been carried on, although there may be no other evidence to prove possession or of bets having been made.

PETTREY v. WILLIAMS (1946) S.A.S.R. 303. To found a reasonable suspicion under the section it is necessary to establish something approximating a *prima facie* case.

RICHARDS v. GROW (1947) S.A.S.R. 125. If on the circumstances proved by the prosecution the inference of guilt is a reasonably possible explanation of the circumstances, the court is entitled to entertain a reasonable suspicion under the section, notwithstanding that there are other possible explanations which may be equally reasonable, but in finally deciding whether the court should entertain the suspicion the court should bear in mind the over-riding fact suggested in SANDERSON v. ALLCHURCH (*supra*) namely:—"Would a reasonable man reasonably suspect the defendant of the offence charged on the evidence for the prosecution."

O'SULLIVAN v. MCMAHON (1947) S.A.S.R. 466. When the evidence for the prosecution on a charge for an offence under the Act raises in the mind of the court any real suspicion of the defendant's guilt, there is *prima facie* evidence, under section 105, of the defendant's guilt and he should be called upon to answer the charge. In general, it would be a sufficient answer if the defendant gives

Certain allegations *prima facie* evidence. 1285, 1917, s. 77.

106. The allegation in any complaint under section 114 of this Act that—

(*a*) any person is the secretary of the company named in that complaint; or

(*b*) any person is the manager of that company; or

(*c*) any person is a director of that company; or

(*d*) the premises named are or have been in the occupation or under the control of that company,

shall be *prima facie* evidence of the facts alleged.

Proof of age. 1285, 1917, s. 77A. 2135, 1933, s. 13. Cf. U.K. 6 Edw. 7, c. 43, s. 1 (3); 18 & 19 Geo. 5, c. 41, s. 4 (2).

107. Whenever in any proceedings under this Act it is material to show that any person was at any material time under the age of twenty-one years—

(*a*) the opinion of the court on its own view of such person; or

(*b*) the opinion of a police officer who has seen such person,

that such person was at the material time under the age of twenty-one years shall be *prima facie* evidence of that fact.

Proof of publication. 1285, 1917, s. 77B. 2135, 1933, s. 13.

108. (1) If the name of any person is printed or published upon any placard, handbill, card, writing, sign, advertisement, circular, newspaper, or other notice or notification or document that fact may be accepted by the court as *prima facie* evidence that the said placard, handbill, card, writing, sign, advertisement, circular, newspaper, or other notice or notification or document was printed or, according to the nature of the charge, published by such person.

(2) In this section "name" includes any name, or any designation whatever, used or assumed by any person or by

s. 105. (*contd.*) a reasonable explanation, the honesty of which the court sees no reason to doubt, from the circumstances which have aroused suspicion.

DIXON v. O'SULLIVAN (1951) S.A.S.R. 104. Observations as to the scope and effect of section 105.

CROWLEY v. O'SULLIVAN (1952) S.A.S.R. 260. In applying the provisions of section 105 upon the hearing of a complaint for unlawful gaming, it is not necessary that the court should be satisfied to the point of reasonable certainty that the defendant is guilty of the offence precisely as charged in the complaint, but the court should not convict unless satisfied of the defendant's guilt, in the sense of content to draw the inference of guilt, bearing in mind the legislative relaxation of the burden of proof.

KENNY v. O'SULLIVAN (1953) S.A.S.R. 45. Observations on the effect of section 105.

MADDAFORD v. BROWN (1953) S.A.S.R. 169. Held the facts gave rise to a reasonable suspicion that the defendant was on licensed premises for the purpose of betting.

which any person is usually known or which is usually applied to any business or business premises of any person.

"Silent" telephone evidence of unlawful gaming. Inserted by 2417, 1938, s. 27.

108a. If it is proved on the hearing of any complaint for unlawful gaming that on the premises where it is charged that such unlawful gaming has taken place there is installed a telephone instrument the number of which does not appear in the current telephone directory, such proof shall be *prima facie* evidence of the truth of such charge.

PART VIII.

PART VIII.

PROCEDURE AND MISCELLANEOUS.

Proceedings for offences. 1285, 1917, s. 78.

109. (1) All proceedings under this Act shall be disposed of summarily.

(2) Penalties for any offence under this Act shall be recovered summarily.

General penalty for offences. 1285, 1917, s. 79. Cf. U.K. 24 & 25 Geo. 5, c. 58, s. 30.

110. Unless otherwise specified in this Act, every person who commits any offence against this Act, shall be liable to a penalty not exceeding fifty pounds, or to imprisonment for not longer than three months.

S. 111 repealed by 57, 1954, s. 12.

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Power to amend. 1285, 1917, s. 81.

112. (1) It shall be held sufficient in any complaint under this Act if the complaint gives the accused a reasonably clear and intelligible statement of the offence with which he is charged.

(2) No conviction or warrant of commitment shall be held void, invalid, or quashed for any defect in substance or in form.

(3) The court shall amend every complaint which, in its opinion, is defective or ought to be amended upon such terms as to costs, adjournment, or otherwise as the court thinks fit.

(4) Any special magistrate may amend any conviction or warrant of commitment at any time after it has been signed and before it has been executed.

Discretion of Registrar of Companies. 1285, 1917, s. 82.

113. The Registrar of Companies shall not be required to register any club, association, or persons as a company under any Act relating to companies if, in his opinion, the purposes or objects, or any of them, of such club, association, or persons, are designed, or intended either directly or indirectly, or either wholly or in part, to contravene or evade in any way the provisions and purposes of this Act, or any of them.

Cancellation of registration of companies under certain circumstances. 1285, 1917, s. 83.

114. (1) On complaint being laid on oath before a special magistrate by any police constable stating that the constable has reasonable grounds of suspicion that the premises occupied by or under the control of any company registered under The Companies Act, 1892, or the Companies Act, 1934, are being or have been during their occupation or control by that company used for the purpose of unlawful gaming, the special magistrate may issue his summons to the manager, secretary, or directors of the company, or any of them, requiring him or them or any of them to appear before him, the said magistrate, at the place and time mentioned in the summons, to answer the matter of the complaint and to show cause why the registration of the company should not be cancelled.

(2) If the party or parties so summoned do not appear, or if upon the hearing of the complaint the party or parties so summoned fail to show to the satisfaction of the special magistrate that the premises in question were not used for the purpose of unlawful gaming, then the special magistrate may, by an order under his hand, declare the registration of the company named in such complaint to be cancelled.

(3) Upon such order being made, and immediately after it has been published in the *Government Gazette,* the company in respect of which the order has been made shall for all purposes of law be deemed to be unregistered.

Entry into shops, factories, and club premises. 1494, 1921, s. 13.

115. (1) Any justice or any officer of the police force of rank not lower than sergeant or any member of the police force authorized in writing by any such officer may demand entrance at any time by day or night into—

(*a*) any premises in respect of which a licence granted under the Licensing Act, 1932, is in force;

(*b*) any shop or any part of a building occupied in connection with or for the purposes of a shop;

(*c*) any factory and the appurtenances of any factory;

or

(*d*) any building or place occupied by any club (whether a racing club or not) and the appurtenances thereof.

(2) If admittance is refused or delayed for such time as makes it appear that wilful delay was intended—

(*a*) such justice, officer, or member may break into and employ force to enter such place; and

(*b*) notwithstanding such breaking and entry, the occupier of such place and the person to whom such demand was made shall be guilty of an offence against this Act, and shall be liable to a penalty for the first offence of not less than five pounds and not more than twenty pounds, and for any subsequent offence of not less than ten pounds and not more than thirty pounds.

(3) The authority of a member of the police force, referred to in subsection (1) of this section, may be limited to one or more specified occasions, or one or more specified localities, or one or more specified places, or may authorize such member to act generally as in the subsection mentioned without limitation as to occasion, locality, or place, or may be limited in any manner deemed proper by the officer giving the authority.

Exemption of certain sweepstakes.
1285, 1917, s. 83A.
2135, 1933, s. 14.
Cf. U.K. 24 & 25 Geo. 5, c. 58, ss. 23, 24.

116. Nothing in this Act shall apply to any sweepstake held upon a racecourse, or any place not being a public place, if—

(*a*) the total contributions do not exceed five pounds;

(*b*) no person contributes more than five shillings;

(*c*) the promoter does not promote, and the individual subscribers do not contribute to, more than one sweepstake on any one race; and

(*d*) the total sum contributed is paid to the winner without any deduction.

Half penalties to be paid to informer.
1285, 1917, s. 84.

117. One half part of every sum which shall be imposed as a penalty under sections 6, 7, 8, 49, 51, 52, 72, 90, 91, 92, 93, 94, and 95 of this Act shall be paid to the person on whose complaint the conviction has been obtained, unless the complaint was laid by or on behalf of a public officer.

Construction of Act.
Inserted by 2417, 1938, s. 28.

118. 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 thereof to any person or circumstance is held invalid, the remainder of this Act, and the application of such provision to other persons or circumstances, shall not be affected.

SCHEDULES.

THE FIRST SCHEDULE.

ACTS REPEALED.

Number and Year of Act.	Title.	Extent of Repeal.
1285 of 1917 ..	Lottery and Gaming Act, 1917	The whole.
1382 of 1919 ..	Lottery and Gaming Act Amendment Act, 1919	The whole.
1447 of 1920 ..	Lottery and Gaming Act Amendment Act, 1920	The whole.
1494 of 1921 ..	Lottery and Gaming Act Amendment Act, 1921	The whole.
1877 of 1928 ..	Lottery and Gaming Act Amendment Act, 1928	The whole. except section 9.
1986 of 1930 ..	Lottery and Gaming Act, 1930	The whole.
2135 of 1933 ..	Lottery and Gaming and Licensing Acts Amendment Act, 1933	Part I.
2159 of 1934 ..	Lottery and Gaming Act Amendment Act, 1934	The whole.
2188 of 1934 ..	Lottery and Gaming Acts Amendment Act, 1934	The whole.
2245 of 1935 ..	Lottery and Gaming Acts Amendment Act, 1935	The whole.

THE SECOND SCHEDULE.

RULES AND REGULATIONS AS TO THE TOTALIZATOR.

Made in Executive Council, 26th May, 1937: *Government Gazette* 27th May, 1937, p. 1207.

Licences to Use the Totalizator.

1. The Commissioner of Police may, subject to the provisions of the Lottery and Gaming Act, 1936, and to the rules and regulations made thereunder, grant a licence for the use on any racecourse or trotting grounds of the totalizator. The totalizator, when used in accordance with such licence, and every office, room, or place upon the racecourse or trotting grounds used for the purpose of the totalizator, and every placard, advertisement, letter or circular referring to the same, shall be exempt from the provisions of the Police Act, 1936, the Lottery and Gaming Act, 1936, and every other Act, prohibiting gaming and wagering.

Conditions to which Licences Subject.

2. Any reference, in the conditions set out in regulation 3, to a club, unless the context or subject matter requires a different construction, includes a reference to—

(*a*) the chairman, the secretary, and every member of the committee or executive body of such club; and

(*b*) every person employed by such club.

3. Every licence for the use of the totalizator hereafter granted shall be subject to the following conditions, namely:—

I. The club shall not permit or suffer any person to follow the occupation of a totalizator agent, or any similar occupation, or to carry on or engage in any unlawful gaming, on the racecourse or on any grounds used in connection with any race or trotting meeting at which the use of the totalizator is licensed.

II. The club shall cause to be removed from the racecourse and such grounds every person on such racecourse or grounds carrying on or attempting to carry on any such occupation or receiving, or offering as a totalizator agent, or in any similar manner, to receive money for investment in or in connection with the totalizator, whether gratuitously or otherwise, or carrying on or engaging in any unlawful gaming, and shall exclude such person from such racecourse and grounds throughout the remainder of the meeting.

III. The provisions of paragraphs I. and II. hereof do not apply to the servants of the club within the totalizator receiving money from the public for investment in the totalizator in accordance with the provisions of the Lottery and Gaming Act, 1936.

IV. No investment shall be received in any totalizator in respect of any race after such race has actually started.

V. In all totalizators, except automatic totalizators, no person shall interfere with any totalizator ticket box or container except for the purpose of reading the number of the totalizator tickets in such tin or container, and the tickets therein shall be left facing the public for five minutes or such less time after the start of a race as the police supervisor may direct.

VI. No person shall sell any totalizator ticket or pay any dividend on any totalizator ticket to any person inside the totalizator building.

VII. The club shall cause a set of books to be accurately kept showing—

(*a*) the names of all horses starting in each race and the names of all non-starting horses in respect of which any investment has been made:

(*b*) the amount invested in the totalizator on each horse in each race:

(*c*) the total amount invested in the totalizator on each race:

(*d*) the amount of stamp duty payable to the Commissioner of Stamps in respect of the amount invested on each race:

(*e*) the amount of commission retained by the club, and how it is expended:

(*f*) the amount of dividends declared on the first horse and the total amount payable to investors thereon:

(*g*) the amount of dividends declared on the second horse and the total amount payable to investors thereon:

(*h*) the amount of dividends declared on the third horse and the total amount payable to investors thereon:

(*i*) the amount of dividends on each race unclaimed by the persons entitled to receive the same on the day of the race meeting:

(*j*) the amount of dividends on each race unclaimed for a period of two months after they become payable to the persons entitled to receive the same; the dividends on the first, second, and third horses to be shown separately;

(*k*) the amount of fractions held by the club in respect of each race.

VIII. The club shall during any race meeting permit any member of the police force, or any other person authorized in writing for the purpose by the Commissioner of Police, to enter all enclosures and buildings upon the

racecourse or trotting ground, and shall, on demand by such member or any such authorized person, produce to him any document, book, form, return, or record, or tickets relating to the working of the totalizator.

IX. All books of account, vouchers, paid dividend tickets, documents, forms, returns, working sheets, or records of the club shall, on demand by the Commissioner of Police, or any member of the police force, or other person authorized by him in that behalf, be submitted by the club to any person nominated by the Commissioner of Police for audit and examination.

X. The club shall cause to be delivered on demand to any member of the police force or other person authorized by the Commissioner of Police a carbon copy of the original readings of the totalizator taken after each race, showing the amount invested on each horse and the total amount invested on the race.

XI. Prior to the beginning of each race or trotting meeting the club shall, on demand, cause to be delivered to any member of the police force or other person authorized by the Commissioner of Police in that behalf, a statutory declaration, made and declared by the chairman and secretary of the club, setting forth the number and amount of each denomination of totalizator tickets printed or prepared for issuing in respect of each horse entered to be run at such race or trotting meeting for each race in which such horse is so entered.

XII. Forthwith after the result of each race run at a race or trotting meeting is declared by the judge, the club shall, on demand by any member of the police force or other person authorized by the Commissioner of Police in that behalf, cause all tickets prepared or printed for issuing to persons investing in the totalizator on each horse in such race in respect of which a dividend is, or is to be, declared, and also on all non-starting horses in respect of which any investment has been made, which are unissued, to be placed in a packet, and such packet to be securely fastened up and sealed by the officer in charge of such totalizator, and be delivered to such member of the police force.

XIII. Forthwith after the expiration of two months from the date of the holding of each race or trotting meeting, the club shall cause every totalizator ticket issued at such race or trotting meeting upon which a dividend has been paid, or in case of a non-starting horse, upon which any money has been refunded, to be delivered to the Commissioner of Police or any member of the police force authorized by the Commissioner of Police in that behalf.

XIV. Subdivisions XII and XIII shall apply only to clubs whose permanent office for the transaction of the business of the club is situated more than 10 miles in a direct line from the General Post Office at Adelaide.

XV. No totalizator dividend shall be paid to any person unless the totalizator ticket representing the number of a horse upon which a dividend is declared is produced to the paying out officials at the totalizator on the day of race or trotting meeting or to the secretary of the racing or trotting club concerned within two months of the date of the race or trotting meeting being held.

XVI. The club shall cause to be erected to the satisfaction of the Commissioner of Police a barrier in front of every window used in connection with the totalizator for supplying tickets or change, or paying dividends. Such barrier shall be so constructed as to provide separate places of entry and exit.

XVII. The club shall cause every totalizator used by such club to be provided with separate windows for use exclusively by women: Provided that this condition shall not apply on any racecourse which is situate more than twenty miles in a direct line from the General Post Office, Adelaide, and in respect of which the Commissioner of Police has certified that in his opinion this condition is unnecessary: Provided further that any such certificate with respect to any racecourse or trotting grounds may at any time be revoked by the Commissioner of Police, whereupon this condition shall again apply on such racecourse or trotting grounds.

XVIII. On any default by any club in the observance of any of the above conditions in any respect, the licence shall be revocable by the Commissioner of Police, or by the chief officer of police on the racecourse or grounds, either immediately upon such default or at any time within 14 days thereafter.

XIX. The Commissioner of Police shall cause a member of the police force to supervise the working of every separate totalizator, including every doubles totalizator, at all times when it is being used by any club, and such club shall pay to the Commissioner of Police the sum of three pounds for each member of the police force so supervising at a race meeting or trotting race meeting held in the day time and the sum of three pounds ten shillings for each member of the police force so supervising at a race meeting or trotting meeting held in the evening.

Inserted by regulations "Government Gazette," 7th December, 1939, p. 1556, and amended by regulations "Government Gazette," 26th July, 1951, p. 212, and 18th February, 1960, p. 557.

Form of Licence and Fees.

4. Every licence shall be in the following form, or as near thereto as circumstances permit, and shall be granted to the committee or executive body of the club, or one or more members of such committee or executive body, on application by or on behalf of such club or the committee thereof, but only for the racecourse or trotting ground and the days named in such licence.

Form of Licence.

By virtue of the Lottery and Gaming Act, 1936, and subject thereto, and to all rules and regulations made thereunder, these are to license Mr....., being the chairman of, and the other members of the committee or executive body of the.....club called the....., to use the totalizator on the.....at....., during the .....day of.....the.....day of..... the.....day of..... the..... day of.....the.....day of..... the.....day of.....the..... day of.....or upon such other day or days in place of any of the said days as the Chief Secretary may, from time to time, in writing upon this licence, approve. This licence shall be in force from the..... day of.....19...., to the succeeding 31st day of December (both days inclusive).

Given under my hand the.....day of.....19....

Commissioner of Police.

5. Every club applying for a licence shall, on such application, pay to the Commissioner of Police a licence fee of one pound one shilling for every day for which such licence is applied for; and if the licence is not granted for as many days as are applied for, the Commissioner of Police shall return the said licence fee, or a proportional part thereof, as the case may be; or if any race or trotting meeting is subsequently abandoned the Commissioner of Police shall return the licence fee in respect of such day.

6. On application by any person, and on payment of a sum not exceeding one shilling for every folio of 72 words, the Commissioner of Police shall furnish two copies, certified under his hand as such, of any licence granted, and of any account deposited under the Lottery and Gaming Act, 1936, or under these rules and regulations.

Control of Queues.

7. (1) Persons approaching any window of a totalizator shall form up in a queue in single file extending away from such window.

(2) When any such queue has been formed, no person shall approach the window to which such queue leads except as a member of such queue.

8. No person shall—

(*a*) push into any such queue, or join the same except at the rear end thereof;

(*b*) take precedence of any person who from his position has a prior right in any queue;

(*c*) stand or walk between any queue so formed, or within four yards of either of the outside queues;

(*d*) pass money or a ticket to any person in any queue.

9. Every person shall at all times observe and comply with any reasonable directions given by any member of the police force as to—

(*a*) the manner of approaching to or departing from any totalizator;

(*b*) the conduct of such person in the vicinity of any totalizator.

Penalties.

10. Any person who contravenes any provision of regulation 7, 8, or 9 hereof, whether by omission or commission, shall be liable to a penalty not exceeding ten pounds for every breach of such provision.

THE THIRD SCHEDULE.

FORM OF APPLICATION FOR LICENCE.

To Esq., Commissioner of Police.

I, the undersigned, being the

of the Racing Club, called , do hereby apply on behalf of such club for a licence under the Lottery and Gaming Act, 1936, for the said club to use the totalizator on the racecourse situate at during the year upon the days hereunder specified.

[*Here specify dates.*]

Dated the day of

THE FOURTH SCHEDULE.

SEARCH WARRANT.

South [Royal Arms] Australia.

(To wit.)

To

Whereas it appears to me (or us) [*a Special Magistrate, the Commissioner of Police, or two Justices of the Peace*], acting in and for the State of South Australia, that there is reason to suspect that unlawful

gaming is being or is about to be carried on in or upon a certain place, to wit. This is therefore to authorize and require you, with such assistance as may be necessary, to enter and re-enter into and upon and search such place at any time, and from time to time and at all times during day or night, within the space of three clear days from the date of this warrant, and to remain in and upon such place during the whole or any part of the three days aforesaid, and if necessary to use force in making such entry or any re-entry, whether by breaking open doors or otherwise, and to arrest and bring before a Special Magistrate or two Justices of the Peace all such persons as may be found therein or thereupon, and to seize all dice, balls, counters, tables, or other instruments of gaming, moneys, lists, cards, papers, documents, or things found upon such persons, or in or upon such place, as may be reasonably supposed to have been used or designed for use in connection with or in relation to any suspected offence, and to detain any such dice, balls, counters, tables, or other instruments of gaming, moneys, lists, cards, papers, documents, or things so found, to be dealt with according to law: And for so doing this shall be your warrant.

Given under my hand at in South Australia,

this day of

THE FIFTH SCHEDULE.

The following are the maximum fees which may be prescribed by rules made pursuant to section 37 with respect to the matters hereunder mentioned:— Inserted by 13, 1939, s. 8.

	£	s.	d.
On the application for a bookmaker's licence or renewal ..	1	0	0
On an application for a clerk's or deputy clerk's or agent's licence or renewal	0	10	0
On an application for registration of premises or renewal	1	0	0
For each permit to act as deputy clerk which is issued to a licensed clerk and his licence is exhibited when the permit is obtained	0	5	0
For each permit to act as a deputy clerk to any other person or to a licensed clerk if his licence is not exhibited	0	10	0
For a permit to act as or on behalf of an authorized press agent (per annum)	0	10	0
For authority to publish racing information (per annum)	100	0	0
Fees payable on an appeal in connection with a betting dispute ..	1	0	0
On registration of premises (per annum)	5	0	0
If the board has directed that more than one bookmaker shall (if required) be accommodated on any registered premises, for each such additional bookmaker (per annum)	1	0	0
For the replacement of any lost licence, permit, authority, or registration certificate	0	2	6

WRONGS ACT, 1936-1959.

BEING

WRONGS ACT, 1936, No. 2267 OF 1936
[ASSENTED TO 13TH AUGUST, 1936.]

AS AMENDED BY

WRONGS ACT AMENDMENT ACT, 1939, No. 18 OF 1939
[ASSENTED TO 22ND NOVEMBER, 1939.]

WRONGS ACT AMENDMENT ACT, 1940, No. 48 OF 1940
[ASSENTED TO 28TH NOVEMBER, 1940.]

WRONGS ACT AMENDMENT ACT, 1944, No. 14 OF 1944
[ASSENTED TO 23RD NOVEMBER, 1944.]

WRONGS ACT AMENDMENT ACT, 1951, No. 50 OF 1951
[ASSENTED TO 13TH DECEMBER, 1951.]

STATUTE LAW REVISION ACT, 1952, No. 42 OF 1952
[ASSENTED TO 4TH DECEMBER, 1952.]

LIMITATION OF ACTIONS AND WRONGS ACTS AMENDMENT ACT, 1956, No. 17 OF 1956
[ASSENTED TO 8TH NOVEMBER, 1956.]

WRONGS ACT AMENDMENT ACT, 1956, No. 49 OF 1956
[ASSENTED TO 22ND NOVEMBER, 1956.]

WRONGS ACT AMENDMENT ACT, 1958, No. 58 OF 1958
[ASSENTED TO 27TH NOVEMBER, 1958.]

AND

WRONGS ACT AMENDMENT ACT, 1959, No. 38 OF 1959
[ASSENTED TO 10TH DECEMBER, 1959.]

An Act to consolidate certain Acts relating to wrongs.

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 "Wrongs Act, 1936-1959".

Repeal.

2. The following enactments are repealed, namely:—

U.K. 6 and 7 Vict., c. 96 (adopted in South Australia by 17, 1846)—An Act of the Parliament of the United

Kingdom, entitled "An Act to amend the Law respecting defamatory words and libel". (Sections 1, 2, 9, and 10.)

No. 1 of 1865-6—An Act for compensating the Families of Persons killed by Accident. (The whole.)

No. 7 of 1865—An Act to amend the Law of Slander. (The whole.)

No. 17 of 1874—An Act to provide for the recovery of damages caused by negligence on the part of persons employed by the Government of South Australia in certain cases. (Section 3.)

No. 646 of 1895—The Law of Libel Amendment Act, 1895. (The whole.)

3. The remainder of this Act is divided into Parts, as follows:— Division of Act.

PART I.—Defamation: Sections 4-17.

PART II.—Wrongful acts or neglect causing death: Sections 18-23.

PART I. PART I.

DEFAMATION.

4. In this Part, unless inconsistent with the context— Interpretation. 646, 1895, s. 2. U.K. 44 and 45 Vict. c. 60, s. 1.

"newspaper" means any paper containing public news, intelligence, or occurrences, or any remarks or observations thereon, printed for sale and published in the State, periodically or in parts or numbers, at intervals not exceeding thirty-one days between the publication of any two such papers, parts, or numbers:

"proprietor" includes as well the sole proprietor of any newspaper as also, in the case of a divided proprietorship, the persons who, as partners or otherwise, represent and are responsible for any

s. 3. In addition to the Parts mentioned in section 3, Part III (General Provisions), which was enacted by the Wrongs Act Amendment Act, 1939, is included in this reprint.

share or interest in the newspaper as between themselves and the persons in like manner representing or responsible for the other shares or interests therein, and no other person.

Words imputing want of chastity to a woman.
7, 1865, s. 2. U.K. 54 and 55 Vict. c. 51, s. 1.

5. Words spoken and published of any woman imputing to her a want of chastity, shall be and shall be deemed to be slander, and an action shall be sustainable for such words in the same manner and to the same extent as for words charging an indictable offence.

Privilege of newspaper reports of legal proceedings.
646, 1895, s. 3. U.K. 51 and 52 Vict. c. 64, s. 3.

6. A fair and accurate report in any newspaper of proceedings publicly heard before any court exercising judicial authority shall, if published contemporaneously with such proceedings, be privileged: Provided that nothing in this section shall authorize the publication of any blasphemous or indecent matter.

Privilege of newspaper reports of proceedings of public meetings and of certain bodies and persons.
646, 1895, s. 4. U.K. 51 and 52 Vict. c. 64, s. 4.

7. (1) A fair and accurate report published in any newspaper of the proceedings of—

(*a*) a public meeting; or

(*b*) (except where neither the public nor any newspaper reporter is admitted) of any meeting of a municipal or district council, school board of advice, board of health, board or local authority formed or constituted under the provisions of any Act of Parliament, or of any committee appointed by any of the abovementioned bodies; or

(*c*) a meeting of any royal commission, select committee of either House of Parliament; or

(*d*) a meeting of shareholders in any bank or incorporated company,

and the publication at the request of any Government office or department, Minister of the Crown, or Commissioner of Police, of any notice or report issued by it or him for the information of the public, shall be privileged unless it is proved that the report or publication was published or made maliciously:

Provided that—

(*a*) nothing in this section shall authorize the publication of any blasphemous or indecent matter:

(*b*) the protection intended to be afforded by this section shall not be available as a defence in any proceedings if it is proved that the defendant has been requested to insert in the newspaper in which the report or other publication complained of appeared a reasonable letter or statement by way of contradiction or explanation of such report or other publication and has refused or neglected to insert the same:

(*c*) nothing in this section shall be deemed or construed to limit or abridge any privilege now by law existing or to protect the publication of any matter not of public concern and the publication of which is not for the public benefit.

(2) For the purposes of this section, "public meeting" means any meeting *bona fide* and lawfully held for a lawful purpose, and for the furtherance or discussion of any matter of public concern, whether the admission thereto be general or restricted.

Penalties on unfair and inaccurate reports. 646, 1895, s. 5.

8. If any unfair and inaccurate report of any matter mentioned in either of the last two preceding sections is published in any newspaper, every person responsible for the publication of such newspaper shall be guilty of an offence against this Act, punishable on complaint of any person aggrieved, and on summary conviction, by a fine not exceeding ten pounds, or by imprisonment not exceeding three calendar months:

Provided that—

(*a*) the punishment shall be by fine only if it is proved that the defendant, as soon as practicable after being informed of the unfairness and inaccuracy of the report, published in the newspaper a correction thereof, giving to the correction at least equal prominence to that which was given to the original report:

(*b*) any person laying a complaint under this section shall be deemed to have waived all other remedies, both civil and criminal, against the same defendant in respect of the same report.

Offer of an apology. U.K. 6 & 7 Vict. c. 96, s. 1, adopted in S.A. by 17, 1846.

9. In any action for defamation, the defendant may, after notice in writing of his intention so to do, duly given to the plaintiff at the time of filing or delivering the defence in the action, given in evidence in mitigation of damages, that he made or offered an apology to the plaintiff for the defamation before the commencement of the action, or if the action was commenced before there was an opportunity of making or offering such an apology, as soon afterwards as he had an opportunity of doing so.

Defence in action against a newspaper for libel. U.K. 6 and 7 Vict. c. 96, s. 2, adopted in S.A. by 17, 1846.

10. (1) In an action for a libel contained in any public newspaper or other periodical publication, the defendant may plead that the libel was inserted in the newspaper or other periodical publication without actual malice and without gross negligence, and that before the commencement of the action, or at the earliest opportunity afterwards, he inserted in the newspaper or other periodical publication, a full apology for the libel, or if the newspaper or periodical publication in which the libel appeared was ordinarily published at intervals exceeding one week, offered to publish such an apology in any newspaper or periodical publication to be selected by the plaintiff in the action.

(2) The defendant upon filing such defence may pay into court a sum of money by way of amends for the injury sustained by the publication of the libel.

(3) To such a defence the plaintiff may reply generally denying the whole of such defence.

Evidence in mitigation of damages. 646, 1895, s. 9. U.K. 51 and 52 Vict. c. 64, s. 6.

11. At the trial of an action for a libel contained in any newspaper, the defendant may give in evidence in mitigation of damages that the plaintiff has already recovered or has brought action for damages, or has received or agreed to receive compensation in respect of a libel or libels to the same purport or effect as the libel for which such action has been brought.

Publishing Parliamentary reports. 38, 1876, ss. 307, 308. Cf. U.K. 3 & 4 Vict. c. 9.

12. (1) It shall be lawful for any defendant in any civil or criminal proceeding in respect of the publication of any report, paper, votes, or proceedings of Parliament, which either House of Parliament deems fit and necessary and has authorized to be published, to bring before the court, after giving twenty-four hours notice to the plaintiff or prosecutor of his intention so to do, a certificate under the hand of the President or Clerk of the Legislative Council, or the Speaker or Clerk of the House of Assembly, stating that the matter

in question was published by order or under the authority of the Legislative Council or House of Assembly, as the case may be, together with an affidavit verifying the said certificate, and the court shall thereupon stay the said proceeding, and the same and every writ and process therein shall thereupon be put an end to and superseded, by virtue of this Act.

(2) It shall be lawful for the defendant in any civil or criminal proceeding in respect of the publication of any copy of any such report, paper, votes, or proceedings, to lay before the court, at any stage of the proceeding, the said report, paper, votes, or proceedings, and the said copy together with an affidavit verifying the same and the correctness of the said copy, and the court shall thereupon stay the said proceeding, and the same and every writ and process therein shall thereupon be put an end to and superseded by virtue of this Act.

(3) It shall be a good defence to any civil or criminal proceeding in respect of the printing of any extract from or abstract of such report, paper, votes, or proceedings if the defendant proves that the said extract or abstract was published in good faith and without malice.

(4) The following persons, namely, the Government Printer and those members of the public service who are employed in the making of official reports of the debates and proceedings of Parliament are hereby authorized by each House of Parliament to publish reports of the debates and proceedings of that House: Inserted by 18, 1939 s. 3.

Provided that this subsection shall not absolve any such person from the duty to conform to any instructions lawfully given to him by any person in authority.

(5) For the purposes of this section the papers which set out the daily business of each House of Parliament and are commonly called "Notices and Orders of the Day" shall be papers of Parliament the publication of which has been authorized by the House concerned. Inserted by 18, 1939, s. 3.

13. (1) A judge or the court, upon an application by or on behalf of two or more defendants in actions to the same, or substantially the same libel, brought by the same person, may make an order for the consolidation of those actions, so that they shall be tried together. Consolidation of actions. 646, 1895, s. 7. U.K. 51 and 52 Vict. c. 64, s. 5.

(2) After such an order has been made, and before the trial of the actions, the defendants in any new actions instituted in respect to the same or substantially the same

libel, shall also be entitled to be joined in a common action, upon a joint application being made by those new defendants and the defendants in the actions already consolidated.

Evidence as to publication, matters charged, etc.
646, 1895, s. 8.
U.K. 44 & 45, Vict. c. 60, s. 4.

14. A court of summary jurisdiction, upon the hearing of a charge against the proprietor, publisher, or editor, or any person responsible for the publication of a newspaper for a libel therein, may receive evidence as to the publication being for the public benefit, and as to the matters charged in the libel being true, and as to the report being fair and accurate and published without malice, and as to any matter which under this or any other Act or otherwise might be given in evidence by way of defence by the person charged on his trial on indictment; and the court, if of opinion after hearing such evidence that there is a strong or probable presumption that the jury at the trial would acquit the person charged, may dismiss the case.

Obscene matter.
646, 1895, s. 10.

15. It shall not be necessary to set out in any indictment or other judicial proceeding instituted against the publisher of any obscene libel the obscene passage, but it shall be sufficient to deposit the book, newspaper, or other documents containing the alleged libel with the indictment or other judicial proceeding, together with particulars showing precisely by reference to pages, columns, and lines, in what part of the book, newspaper, or other document the alleged libel is to be found, and such particulars shall be deemed to form part of the record, and all proceedings may be taken thereon as though the passages complained of had been set out in the indictment or judicial proceeding.

Proof of publication of newspaper, book, or periodical.
646, 1895, s. 11.

16. Upon the trial of an action or prosecution in respect of a libel contained in a newspaper or book, the production of such newspaper or book containing a printed statement that it is printed or published by or for the defendant shall be *prima facie* evidence of the publication of the said newspaper or book by the defendant.

Proof of copies of newspaper.
646, 1895, s. 12.

17. Upon the trial of an action or prosecution in respect of a libel contained in a newspaper, after evidence sufficient in the opinion of the court has been given of the publication by the defendant of the newspaper containing the libel, other prints purporting to be other numbers or parts of the same newspaper formerly or subsequently published, and containing a printed statement that they were published by or for the defendant, shall be admissible in evidence on either side without further proof of publication of them.

PART II. PART II.

WRONGFUL ACTS OR NEGLECT CAUSING DEATH.

Interpretation.

1, 1865, s. 5. U.K. 9 and 10 Vict. c. 93, s. 5. U.K. 24 and 25 Geo. 5, c. 41, s. 2 (1) and (2).

Amended by 48, 1940, s. 3.

18. (1) In this Part, unless the context or subject matter otherwise requires—

"child" includes son, daughter, grandson, granddaughter, stepson and stepdaughter:

"parent" includes father, mother, grandfather, grandmother, stepfather and stepmother:

"person" includes bodies politic and corporate:

"brother" includes half-brother and step-brother:

"sister" includes half-sister and step-sister.

Inserted by 18, 1939, s. 4.

(2) For the purposes of this Part a person shall be deemed to be the parent or child of the deceased person notwithstanding that he was only related to him illegitimately or in consequence of adoption; and accordingly in deducing any relationship which under this Part is included within the meaning of the expressions "parent" and "child", any illegitimate person and any adopted person shall be treated as being or as having been the legitimate offspring of his mother and reputed father or, as the case may be, of his adopters.

Inserted by 18, 1939, s. 4.

(3) In this section "adopted person" means a person who has been legally adopted, whether in the State or elsewhere, and whether before or after the passing of the Wrongs Act Amendment Act, 1939.

Inserted by 18, 1939 s. 4.

(4) Subsections (2) and (3) of this section shall not apply in relation to any action in respect of the death of any person before the passing of the Wrongs Act Amendment Act, 1939.

Liability for death caused wrongfully.

1, 1865, s. 1. U.K. 9 and 10 Vict. c. 93, s. 1.

19. Whenever the death of a person is caused by a wrongful act, neglect, or default, and the act, neglect, or default is such as would (if death had not ensued) have entitled the party injured to maintain an action and recover damages in respect thereof, the person who would have been liable if death had not ensued, shall be liable to an action for damages, notwithstanding the death of the person injured, and although the death was caused under such circumstances as amount in law to felony.

Effect of action and mode of bringing it.
1, 1865, s. 2. U.K. 9 and 10 Vict. c. 93, s. 2. U.K. 24 and 25 Geo. 5, c. 41, s. 2 (3).
Amended by 18, 1939 s. 5.

20. (1) Every such action shall be for the benefit of the wife, husband, parent, brother, sister, and child of the person whose death has been so caused, and shall be brought by and in the name of the executor or administrator of the person deceased.

(2) In every such action the court may give such damages as it thinks proportioned to the injury resulting from such death to the parties respectively for whom and for whose benefit the action is brought.

Inserted by 18, 1939 s. 5.

(2a) In any such action in respect of the death of any person after the passing of the Wrongs Act Amendment Act, 1939, damages may be awarded in respect of any medical expenses incurred as a result of the injury causing the death and the funeral expenses of the deceased person if such

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s. 20. GOODGER v. KNAPMAN (1924) S.A.S.R. 347. In assessing the damages under section 20 any pecuniary benefit the dependants would have received if the deceased had remained alive must be included, but any pecuniary advantage received from the death (including voluntary benefits conferred in consequence of the death) must be deducted. Moneys payable under an insurance policy on the life of the deceased are not to be deducted, but the premiums the deceased would have had to pay if living are deducted from the assessment of his probable income. Moneys received by the widow from fellow-employees of the deceased are wholly deductible in assessing damages. But see subclause (2aa) enacted since this decision.

BUTLER v. MCLACHLAN (1936) S.A.S.R. 152. In assessing damages under section 20 in favour of a widow, moneys payable under a policy of insurance on the life of the deceased, or to the widow under the Superannuation Act, 1926, cannot be deducted; but insurance premiums and contributions to the Superannuation Fund are deductible from the estimate of what the deceased would have earned, if living. But see subsection (2aa) enacted since this decision.

MATTHEW v. FLOOD (1939) S.A.S.R. 389. Observations upon circumstances to be taken into account in assessment of damages pursuant to section 20.

ADELAIDE CHEMICAL AND FERTILIZER COMPANY LIMITED v. CARLYLE (1940) 64 C.L.R. 514; 14 A.L.J. 334, affirming CARLYLE v. ADELAIDE CHEMICAL AND FERTILIZER COMPANY LIMITED (1939) S.A.S.R. 458. When a widow brought an action under Part II, proceedings on behalf of the only child of the marriage having been taken under the Workmen's Compensation Act, 1932, held that the widow's failure to sue on behalf of the child did not result in the action being improperly constituted.

RAFFERTY v. BARCLAY AND ANOTHER (1942) S.A.S.R. 147, appeal to the High Court dismissed, 66 C.L.R. 669 (note). Method of fixing damages under section 20 discussed.

NOLAN v. MARTIN (1946) S.A.S.R. 210. In estimating the damages payable to a dependant, the value of any voluntary benefit conferred on a dependant by any person in consequence of the death of the person killed is a proper matter to be taken into account in reduction of the claim for the loss sustained. But see subsection (2aa) enacted since this decision.

TAVERNER AND ANOTHER v. SWANBURY (1944) S.A.S.R. 194. Where under an arrangement morally binding but not binding in law the deceased child had agreed to work for his father for a certain period, the age of the father, the probability of the son continuing to work for him and the possibility of obtaining a suitable substitute for the child's labour, are to be taken into account in assessing damage under sections 19 and 20. *Semble*, the existence of a binding contract to work for his father would not deprive the father of the right to claim damages under sections 19 and 20.

PUBLIC TRUSTEE v. ZOANETTI (1945) 70 C.L.R. 266; 19 A.L.J. 232, affirming ZOANETTI v. PUBLIC TRUSTEE (1944) S.A.S.R. 150; 18 A.L.J. 255. In assessing damages under sections 19 and 20, an amount awarded under section 23b should not be deducted.

SALVEMINI v. AUSTRALIAN BARLEY BOARD (1950) S.A.S.R. 174. In a claim by a widow for damages in respect of the death of her husband caused by the wrongful act, neglect, or default of another, pension paid to the widow under

expenses have been incurred by the parties for whose benefit the action is brought.

(2aa) In assessing damages under this section in any action based on a death occurring after the passing of the Wrongs Act Amendment Act, 1956, there shall not be taken into account— Inserted by 49, 1956, s. 3 and amended by 58, 1958 s. 3 (1).

(i) any sum paid or payable on the death of the deceased under any contract of assurance or insurance, whether made before or after the passing of the said Act.

(ii) any sum paid or payable consequent on the death of the deceased person as a gratuity to any person for whose benefit the action is brought. Inserted by 58, 1958, s. 3.

(iii) any superannuation payments or benefits consequent upon the death of the deceased person. Inserted by 58, 1958, s. 3.

(iv) any sum paid or payable consequent upon the death of the deceased person under any contributory medical hospital death or funeral benefit scheme. Inserted by 58, 1958, s. 3.

(v) any sum paid or payable as a social service benefit or pension by the Governments of the Commonwealth of Australia, or the United Kingdom, or the State of South Australia to or in respect of any person for whose benefit the action is brought. Inserted by 58, 1958, s. 3.

(2b) No action shall be brought for the benefit of an illegitimate child of a deceased person unless during the lifetime of that person— Inserted by 18, 1939, s. 5.

(*a*) he has contributed maintenance for the child or signed an agreement for the support of the child; or

(*b*) a maintenance or pre-maternity order has been made against him in respect of the child.

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s. 20. (*contd.*) Commonwealth legislation, pending the hearing of the claim, is not deductable from the damages to which she may be entitled.

PAPOWSKI v. THE COMMONWEALTH OF AUSTRALIA (1958) S.A.S.R. 293. Held, before the enactment of subsection (2aa) (ii), that a sum voluntarily collected for a widow of a workman fatally injured in a motor accident was not deductible from the damages to be awarded to the widow.

SCHOLEFIELD v. BATES AND OTHERS (1958) S.A.S.R. 317. The method of assessment of pecuniary loss to the family of a deceased person in claims for damage in respect of fatal accidents, and, in particular, the application of actuarial calculations as to expectation of life, and the allowance to be made for acceleration of succession to the estate of deceased person, considered and discussed.

PANNELL v. FISCHER (1959) S.A.S.R. 77. Method of assessing damage sustained by a widow and children in consequence of the death of the husband, and the factors to be taken into account, considered and discussed.

s. 20. (2aa) Section 6 of the Wrongs Act Amendment Act, 1958, provides that the amendment made to this subsection by section 3 of that Act shall apply only in relation to deaths occurring after 27th November, 1958.

(3) The amount so recovered, after deducting the costs not recovered from the defendant, shall be divided amongst the before-mentioned parties in such shares as the court finds and directs.

Restriction of actions and time of commencement.

1, 1865, s. 3. U.K. 9 and 10 Vict. c. 93, s. 3.

Amended by 17, 1956, s. 5.

21. Not more than one action shall lie under this Part for and in respect of the same subject matter of complaint; and every such action shall be commenced within three years after the death of the deceased person.

Particulars of the person for whom damages claimed.

1, 1865, s. 4. U.K. 9 and 10 Vict. c. 93, s. 4.

22. In every such action the plaintiff shall be required to deliver to the defendant or his solicitor, full particulars of the person or persons for whom and on whose behalf the action is brought, and of the nature of the claim in respect of which damages are sought to be recovered.

Provision where no executor or administrator or action not commenced within six months.

17, 1874, s. 3. U.K. 27 and 28 Vict. c. 95, s. 1.

23. (1) In any case falling under section 19 of this Act, if there is no executor or administrator of the deceased person or, there being such an executor or administrator, no action is commenced under this Part within six months after the death of the deceased person, then an action may be brought by and in the name or names of the person or all or any of the persons for whose benefit an action could have been brought under this Part by an executor or administrator of the deceased person.

(2) Every action brought under this section shall be for the benefit of the same persons and shall be subject to the same regulations and procedure as nearly as may be as if brought by or in the name of an executor or administrator of the deceased person.

Liability to parents of person wrongfully killed.

Inserted by 48, 1940. s. 5, and amended by 58, 1958, s. 4.

23a. (1) Whenever the death of an infant is caused by a wrongful act, neglect or default, and the act, neglect or default is such as would, if death had not ensued, have entitled the infant to maintain an action and recover damages in respect thereof, the person who would have been liable if death had not ensued shall notwithstanding the death of the infant and although it was caused under such circumstances

s. 21. Section 6 of the Limitations of Actions and Wrongs Acts Amendment Act, 1956, provides that the amendment made by section 5 of that Act to section 21 of this Act is to apply to any action under Part II of this Act commenced after 8th November, 1956, whether the cause of action arose before or after that day.

s. 23a. GIGNEY AND ANOTHER v. DUFFY AND ANOTHER, CLARK v. DUFFY AND ANOTHER (1942) S.A.S.R. 76, varied on appeal to the High Court, 66 C.L.R. 669 (note); (1942) S.A.S.R. XX (note); 16 A.L.J. 374. Consideration of amount of solatium to be awarded.

RICHARDS AND ANOTHER v. BAKER (1943) S.A.S.R. 245. Elements in assessing and apportioning solatium discussed. Held that the award of solatium is to be

as amount in law to felony, be liable to pay to the surviving parents or parent of the child such sum, not exceeding five hundred pounds in the aggregate, as the court thinks just by way of solatium for the suffering caused to the parents or parent by the death of the child.

(2) Where both parents bring an action to recover any sum of money payable under this section, the amount recovered after deducting the costs not recovered from the defendant, shall be divided between the parents in such shares as the court directs.

(3) Where both parents survive the child and either of them does not join in bringing an action under this section, the other may bring an action for such amount as he claims to be due to him or her.

(4) In this section "parent" means the father or mother of a legitimate child and the mother of an illegitimate child.

Liability to surviving husband or wife of person wrongfully killed.
Inserted by 48, 1940, s. 5, and amended by 58, 1958, s. 5.

23b. Whenever the death of a person is caused by a wrongful act, neglect or default, and the act, neglect or default is such as would, if death had not ensued, have entitled that person to maintain an action and recover damages in respect thereof, the person who would have been liable if death had

s. 23a. (*contd.*) regarded as compensation for the loss of the pleasure of the child's presence in the family and the deprivation of the parents of his society, and that this solatium could be awarded notwithstanding that damages were given on other grounds.

TAVERNER AND ANOTHER v. SWANBURY (1944) S.A.S.R. 194. In assessing the amount of solatium to be awarded to parents under section 23a for the death of a child, the nature and circumstances of the act causing the death, the suffering experienced by the parents, the nature of the relations between the parents and the child, are all factors to be taken into account.

JEFFRIES v. THE COMMONWEALTH OF AUSTRALIA (1946) S.A.S.R. 106. Solatium gives a right to compensation for any loss or injury for which damages are not recoverable. Damages and solatium are complementary in the sense that, so far as the hopes and expectation of parents "sound in damages," they cannot enhance the solatium but, so far as they have no ascertainable monetary value, they may and should be taken into account in the assessment of solatium. A factor which must be taken into account is anything that may be incurred in the care or expenditure outlayed in such things as the education of the child. Section 6 of the Wrongs Act Amendment Act, 1958, provides that the amendment made to this section by section 4 of that Act shall apply only in relation to deaths occurring after 27th November, 1958.

s. 23b. SMITH v. CALDER AND BREEDING (1941) S.A.S.R. 263. Section 23b is not retrospective. Accordingly, when the death of a husband was caused by way of negligence prior to the coming into operation of the section, no payment by way of solatium could be awarded.

GIGNEY AND ANOTHER v. DUFFY AND ANOTHER. CLARK v. DUFFY AND ANOTHER (1942) S.A.S.R. 76, varied on appeal to the High Court, 66 C.L.R. 669 (note); (1942) S.A.S.R. XX (note); 16 A.L.J. 374. Consideration of amount of solatium to be awarded.

RAFFERTY v. BARCLAY AND ANOTHER (1942) S.A.S.R. 147, appeal to the High Court dismissed, 66 C.L.R. 669 (note). Principles on which solatium is to be awarded discussed. Section 6 of the Wrongs Act Amendment Act, 1958, provides that the amendment made to this section by section 5 of that Act shall apply only in relation to deaths occurring after 27th November, 1958.

not ensued, shall, notwithstanding the death of the person injured and although the death was caused in such circumstances as amount in law to felony, be liable to pay the surviving wife or husband of the deceased person such sum, not exceeding seven hundred pounds, as the court thinks just by way of solatium for the suffering caused to the wife or husband by such death.

Further provisions as to ss. 23a and 23b. Inserted by 48, 1940, s. 5.

23c. (1) The rights conferred by sections 23a and 23b shall be in addition to and not in derogation of any rights conferred on the parent, husband or wife by any other provision of this Act.

(2) In an action brought to enforce any right given under section 23a or 23b of this Act the court may in its discretion refuse to order the payment of any sum by way of solatium if, having regard to the conduct of the plaintiff in relation to the deceased person, or to the relations which existed between the plaintiff and the deceased person, or for any other sufficient reason, it considers that no such payment should be made.

(3) Any cause of action conferred on any person by section 23a or 23b of this Act shall not, on the death of that person, survive for the benefit of his estate.

PART III.

PART III.

GENERAL PROVISIONS.

Proceedings against and Contributions between Tort-Feasors.

Interpretation. U.K. 25 and 26 Geo. 5, c. 30, s. 6 (3). Inserted by 18, 1939, s. 6.

24. In sections 25 to 27 inclusive—

"parent" and "child" have the same meaning as they have in and for the purposes of Part II. of this Act:

the reference to "the judgment first given" shall in a case where that judgment is reversed on appeal, be construed as a reference to the judgment first given which is not so reversed, and in a case where a judgment is varied on appeal, be construed as a reference to that judgment as so varied.

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s. 23c. PUBLIC TRUSTEE v. ZOANETTI (1945) 70 C.L.R. 266; 19 A.L.J. 232, affirming ZOANETTI v. PUBLIC TRUSTEE (1944) S.A.S.R. 150; 18 A.L.J. 255. In assessing damages under sections 19 and 20, an amount awarded under section 23b should not be deducted.

25. (1) Where damage is suffered by any person as a result of a tort (whether a crime or not)— Proceedings against and contribution between joint and several tort-feasors. U.K. 25 and 26 Geo. 5, c. 30, s. 6 (1). Inserted by 18, 1939, s. 6.

(*a*) judgment recovered against any tort-feasor liable in respect of that damage shall not be a bar to an action against any other person who would, if sued, have been liable as a joint tort-feasor in respect of the same damage:

(*b*) if more than one action is brought in respect of that damage by or on behalf of the person by whom it was suffered, or for the benefit of the estate, or of the wife, husband, parent or child of that person against tort-feasors liable in respect of the damage (whether as joint tort-feasors or otherwise) the sums recoverable under the judgments given in those actions by way of damages shall not in the aggregate exceed the amount of the damages awarded by the judgment first given; and in any of those actions, other than that in which judgment is first given, the plaintiff shall not be entitled to costs unless the court is of opinion that there was reasonable ground for bringing the action:

(*c*) any tort-feasor liable in respect of that damage may recover contribution from any other tort-feasor who is, or would at any time have been, liable in respect of the same damage, whether as a joint tort-feasor or otherwise, so, however, that no person shall be entitled to recover contribution under this section from any person entitled to be indemnified by him in respect of the liability in respect of which the contribution is sought: Amended by 38, 1959, s. 3 (a).

(*ca*) a tort-feasor who, on or after the coming into operation of the Wrongs Act Amendment Act, 1959, becomes liable in respect of that damage may recover contribution from a third party as defined in subsection (2) of this section or commence proceedings for such recovery notwithstanding— Inserted by 38, 1959, s. 3 (b).

(i) that judgment in an action founded on the tort has not been given determining the tort-feasor's liability in respect of that damage; or

(ii) that the plaintiff as defined in that subsection has released the third party from

s. 25. BONNETT v. COMMISSIONER OF HIGHWAYS (1956) S.A.S.R. 10. Section 25 (*c*) does not bind the Crown so as to subject the Commissioner of Highways, as an agent of the Crown, to the statutory liability created by the section. Meaning and effect of section 25 (*c*) considered and discussed. But see section 31 which was enacted since this decision.

his liability to the plaintiff for that or any part of that damage; or

(iii) where such contribution is recoverable only if a notice relating to the plaintiff's claim or cause of action in respect of the damage has been given in accordance with any provision of law to such third party, that the plaintiff has not given such notice to the third party; but in such case the tort-feasor shall not be entitled to recover contribution from the third party unless—

the tort-feasor has, as soon as reasonably practicable after receiving written notice of the plaintiff's claim in respect of the damage, given to the third party full particulars of that claim so far as are known to him including his own name and address and those of the plaintiff, the nature of the act, omission or circumstances alleged to have caused the damage and to have given rise to the cause of action and the date and place on and at which such act, omission or circumstances occurred;

or, if the tort-feasor fails to give such particulars to the third party,

the court is satisfied that such failure was due to the tort-feasor's absence from the State, or illness, or to other reasonable cause or that the third party has not been prejudiced by such failure; or

(iv) that the time within which the plaintiff may commence action against the third party has expired: but in such case the tort-feasor shall not be entitled to recover contribution from the third party unless he commences proceedings for such conbution

within one year after receiving written notice of the plaintiff's claim against him in respect of the damage or within one year after settlement by him of that claim, whichever is the earlier event;

or, if the court is satisfied that the tort-feasor was unable to commence the proceedings within one year after such event by reason of the tort-feasor's absence from the State, or illness or of other reasonable cause, or that the third party was not prejudiced by the tort-feasor's inability so to commence the proceedings,

within such further time as the court may allow; or

(v) that the third party is the Crown or an instrumentality of the Crown:

(*d*) where the tort or torts causing the damage was or were committed by the husband or wife of the person suffering the damage and some other person, that other person may recover contribution as mentioned in paragraph (*c*) of this subsection from the husband or wife, as if the husband or wife had been liable to the person suffering the damage. **Amended by 38, 1959, s. 3 (c).**

(2) In subsection (1) of this section, so far as the context admits or requires, **Inserted by 38, 1959, s. 3 (d).**

"third party" means—

(i) a tort-feasor from whom any other tort-feasor is entitled to recover contribution under paragraph (*c*) of that subsection; and

(ii) the husband or wife of a person suffering the damage and from whom some other person is entitled to recover contribution under paragraph (*d*) of that subsection; and

"plaintiff" means the person suffering the damage referred to in that subsection whether or not that person has commenced an action for recovery of judgment in respect of the damage.

26. In any proceedings for contribution under the last preceding section the amount of the contribution recoverable from any person shall be such as may be found by the court to be just and equitable, having regard to the extent of that **Extent of contribution. U.K. 25 and 26, Geo. 5, c. 30, s. 6 (2). Inserted by 18, 1939, s. 6.**

s. 26. KERR v. FISHER AND HAMBLEN (1941) S.A.S.R. 213. Damages apportioned between wrongdoers guilty of joint negligence.

BROKEN HILL PTY. CO. LTD. v. DUFFY 16 A.L.J. 374; 66 C.L.R. 669 (note); (1942) S.A.S.R. XX (note), which varied GIGNEY AND ANOTHER v. DUFFY AND ANOTHER, CLARK v. DUFFY AND ANOTHER (1942) S.A.S.R. 76. Where it is impossible to assign the precise degree of fault, the responsibility should be apportioned equally.

SMITH AND OTHERS v. DYER AND WILSON (1949) S.A.S.R. 187. In determining the extent of contributions between joint tort-feasors, the contribution is to be assessed according to the extent of their respective responsibility for the damage.

person's responsibility for the damage; and the court shall have power to exempt any person from liability to make contribution, or to direct that the contribution to be recovered from any person shall amount to a complete indemnity.

Insurers and nominal defendants under Road Traffic Act.
Inserted by 50, 1951, s. 3, and amended by 38, 1959, s. 4.

26a. An insurer or nominal defendant who is referred to in section 70d of the Road Traffic Act, 1934-1950—

(*a*) for the purposes of this Part shall be deemed to be a tort-feasor in relation to the relevant death or bodily injury if the insured person or (as the case may be) the driver of the motor vehicle the identity of which cannot be ascertained, was a tort-feasor in relation to that death or bodily injury:

(*b*) for the purposes of section 26 of this Act shall be deemed to be responsible for the damage to the same extent as such insured person or driver would have been held to be responsible if sued.

Exemptions.
U.K. 25 and 26 Geo. 5, c. 30, s. 6 (4).
Inserted by 18, 1939, s. 6.

27. Nothing in section 24, 25 or 26 shall—

(*a*) apply with respect to any tort committed before the passing of the Wrongs Act Amendment Act, 1939; or

(*b*) affect any criminal proceedings against any person in respect of any wrongful act; or

(*c*) render enforceable any agreement for indemnity which would not have been enforceable if this section had not been passed.

Apportionment of liability in cases of contributory negligence.

Apportionment of liability in cases of contributory negligence.
Cf. U.K. 8 & 9 Geo. 6, c. 28, ss. 1-4.
Inserted by 50, 1951, s. 4.

27a. (1) In this section—

"court" means, in relation to any claim, the court or arbitrator by or before whom the claim falls to be determined:

"damage" includes loss of life, personal injury, and suffering for which a sum by way of solatium may be awarded under section 23a or 23b of this Act:

s. 27a. TUCKER v. TUCKER; HAWKER, THIRD PARTY (1956) S.A.S.R. 297. Held that, although he was negligent, a party was entitled to the full amount of his damage notwithstanding section 27a.

KAIN AND SHELTON LIMITED AND ANOTHER v. VIRGO (1956) 97 C.L.R. 230. Notwithstanding that the plaintiff suing for his own benefit was guilty of contributory negligence which at common law would have proved fatal, held that the claim fell within section 27a (3) and the damages awarded should be reduced to accord with the plaintiff's degree of responsibility for the injury sustained.

"damages" includes any such solatium as mentioned in section 23a or 23b of this Act but does not include any sum payable as compensation pursuant to the Workmen's Compensation Act, 1932-1950:

"dependant" means any person for whose benefit an action could be brought under Part II of this Act:

"fault" means negligence, breach of statutory duty or other act or omission which gives rise to a liability in tort or would, apart from this Act, give rise to the defence of contributory negligence.

Amended by 42, 1952, s. 3.

(2) Every reference in this section to the fault of a person shall be deemed to include a reference to a fault for which that person is vicariously responsible and in a case where the claim arises out of the death of a person, a fault of the deceased shall be deemed to be a fault of the claimant.

(3) Where any person suffers damage as the result partly of his own fault and partly of the fault of any other person or persons, a claim in respect of that damage shall not be defeated by reason of the fault of the person suffering the damage, but the damages recoverable in respect thereof shall be reduced to such extent as the court thinks just and equitable having regard to the claimant's share in the responsibility for the damage: Provided that—

(*a*) this subsection shall not operate to defeat any defence arising under a contract;

(*b*) this subsection is subject to subsections (4) and (5) of this section.

(4) Where damages (not being a solatium) are recoverable by virtue of subsection (3), subject to such reduction as is therein mentioned, and a contract or enactment providing for a limitation of liability is applicable to the claim or the jurisdiction of the court is limited, the amount of the damages recoverable shall be arrived at as follows:—

(*a*) the court shall find the total damages which would have been recoverable if the claimant had not been at fault and there had been no limitation of liability or of the jurisdiction of the court;

(*b*) the total damages so found shall be reduced to such an extent as the court thinks just and equitable having regard to the claimant's share in responsibility for the damage and the reduced amount shall, except as provided in paragraph (*c*) of this subsection, be the amount recoverable;

(*c*) if the amount of damages as reduced under paragraph (*b*) of this subsection exceeds the limit provided for in the contract or enactment or the limit of the jurisdiction of the court the court shall award the maximum amount of damages permitted by the contract, enactment, or limit of the court's jurisdiction.

Subsec. (5) repealed by 42, 1952, s. 3.

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(6) Where damages are recoverable by any person by virtue of subsection (3) subject to such reduction as is therein mentioned, the court shall in every case find and record the total damages which apart from any limitation of liability provided by contract or enactment, or any limitation of the jurisdiction of the court would have been recoverable if the claimant had not been at fault.

(7) Sections 24 to 27 (inclusive) of this Act (which relate to proceedings against, and contributions between, joint and several tort-feasors) shall apply in any case where two or more persons are liable or would, if they had all been sued, be liable by virtue of subsection (3) of this section in respect of the damage suffered by any person.

(8) Where any person dies as the result partly of his own fault and partly of the fault of any other person or persons, and accordingly if an action were brought for the benefit of the estate under the Survival of Causes of Action Act, 1940, the damages recoverable would be reduced under subsection (3) of this section, any damages recoverable in an action brought for the benefit of the dependants of that person under Part II of this Act and any amount recoverable by way of solatium under that Part shall be reduced to a proportionate extent.

(9) Where—

(*a*) a person (in this subsection called "the injured person") suffers damage as a result partly of his own fault and partly of the fault of any other person or persons; and

(*b*) by reason of the damage to the injured person a third person suffers damage (whether by way of the loss of the society or services of the injured person or otherwise),

then, in any claim by the third party for the damage so suffered by him the fault of the injured person shall be

taken into account under subsection (3) of this section for the purpose of reducing the damages recoverable by the third party as if the said fault were the fault of the third party.

(10) Where, in any case to which subsection (3) of this section applies, one of the persons at fault avoids liability to any other such person or his personal representative by pleading any enactment limiting the time within which proceedings may be taken, he shall not be entitled to recover any damages or contribution from that other person or representative by virtue of the said subsection.

(11) Where any case to which subsection (3) of this section applies is tried with a jury, the jury shall determine the total damages which apart from any limitation of liability provided by contract or enactment or any limitation of the jurisdiction of the court, would have been recoverable if the claimant had not been at fault and the extent to which those damages are to be reduced.

Savings. Inserted by 50, 1951, s. 4.

27b. (1) Section 27a of this Act shall not apply to any claim to which section 111 of the Supreme Court Act, 1935-1947, applies and that section shall have effect as if section 27a of this Act had not been passed.

(2) Section 27a of this Act shall not apply to any case where the acts or omissions giving rise to the claim occurred before the passing of the Wrongs Act Amendment Act, 1951.

Mental or Nervous Shock.

Personal injury caused by mental or nervous shock. Inserted by 18, 1939, s. 6.

28. (1) In any action for injury to the person caused after the passing of the Wrongs Act Amendment Act, 1939, the plaintiff shall not be debarred from recovering damages merely because the injury complained of arose wholly or in part from mental or nervous shock.

(2) In determining any question of liability for injury to the person caused before the passing of the Wrongs Act Amendment Act, 1939, no regard shall be paid to the fact that this section has been enacted, or to the provisions hereof.

s. 28. RICHARDS AND ANOTHER v. BAKER (1943) S.A.S.R. 245. Where the female plaintiff was walking on a highway with her infant son and, by negligence of the defendant, the child was run down and severely injured and died a short time after, held that damages could be recovered by the mother both for the injury caused by the initial shock caused by the sight of the injury to the boy and for the additional injury caused by the shock of his death, as these consequences flowed from the defendant's breach of duty to the female plaintiff.

Remedies against Certain Shipowners.

Remedy against shipowners and others for injuries.
U.K. 5 Edw. 7, c. 10.
Inserted by 18, 1939, s. 6.

29. (1) If it is alleged that the owners of any ship are liable to pay damages in respect of personal injuries, including fatal injuries, caused by the ship or sustained on, in, or about the ship, in any port or harbour in the State, in consequence of the wrongful act, neglect, or default of the owners of the ship, or the master or officers or crew thereof, or any other person in the employment of the owners of the ship, or of any defect in the ship or its apparel or equipment, and at any time that ship is found in any port or river in the State or in any water within three miles of the coast of the State, the Supreme Court or the local court of full jurisdiction nearest to the ship may, upon its being shown to the court by any person applying in accordance with rules of court that the owners are probably liable to pay damages in respect of such injuries and that none of the owners resides in the State, issue an order directed to any officer of the Supreme Court or of the said local court, or of the South Australian Harbors Board, or of any authority exercising the powers vested in the said Board named in the order, requiring such officer to detain the ship until such time as the owners, agent, master, or consignee thereof have paid such compensation, or have given security, to be approved by a Judge of the Supreme Court, or as the case may be, by a judge or magistrate of the said local court, to abide the event of any proceedings that may be instituted in respect of the injuries, and to pay all costs and damages that may be awarded thereon.

(2) The officer to whom the order is directed may detain the ship in accordance with the order.

(3) In any legal proceedings in relation to such injuries as aforesaid, the person giving security may be made the defendant, and shall be stated to be the owner of the ship which has caused the injuries, and the production of the order of the judge or magistrate made in relation to the security shall in the said proceedings be conclusive evidence that the defendant is the owner of the ship.

(4) If the owner of a ship is a corporation, such corporation shall, for the purpose of this section, be deemed to reside in the State if it has an office in the State at which service of process can be effected.

(5) If a ship after detention in pursuance of this section or after service on the master of any notice of an order for detention under this section, proceeds to sea before the ship is released by the officer detaining it, the master of the ship,

and also the owner, and any person who sends the ship to sea, if that owner or person is party or privy to the offence, shall be guilty of an offence and liable on summary conviction to a penalty not exceeding two hundred pounds.

(6) If the master proceeds to sea with the ship in contravention of subsection (5) of this section, and takes to sea any person authorized to detain the ship or any person assisting any person so authorized, the owner and master of the ship shall each be liable to pay all expenses of and incidental to the taking to sea of any such person, in addition to any penalty imposable under subsection (5).

(7) The words "person applying" in this section shall include an employer who has paid compensation, or against whom a claim for compensation has been made, under the Workmen's Compensation Act, 1932, if he shows the court that he probably is or will become entitled to be indemnified under that Act, and in such case this section shall apply as if the employer were a person claiming damages in respect of personal injuries.

(8) The jurisdiction of the Supreme Court under this section may be exercised by a single judge of that court sitting in chambers.

Abolition of the rule of common employment.

Abolition of rule of common employment. Inserted by 14, 1944, s. 4.

30. (1) Where any injury or damage is suffered by a servant by reason of the wrongful act, neglect or default of a fellow servant, the employer of those servants shall be liable in damages in respect of that injury or damage in the same manner and in the same cases as if those servants had not been engaged in a common employment.

(2) This section applies to any injury or damage arising from a wrongful act, neglect or default committed after the enactment of this section, whether the contract of employment was made before or is made after the enactment of this section.

(3) "Employer" in this section includes the Crown and instrumentalities of the Crown.

Application of Parts II and III to the Crown.

Heading inserted by 38, 1959, s. 5.

Application of Parts II and III to the Crown and Crown instrumentalities. Inserted by 38, 1959, s. 5.

31. After the coming into operation of the Wrongs Act Amendment Act, 1959, Part II. and Part III. of this Act shall for all purposes be construed as applying to, and binding, the Crown and instrumentalities of the Crown.

TABLES OF ACTS OF THE PARLIAMENT OF SOUTH AUSTRALIA

TABLE OF PUBLIC GENERAL ACTS OF THE PARLIAMENT OF SOUTH AUSTRALIA, INCLUDING CROSS REFERENCES.

The following table contains a list of the public Acts of general application of the Parliament of South Australia passed up to the end of 1959 and which were unrepealed as at that time.

In the case of an Act reprinted in Volumes 1 to 8 of the South Australian Statutes, 1837-1936, a reference is given in the table to the volume and page where the Act is printed. In the case of any other Act a reference is given to the annual volume of Statutes in which the Act is printed.

Since the publication of the South Australian Statutes, 1837-1936, some Acts have been reprinted pursuant to the Amendments Incorporation Act, 1937. The table contains a reference to all such reprinted Acts; in some instances, the reprinted Act has been included in the annual volume of Statutes and in those cases a reference is given to the volume and page where the Act is reprinted.

The table also includes cross references to the subject matters dealt with by legislation.

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WHYALLA TOWN COMMISSION ACT, 1944	1944	96
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The Wrongs Act, 1939, *has also been amended by the Statute Law Revision Act*, 1952.		
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TABLE OF PUBLIC ACTS WHICH ARE OBSOLETE OR SUPERSEDED OR OF LOCAL OR RESTRICTED APPLICATION.

The following table contains a list of the public Acts of the Parliament of South Australia passed up to the end of 1959 which were unrepealed as at that time 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. These Acts are not included in Volumes 1 to 8 of the South Australian Statutes, 1837-1936.

Title of Act.	Year.	Number
Adelaide Electric Supply Company's Act, 1931	1931	2009
The Adelaide Electric Supply Company Act, 1944	1944	17
See also (in the Table of Public General Acts) Electricity Trust of South Australia Act, 1946, *and* (in the Table of Private Acts) The South Australian Electric Light and Motive Power Company's Act, 1897 *and* The Adelaide Electric Supply Company's Act, 1922		
The Adelaide Gaol Reserve Alteration Act, 1911	1911	1039
Adelaide Park Lands Act, 1928	1928	1868
The Adelaide Park Lands Alteration Act, 1913	1913	1140
Adelaide Park Lands Alteration Act, 1917	1917	1275
Adelaide Park Lands Appropriation Act, 1880	1880	171
The Adelaide Show Grounds Act, 1913	1913	1136
Adelaide Show Grounds Act Amendment Act, 1923	1923	1590
Adelaide Show Grounds Act Amendment Act, 1925	1925	1706
Adelaide Show Grounds Act Amendment Act, 1935	1935	2202
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Angas Recreation Park Act, 1937	1937	2347
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Appropriation Act, 1937	1937	2349
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Appropriation Act, 1938	1938	2397
Appropriation Act, 1939	1939	10
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

Title of Act.	Year.	Number
Appropriation Act, 1946	1946	13
Appropriation Act (No. 1), 1947	1947	2
Appropriation Act (No. 2), 1947	1947	16
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
Appropriation Act (No. 1), 1950	1950	1
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
The Copyright Act, 1878	1878	95
Da Costa Samaritan Fund (Incorporation of Trustees) Act, 1953	1953	54
The Drought Relief Act, 1914	1914	1165
Drought Relief Act Amendment Act, 1920	1920	1433
Drought Relief Act, 1919	1919	1397
Drought Relief Act, 1923	1923	1557
Drought Relief Act, 1926	1926	1731
Drought Relief Act, 1927	1927	1832
Drought Relief Act, 1928	1928	1886
Drought Relief (Extension) Act, 1928	1929	1926
The Encounter Bay, Goolwa, and Waitpinga Boundaries Act	1884	313
Exchange of Land (Hundred of Noarlunga) Act, 1959	1959	11
Farmers Relief Act, 1931	1931	1996
Farmers Relief Act Extension Act, 1931	1931	2057
Farmers Relief Act, 1932	1932	2100
Frost Relief Act, 1927	1927	1829
Funding Loan Act, 1932	1932	2086
Gladstone Park Lands Act, 1880	1880	178
Glenelg Soldiers' Memorial Site Act, 1921	1921	1468
Hailstorm Relief (Validation) Act, 1925	1925	1664
Henley and Grange Alignment Act, 1940	1940	8

Title of Act.	Year.	Number.
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) The Broken Hill Proprietary Company, Limited's Hummock Hill to Iron Knob Tramway and Jetties Act, 1900.		
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
John Miller Park Act, 1954	1954	54
Jubilee Exhibition Act, 1885	1885	351
Lady Kintore Cottages Act, 1920	1920	1430
Largs Fort Encroachment Act, 1884	1884	330
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
Main Roads Fund Act, 1920	1920	1424
Main Roads Fund Act, 1922	1922	1535
Mareeba Babies Hospital Lease Act, 1951	1951	31
The Married Woman's Property Amendment Act, 1898	1898	701
Mile End Overway Bridge Act, 1925	1925	1713
The Morphett Street Bridge Act	1881	222
Motor Spirit Vendors' Agreement (Validation) Act, 1927.	1927	1791
Mount Bold Waterworks 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
Parliamentary Buildings Act, 1877	1877	87
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The Poonindie Exchange Act, 1895	1895	631
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, 1877	1878	91
Port Adelaide Reserves Act, 1871	1871	6
Port Adelaide Water Frontage Act, 1886	1886	373
Port Adelaide Water Frontage Act, 1902	1902	810
The Port Adelaide Water Frontage Act, 1910	1910	1012
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

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Port Pirie Racecourse Site Act, 1946	1946	45
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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
Public Purposes Loan Act, 1957	1957	10
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Public Purposes Loan Act (No. 1), 1959	1959	2
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The Public Service Superannuation Fund Act, 1902	1902	792
Public Service Superannuation Fund Act Amendment Act, 1919	1919	1360
Public Service Superannuation Fund Act Amendment Act, 1953	1953	12
Pyap Irrigation Trust Act Amendment Act, 1926	1926	1772
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The Adelaide and Gawler Town Railway Extension Act	1857-8	10
The Adelaide and Gawler Town Railway Further Extension Act	1858	2
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

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Adelaide to Nairne Railway Act, 1878	1878	117
Angle Pole Railway Act, 1887	1887	413
Barunga Gap Railway, 1877	1877	72
Blyth to Gladstone Railway Act, 1891	1891	522
The Brinkworth to Port Broughton Railway Act, 1910	1910	1015
Broadening of Gauge (Brinkworth to Gladstone) Act, 1925	1925	1667
Bumbunga to Lochiel Railway Act, 1923	1923	1595
Burra and Hallett Railway Act, 1876	1876	31
The Darke's Peak Railway Act, 1909	1909	982
The Darke's Peak Railway Act Amendment, 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
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
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
The Grange and Henley Beach Railway Act, 1898	1898	698
The Grange and Henley Beach Railway Alteration Act, 1911	1911	1041
The Goolwa Loop Line Railway Act, 1913	1913	1145
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
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
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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
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
Pinnaroo Railway Act	1903	831
Pinnaroo Railway Act Amendment Act, 1907	1907	928
The Pinnaroo Railway Act Further Amendment Act, 1908	1908	955
The Pinnaroo Railway Act Further Amendment Act, 1914	1914	1176
The Petersburg and Border Railway Act, 1884	1884	328
The Petersburg and Border Railway Amendment Act, 1886	1886	377
The Port Adelaide and Semaphore Railway Act, 1874	1874	13
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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
The Port Broughton Railway Act	1873	7
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
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	1524
The Railway Deviations Act, 1896	1896	661

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Railways Guarantees Abolition Act Amendment Act, 1918	1918	1328
Railways Transfer Act, 1927	1927	1840
Renmark to Barmera Railway Act, 1925	1925	1675
The Riverton to Spalding Railway Act, 1913	1913	1129
Rivoli Bay North and Mount Gambier Railway Act, 1876	1876	30
The Robertstown Railway Act, 1911	1911	1070
The Robertstown Railway Act Amendment Act, 1912	1912	1081
Roseworthy to Forresters 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	1139
The South-Eastern Railway Act, 1871	1871	7
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
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	1586
Wandana to Penong Railway Act, 1917	1917	1292
The Wandilo and Glencoe Railway Act, 1903	1903	843
The Wandilo and Glencoe Railway Act Amendment Act, 1909	1909	990
The Wilmington Railway Act, 1913	1913	1137
Road (Hundred of MacDonnell) Acquisition Act, 1923	1923	1578
Road (Thebarton State School) Acquisition Act, 1918	1918	1345
Road (Wirrabara Forest) Acquisition Act, 1917	1917	1315
Roads Loan Act, 1923	1923	1579
Roads (Magill Home and Yatala Quarry) Acquisition Act, 1915	1915	1219
South Australian Gas Company's Act Amendment Act, 1952	1952	12
See also (in the Table of Private Acts) The South Australian Gas Company's Act, 1861.		
South-Eastern Lands Contract Annulment Act, 1917	1917	1300
Statute Law Revision Act, 1934	1934	2168
Statute Law Revision Act, 1935	1935	2246
Statute Law Revision Act, 1936	1936	2293
Statute Law Revision Act (No. 2), 1936	1936	2316
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Supply Act (No. 1), 1937	1937	2338

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Supply Act (No. 1), 1938	1938	2382
Supply Act (No. 2), 1938	1938	2385
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
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
The Transcontinental Railway Grant Act, 1911	1911	1069
The Transcontinental Railway Land Grant Amendment Act, 1912	1912	1079
Transcontinental Railway Land Grant Act Amendment Act, 1924	1924	1608

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The University Land Act, 1929	1929	1944
Victor Harbor Foreshore Act, 1917	1917	1281
Victor Harbor Foreshore Act, 1926	1926	1750
Voluntary Wheat Pool Agreement Ratification Act, 1924.	1924	1620
Voluntary Wheat Pool Agreement Ratification Act, 1925	1925	1690
Wallaroo Park Lands Resumption Act, 1924	1924	1626
The Wallaroo Railway Lands Act, 1912	1912	1085
The West Terrace Cemetery Extension Act, 1904	1904	852
West Terrace Cemetery (Soldiers' Section) Extension Act, 1944	1944	11
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
The Young Women's Christian Association of Port Pirie Incorporated (Port Pirie Parklands) Act, 1955	1955	19

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The following table contains a list of the private Acts of the Parliament of South Australia passed up to the end of 1959 and which were unrepealed as at that time. These Acts are not included in Volumes 1 to 8 of the South Australian Statutes, 1837-1936.

Title of Act.	Year.	Number.
The Adelaide Electric Supply Company's Act, 1922..... *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.	1922	—
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	—
Angas College Trusts Act, 1921	1921	—
Australian Mutual Provident Society Act, 1874	1874	—
Australian Trust Company Act, 1861	1861	—
Bagot's Executor Company Act	1910	—
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	—
Boy Scouts Association—South Australian Branch—Incorporation Act.....	1940	—
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	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	—
Executors Company's Act, 1885	1885	—
Executors Company's Amendment Act, 1900	1900	—
Executors Company's Amendment Act, 1915	1915	—
Farmers Co-operative Executors Act, 1919	1919	—
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 Act, 1911	1911	—
Methodist Ladies College Incorporation Act, 1920	1920	—
The Methodist Union Act, 1900	1900	—
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 Trust Incorporated Act, 1926	1926	—
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 Provincial Gas Company's Act	1868-9	—
Pyap Irrigation Trust Act, 1923	1923	—
See also (in the Table of Public Acts of Restricted Application) The Pyap Irrigation Trust Act Amendment Act, 1926		
Railway Acts—		
See also Railway Acts (in the Table of Public Acts of Restricted Application)		
Adelaide City and Port Railway Act, 1850	1850	1
Adelaide City and Port Railway Guarantee Act, 1850	1850	4
The Broken Hill Proprietary 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		

Title of Act.	Year.	Number.
Railway Acts—*continued.*		
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	—
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	—
Stirling Trust Estate Act, 1857-8	1857-8	—
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	—
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	—
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's Act Amendment Act, 1952.		
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 Methodists Act, 1887	1887	—
South Australian Widows' Fund and General Annuity Endowment Society Act, 1850	1850	13
The Spicer Cottages Trust Act, 1934	1934	—
The Spicer Cottages Trust Act Amendment Act, 1938	1938	—

Title of Act.	Year.	Number.
St. George's Church, Woodforde, Revocation of Trusts and Sale of Lands Act, 1920	1920	—
The Thorngate Estate Act	1911	—
The Town and Country Bank Act, 1881	1881	—
Union Bank of Australia Act, 1850	1850	11
Way College Incorporation Act, 1899	1899	—
The Wyatt Benevolent Institution Incorporated Act	1935	

TABLE OF ACTS REPEALED.

The following table contains a list of all Acts which have been repealed since the publication in April, 1937, of the South Australian Statutes, 1837-1936.

Title of Act Repealed.	Title of Repealing Act.
The Adelaide Gunpowder Magazine Act ...	Statute Law Revision Act, 1937
The Adulteration of Wine and Brandy Act, 1907	Adulteration of Wine and Brandy (Repeal) Act, 1941
The Amendments Incorporation Act, 1914 .	Amendments Incorporation Act, 1937
Associations Incorporation Act, 1939.....	Associations Incorporation Act, 1956
Banking Companies Act, 1935	Banking Companies Act Repeal Act 1946
Bread Act, 1936.....	Bread Act, 1954
Bread Act Amendment Act, 1949	Statute Law Revision Act, 1957
Building Materials Act, 1945	Building Materials Act, 1949
Building Materials Act Amendment Act, 1946	Building Materials Act, 1949
Building Materials Act Amendment Act, 1947	Building Materials Act, 1949
Building Materials Act Amendment Act, 1948	Building Materials Act, 1949
Building Materials Act Amendment Act, 1949	Building Materials Act, 1949
Building Materials Act, 1949.....	Building Operations Act, 1952
Building Materials Act Amendment Act, 1950	Building Operations Act, 1952
Building Materials Act Amendment Act, 1951	Building Operations Act, 1952
Collections for Unemployment Act, 1930 ...	Collections for Charitable Purposes Act, 1939
Commonwealth Powers (Air Navigation) Act, 1921	Air Navigation Act, 1937
Commonwealth Water Agreement Ratification Act, 1940	Commonwealth Water Agreement, Ratification Act Repeal Act, 1954
Cornsacks Act, 1931	Statute Law Revision Act, 1937
Cornsacks Act Amendment Act, 1932	Statute Law Revision Act, 1937
Cornsacks Act Amendment Act, 1933	Statute Law Revision Act, 1937
Cornsacks Act Amendment Act, 1934	Statute Law Revision Act, 1937
Cornsacks Act Amendment Act, 1935	Statute Law Revision Act, 1937
Debt Adjustment Act, 1929	Statute Law Revision Act, 1957
Debt Adjustment Act Amendment Act, 1930	Statute Law Revision Act, 1957
Debt Adjustment Act Amendment Act, 1932	Statute Law Revision Act, 1957
Debt Adjustment Act, 1932	Statute Law Revision Act, 1957
Draught Stallions Act, 1932.....	Draught Stallions Act Repeal Act 1955
Draught Stallions Act Amendment Act, 1933	Draught Stallions Act Repeal Act, 1955
Employers' Liability Act, 1934.....	Wrongs Act Amendment Act, 1944
Fertilizers Act, 1918	Agricultural Chemicals Act, 1955
Firearms Act, 1956	Firearms Act, 1958
Firearms Registration Act, 1919.....	Firearms Act, 1958
Firearms Restriction (River Murray) Act, 1929	Firearms Act, 1958
French Red Cross Fund Act, 1940	Statute Law Revision Act, 1952
Government Labour Exchange Act, 1931 ..	Statute Law Revision Act, 1957

Title of Act Repealed.	Title of Repealing Act.
The Guardianship of Infants Act, 1887.....	Guardianship of Infants Act, 1940
Hide and Leather Industries Act, 1948	Hide and Leather Industries Legislation Repeal Act, 1956
Hide and Leather Industries Act Suspension Act, 1954	Hide and Leather Industries Legislation Repeal Act, 1956
Imprint Act of 1863	Imprint Act, 1951
Imprint Amendment Act, 1881.....	Imprint Act, 1951
Increase of Rent (War Restrictions) Act, 1939	Landlord and Tenant (Control of Rents) Act, 1942
Increase of Rent (War Restrictions) Act Amendment Act, 1940	Landlord and Tenant (Control of Rents) Act, 1942
Increase of Rent (War Restrictions) Act Amendment Act, 1941	Landlord and Tenant (Control of Rents) Act, 1942
Infectious Diseases Hospital Act, 1922-1943	Infectious Diseases Hospital Transfer Act, 1947
Insurance Companies (Deposits) Act, 1924 .	Statute Law Revision Act, 1957
Insurance Companies (Deposits) Act, 1930 .	Statute Law Revision Act, 1957
Insurance Companies (Deposits) Act, 1931 .	Statute Law Revision Act, 1957
Juries Act, 1844.....	Statute Law Revision Act, 1937
Kowulka Railway Act, 1922.....	Kowulka Branch Railway Act, 1948
Land Agents Act, 1925.....	Land Agents Act, 1955
Land Agents Act, 1927.....	Land Agents Act, 1955
Land Agents Act Amendment Act, 1933....	Land Agents Act, 1955
Land Agents Act Amendment Act, 1950....	Land Agents Act, 1955
Landlord and Tenant (Rent Reduction) Act, 1932	Statute Law Revision Act, 1957
Landlord and Tenant (Rent Reduction) Act Amendment Act, 1935	Statute Law Revision Act, 1957
Landlord and Tenant (Rent Reduction) Act Amendment Act, 1936	Statute Law Revision Act, 1957
Land Settlement Act Extension Act, 1956 .	Land Settlement Act Amendment Act, 1957
Leigh Creek Coal Act, 1942	Electricity Trust of South Australia Act Amendment Act, 1946
Life Assurance Companies Act (Partial Suspension) Act, 1943	Statute Law Revision Act, 1952
Loans for Fencing and Water Piping Act, 1930	Loans for Fencing and Water Piping Act, 1938
Margarine Act, 1934	Margarine Act, 1939
The Meters and Gas Act, 1881.....	Gas Act Amendment Act, 1954
The Mining on Private Property Act, 1909 ..	Mining Act Amendment Act, 1941
Mining on Private Property Act Amendment Act, 1916	Mining Act Amendment Act, 1941
Money-lenders Act, 1924	Money-lenders Act, 1940
National Bank of Australasia Act, 1859	Statute Law Revision Act, 1957
National Bank of Australasia Amendment Act, 1860	Statute Law Revision Act, 1957
National Bank Act Amendment Act, 1863..	Statute Law Revision Act, 1957
Northern Areas and Whyalla Water Supply Act, 1940	Broken Hill Proprietary Company's Steel Works Indenture Act, 1958
Noxious Weeds Act, 1931	Weeds Act, 1956
Noxious Weeds Act Amendment Act, 1935 .	Weeds Act, 1956
Noxious Weeds Act Amendment Act, 1938 .	Weeds Act, 1956
Noxious Weeds Act Amendment Act, 1939 .	Weeds Act, 1956

Title of Act Repealed.	Title of Repealing Act.
Payment of Members of Parliament Act, 1936	Payment of Members of Parliament Act, 1948
Payment of Members of Parliament Act, 1944	Payment of Members of Parliament Act, 1948
Pest Destroyers Act, 1919	Agricultural Chemicals Act, 1955
Pest Destroyers Act, 1934	Agricultural Chemicals Act, 1955
Police Pensions Act, 1929	Police Pensions Act, 1954
Police Pensions Act, 1932	Police Pensions Act, 1954
Police Pensions Act Amendment Act, 1936	Police Pensions Act, 1954
Police Pensions Act Amendment Act, 1942	Police Pensions Act, 1954
Police Pensions Act Amendment Act, 1943	Police Pensions Act, 1954
Police Pensions Act Amendment Act, 1945	Police Pensions Act, 1954
Police Pensions Act Amendment Act, 1947	Police Pensions Act, 1954
Police Pensions Act Amendment Act, 1949	Police Pensions Act, 1954
Police Pensions Act Amendment Act, 1950	Police Pensions Act, 1954
Police Pensions Act Amendment Act, 1951	Police Pensions Act, 1954
Port Pirie Park Lands Act, 1932	Port Pirie Park Lands Repeal Act, 1951
Producer Gas Equipment Act, 1942	Statute Law Revision Act, 1952
Public Library, Museum, and Art Gallery, and Institutes Act, 1936	Libraries and Institutes Act, 1939
Public Officers Salaries Act, 1952	Public Officers Salaries Act, 1953
Public Officers Salaries Act, 1953	Statutes Amendment (Public Salaries) Act, 1955
Public Salaries Act, 1936	Public Salaries Act Repeal Act 1946
Railways Standardization Agreement Act, 1946	Railways Standardization Agreement Act, 1949
Remission of Fees Act, 1941	Statute Law Revision Act, 1952
Remission of Registration Fees Act, 1942	Statute Law Revision Act, 1952
State Salaries (Commonwealth Taxation) Act, 1916	Statute Law Revision Act, 1937
Stock Licks Act, 1931	Stock Licks Act Repeal Act, 1956
The Teachers Superannuation Act, 1890	Superannuation Act Amendment Act, 1949
The Teachers Superannuation Amendment Act, 1897	Superannuation Act Amendment Act, 1949
The Teachers Superannuation Further Amendment Act, 1904	Superannuation Act Amendment Act, 1949
Teachers Superannuation Act Further Amendment Act, 1922	Superannuation Act Amendment Act, 1949
Teachers Superannuation Act Amendment Act, 1928	Superannuation Act Amendment Act, 1949
Technical Education of Apprentices Act, 1917	Apprentices Act, 1950
Technical Education of Apprentices Act Amendment Act, 1921	Apprentices Act, 1950
Technical Education of Apprentices Act Amendment Act, 1940	Apprentices Act, 1950
Textile Products Description Act, 1944	Textile Products Description Act, 1953
Trespassing on Land Act, 1928	Trespassing on Land Act, 1951
Use of Firearms Restriction Act, 1917	Firearms Act, 1958
Venereal Diseases Act, 1920	Venereal Diseases Act, 1947

Title of Act Repealed.	Title of Repealing Act.
Wheat Industry Stabilization Act, 1948 ...	Wheat Industry Stabilization Act, 1954
Wheat Industry Stabilization Act Amendment Act, 1951	Wheat Industry Stabilization Act, 1954
Wheat Industry Stabilization Act Amendment Act, 1953	Wheat Industry Stabilization Act, 1954
Wheat Industry Stabilization Act, 1954....	Wheat Industry Stabilization Act, 1958
Wheat Industry Stabilization Act Amendment Act, 1955	Wheat Industry Stabilization Act, 1958
Wheat Products Prices Act, 1938	Statute Law Revision Act, 1957
The Woods and Forests Act, 1882	Forestry Act, 1950
Woods and Forests Act Amendment Act, 1934	Forestry Act, 1950

TABLE OF ACTS AFFECTED BY AMENDMENT OR JUDICIAL DECISION

TABLE OF PUBLIC GENERAL ACTS AFFECTED BY AMENDMENT OR JUDICIAL DECISION.

This table contains a list of Public General Acts which have been amended by Acts passed since the publication in April, 1937, of the South Australian Statutes, 1837-1936. Under the title of every Act so amended are shown the sections affected, the number and section of the amending Act, and the page of the Annual Volume of Statutes in which the section of the amending Act is printed.

The 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 1958 Appeal Cases, 98 Commonwealth Law Reports, and up to page 177 of 1959 South Australian State Reports and page 143 of 28 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.

Act Affected.	How Affected.
Abattoirs Act, 1911-1936 (Vol. 1, p. 1)	s. 2. Amended by No. 32, s. 3, 1946, p. 152 s. 3. Amended by No. 2421, s. 2, 1938, p. 190 s. 4. Amended by No. 2421, s. 3, 1938, p. 190 s. 13. Substituted by No. 2421, s. 4, 1938, p. 191 s. 26. Substituted by No. 2421, s. 5, 1938, p. 191 s. 27. Amended by No. 2421, s. 6, 1938, p. 192 s. 34. Amended by No. 2421, s. 7, 1938, p. 192 s. 40. Amended by No. 2421, s. 8, 1938, p. 192 s. 41. Amended by No. 2421, s. 9 (1), 1938, p. 192 s. 42. Amended by No. 2421, s. 9 (1) and (2), p. 192 s. 43. Amended by No. 2421, s. 9 (1) and (3), pp. 192, 193 s. 45. Amended by No. 2421, s. 10, 1938, p. 193 s. 46. Amended by No. 2421, s. 11, 1938, p. 193, and by No. 44, s. 2, 1950, p. 124 s. 48. Amended by No. 2421, s. 12, 1938, p. 193, and by No. 26, s. 2, 1947, p. 68 s. 50. Amended by No. 2421, s. 13, 1938, p. 194 s. 51. Amended by No. 2421, s. 14, 1938, p. 194 s. 53. Amended by No. 2421, s. 15, 1938, p. 194 s. 55. Amended by No. 2421, s. 16, 1938, p. 194 s. 62. Amended by No. 2421, s. 17, 1938, p. 194 s. 65. Amended by No. 2421, s. 18, 1938, p. 194 s. 73. Amended by No. 2421, s. 19, 1938, p. 194 s. 74. Substituted by No. 2421, s. 20, 1938, p. 195 ss. 74a to 74g. Enacted by No. 32, s. 2, 1946, p. 149 s. 79. Amended by No. 2421, s. 21, 1938, p. 195

Act Affected.	How Affected.
Aborigines Act, 1934 (Vol. 1, p 38) ...	This Act, as amended by No. 14, 1939, p. 49, and with notes of judicial decisions, is reprinted in the 1939 volume, p. 371. *See also* the following paragraph
Aborigines Act, 1934-1939 (1939, p. 371)	s. 48. *Williams v. Wight* (1943) S.A.S.R. 301
Acts Interpretation Act, 1915-1936 (Vol. 1, p. 55)	s. 4. Amended by No. 58, s. 3, 1949, p. 212 s. 15. *Spiller v. Webb and another* (1940) S.A.S.R. 102 s. 22. *International Hotel Limited v. McNally* (1940) 64 C.L.R. 24; 14 A.L.J. 267 s.22a. Enacted by No. 10, s. 3, 1945, p. 33 *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 s. 27. Amended by No. 10, s. 4, 1945, p. 34 s. 32. *Heffernan v. Richardson* (1946) S.A.S.R. 201 s. 33. Amended by No. 23, s. 3, 1957, p. 56 s. 33b. Enacted by No. 58, s. 4, 1949, p. 213 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 s. 50. *O'Sullivan v. Friebe* (1956) S.A.S.R. 89
Administration and Probate Act, 1919-1936 (Vol. 1, p. 79)	s. 21. *In re Knabenschuh* (1938) S.A.S.R. 136 *In re Smale* (1940) S.A.S.R. 391 *In re Bathern* (1941) S.A.S.R. 266 s. 23. *In the Estate of Constantine, deceased, Constantine v. Constantinides* (1947) S.A.S.R. 415 s. 52. *In re Hawker* (1939) S.A.S.R. 426 s. 54. Amended by No. 19, s. 4, 1956, p. 48 s. 55. *In re Gardiner* (1938) S.A.S.R. 6 *In the estate of E.F., deceased* (1948) S.A.S.R. 97 s. 61. Amended by No. 2368, s. 2 (1), 1937, p. 102 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 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 s. 71. Substituted by No. 19, s. 5, 1956, p. 48 s. 112. Substituted by No. 2368, s. 3, 1937, p. 102 s. 113. Repealed by No. 2368, s. 3, 1937, p. 102 s. 122. Amended by No. 2368, s. 4, 1937, p. 103 Second schedule. Repealed by No. 2368, s. 5, 1937, p. 103
Adoption of Children Act, 1925-1934 (Vol. 1, p. 140)	s. 2. Amended by No. 18, s. 2, 1943, p. 38 s. 5. Amended by No. 18, s. 3, 1943, p. 38 *In re A and B (Infants)* 1950 S.A.S.R. 235 s. 6. *In re G. and D. (Infants)* (1954) S.A.S.R. 40 s. 14. Amended by No. 4, s. 2, 1940, p. 6 s. 19. Enacted by No. 18, s. 4, 1943, p. 39
Advances for Homes Act, 1928-1935 (Vol. 1, p. 156)	s. 3. Amended by No. 13, s. 4 (2), 1947, p. 31 and by No. 37, s. 7 (2), 1958, p. 142 s. 4. Amended by No. 13, s. 2 (2), 1947, p. 31 s. 7. Amended by No. 13, s. 2 (1), 1947, p. 30 s. 8. Substituted by No. 19, s. 2, 1951, p. 34 s. 11. Repealed by No. 13, s. 4 (1), 1947, p. 31 s. 16. Repealed by No. 13, s. 5, 1947, p. 31

Act Affected.	How Affected.
Advances for Homes Act, 1928-1935 (Vol. 1, p. 156)—*continued.*	Heading to Division III. of Part III. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 18. Amended by No. 21, s. 4, 1944, p. 51, by No. 13, ss. 4 (2) and 6, 1947, p. 31, by No. 16, s. 2, 1949, p. 60, by No. 19, s. 3, 1951, p. 35, by No. 35, s. 2, 1957, p. 91 and by No. 37, s. 2, 1958, p. 139 s. 19. Amended by No. 21, s. 5, 1944, p. 52 s. 20. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 21. Amended by No. 13, s. 4 (2), 1947, p. 31 Heading to Division IV. of Part III. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 22. Amended by No. 21, s. 6, 1944, p. 52, by No. 13, ss. 4 (2) and 7, 1947, pp. 31, 32, by No. 16, s. 3, 1949, p. 61, by No. 19, s. 4, 1951, p. 35, and by No. 37, s. 3, 1958, p. 140 s. 23. Amended by No. 13, s. 4 (2), 1947, p. s. 24. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 25. Amended by No. 21, s. 7, 1944, p. 52 31 s. 29. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 30. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 32. Amended by No. 35, s. 3, 1957, p. 92, and by No. 37, s. 4, 1958, p. 140 s. 32a. Enacted by No. 35, s. 4, 1957, p.92 s. 35. Amended by No. 21, s. 8, 1944, p. 53, by No. 13, s. 8, 1947, p. 32, by No. 16, s. 4, 1949, p. 61, by No. 19, s. 5, 1951, p. 35, and by No. 37, s. 5, 1958, p. 140 s. 40. Amended by No. 21, s. 9, 1944, p. 53, by No. 13, s. 9, 1947, p. 32, by No. 16, s. 5, 1949, p. 61, by No. 19, s. 6, 1951, p. 35, by No. 35, s. 5, 1957, p. 92, and by No. 37, s. 6, 1958, p. 140 s. 42. Amended by No. 19, s. 7, 1951, p. 35 s. 43. Substituted by No. 35, s. 6, 1957, p. 93 s. 45. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 46. Amended by No. 21, s. 10, 1944, p. 53 ss. 47 to 65. Repealed by No. 37, s. 7 (1), 1958, p. 142 s. 69. Amended by No. 37, s. 8, 1958, p. 142 s. 70. Amended by No. 37, s. 9, 1958, p. 142 s. 74. Substituted by No. 37, s. 10, 1958, p. 142
Advances to Settlers Act, 1930 (Vol. 1, p. 193)	s. 3. Amended by No. 28, s. 2, 1952, p. 72 s. 5. Amended by No. 22, s. 3, 1944, p. 56 s. 7. Amended by No. 28, s. 3, 1952, p. 73 s. 11. Amended by No. 28, s. 4, 1952, p. 73 s. 12a. Enacted by No. 22, s. 2, 1944, p. 54 and amended by No. 28, s. 5, 1952, p. 73 and by No. 32, s. 2, 1958, p. 125 s. 17a. Enacted by No. 28, s. 6, 1952, p. 74 s. 18. Amended by No. 28, s. 7, 1952, p. 74 s. 19. Amended by No. 28, s. 8, 1952, p. 74 s. 21. Amended by No. 28, s. 9, 1952, p. 74 s. 28. Amended by No. 28, s. 10, 1952, p. 75 s. 30. Repealed by No. 28, s. 11, 1952, p. 75
Aged and Infirm Persons' Property Act, 1940 (1940, p. 100)	s. 16a. Enacted by No. 22,s. 2, 1950, p. 63 s. 16b. Enacted by No. 22, s. 2, 1950, p. 64 s. 29. Amended by No. 22, s. 3, 1950, p. 64
Agent-General Act, 1901-1934 (Vol. 1, p. 206)	s. 5. Substituted by No. 10, s. 3, 1953, p. 21, and amended by No. 3, s. 2, 1955, p. 6, by No. 3, s. 2, 1957, p. 10, and by No. 10, s. 2, 1959, p. 21 s. 6. Amended by No. 6, s. 3, 1941, p. 14, substituted by No. 4, s. 2, 1945, p. 6 and amended by No. 6, s. 2, 1948, p. 55, and by No. 54, s. 3, 1949, p. 206

Act Affected.	How Affected.
Agricultural College Act, 1936 (Vol. 1, p. 208)	s. 4. Amended by No. 2410, s. 3, 1938, p. 112 s. 4a. Enacted by No. 2410, s. 4, 1938, p. 112 ss. 9 and 10. Repealed by No. 15, s. 2, 1940, p. 37 s. 14. Enacted by No. 15, s. 3, 1940, p. 37
Agricultural Graduates Land Settlement Act, 1922-1935 (Vol. 1, p. 212)	s. 9. Amended by No. 2403, s. 2, 1938, p. 82
Agricultural Seeds Act, 1938 (1938, p. 51)	s. 3. Amended by No. 28, s. 3, 1957, p. 72 s. 4. Amended by No. 28, s. 4, 1957, p. 73 s. 5. Amended by No. 28, s. 5, 1957, p. 73 s. 7. Amended by No. 28, s. 6, 1957, p. 73 s. 8. Amended by No. 28, s. 7, 1957, p. 73 s. 19. Amended by No. 28, s. 8, 1957, p. 73 s. 26. Amended by No. 28, s. 9, 1957, p. 74
Alsatian Dogs Act, 1934 (Vol. 1, p. 232)	s. 3. Amended by No. 55, s. 2, 1949, p. 207
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Anzac Highway Agreement Act, 1937 (1937, p. 25)	s. 7. Enacted by No. 28, s. 2, 1940, p. 80
Apiaries Act, 1931-1935 (Vol. 1, p. 263)	s. 12. Substituted by No. 19, s. 2, 1943, p. 41
Arbitration Act, 1891-1934 (Vol. 1, p. 273)	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
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Associations Incorporation Act, 1956 (1956, p. 203)	s. 22. Amended by No. 22, s. 2, 1957, p. 55
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Bakehouses Registration Act, 1945 (1945, p. 147)	s. 3. Amended by No. 43, s. 2, 1947, p. 110 s. 3a. Enacted by No. 43, s. 3, 1947, p. 111 s. 9. Amended by No. 43, s. 4, 1947, p. 111
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Building Societies Act, 1881-1936 (Vol. 1, p. 513)	This Act, as amended by No. 2411, 1938, p. 114, and with notes of judicial decisions, is reprinted in the 1938 volume, p. 307
Bush Fires Act, 1933-1935 (Vol. 1, p. 536)	This Act, as amended by No. 27, 1939, p. 143, No. 24 1941, p. 87, No. 30, 1942, p. 91, No. 19, 1945, p. 67, No. 33, 1946, p. 153, No. 23, 1950, p. 65, No. 44, 1952, p. 123, No. 58, 1955, p. 206, No. 25, 1956, p. 65, and No. 48, 1957, p. 139, and with notes of judicial decisions, is reprinted in the 1957 volume, p. 179
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Education Act, 1915-1935 (Vol. 2, p. 525)	s. 3. Amended by No. 24, s. 3, 1942, p. 67 s. 4. Amended by No. 43, s. 2, 1941, p. 182, and by No. 37, s. 3, 1945, p. 156 s. 15. Amended by No. 43, s. 3, 1941, p. 182, and by No. 37, s. 4, 1945, p. 156 s. 15a. Enacted by No. 22, s. 3, 1946, p. 110 s. 16. Amended by No. 43, s. 4, 1941, p. 183 s. 18a. Enacted by No. 31, s. 3, 1949, p. 96 and amended by No. 43, s. 3, 1951, p. 98 and by No. 40, s. 4, 1958, p. 151 s. 18b. Enacted by No. 31, s. 3, 1949, p. 98 s. 18c. Enacted by No. 31, s. 3, 1949, p. 99 and substituted by No. 43, s. 4, 1951, p. 98 s. 18d. Enacted by No. 31, s. 3, 1949, p. 99 s. 19. Substituted by No. 37, s. 5, 1945, p. 157 s. 20. Substituted by No. 37, s. 5, 1945, p. 157 s. 21. Substituted by No. 37, s. 5, 1945, p. 157 s. 22. Substituted by No. 37, s. 5, 1945, p. 157 s. 23. Substituted by No. 37, s. 5, 1945, p. 158 ss. 23a to 23d. Enacted by No. 37, s. 5, 1945, p. 158 s. 25. Amended by No. 43, s. 6, 1941, p. 183 s. 25a. Enacted by No. 29, s. 3, 1947, p. 76 s. 26. Amended by No. 43, s. 7, 1941, p. 184 s. 26a. Enacted by No. 43, s. 8, 1941, p. 184 s. 26b. Enacted by No. 43, s. 8, 1941, p. 184 s. 27. Amended by No. 43, s. 9, 1941, p. 184 s. 28. Amended by No. 43, s. 10, 1941, p. 185 ss. 28a to 28c. Enacted by No. 37, s. 6, 1945, pp. 158-160 s. 28ca. Enacted by No. 3, s. 3, 1948, p. 28 ss. 28d to 28p. Enacted by No. 37, s. 6, 1945, pp. 160-162 s. 28q. Enacted by No. 37, s. 6, 1945, p. 162 and amended by No. 36, s. 3, 1954, p. 102 ss. 28r to 28z. Enacted by No. 37, s. 6, 1945, pp. 162-164 s. 31. Amended by No. 43, s. 11, 1941, p. 185 s. 32. Amended by No. 43, s. 12, 1941, p. 186 s. 32a. Enacted by No. 43, s. 13, 1941, p. 186 s. 38a. Enacted by No. 43, s. 14, 1941, p. 186 s. 39. Amended by No. 43, s. 15, 1941, p. 186 s. 40a. Enacted by No. 22, s. 4, 1946, p. 111 s. 41. Amended by No. 43, s. 16, 1941, p. 186, by No. 37, s. 7, 1945, p. 165, and by No. 22, s. 5, 1946, p. 111 s. 42. Amended by No. 43, s. 17, 1941, p. 186, and by No. 22, s. 6, 1946, p. 112 s. 43. Amended by No. 43, s. 18, 1941, p. 187 s. 44. Amended by No. 22, s. 7, 1946, p. 112 s. 45. Amended by No. 22, s. 6, 1946, p. 112 s. 46. Amended by No. 43, s. 19, 1941, p. 187 s. 48. Amended by No. 22, s. 7, 1946, p. 112 s. 52. Amended by No. 22, s. 7, 1946, p. 112 s. 57. Amended by No. 22, s. 7, 1946, p. 112 s. 58. Amended by No. 22, s. 7, 1946, p. 112 s. 59a. Enacted by No. 24, s. 4, 1942, p. 67 and varied by proclamation *Gazette* 15th August, 1958, p. 1274 ss. 59b to 59n. Inserted by No. 24, s. 4, 1942, pp. 68-72 s. 60. Amended by No. 43, s. 20, 1941, p. 187 s. 62. Substituted by No. 32, s. 4, 1940, p. 122 and amended by No. 37, s. 8, 1945, p. 165, and by No. 28, s. 3, 1947, p. 75 s. 67. Amended by No. 22, s. 7, 1946, p. 112 s. 68. Amended by No. 43, s. 21, 1941, p. 188 Second schedule. Amended by No. 22, s. 7, 1946, p. 112 Third schedule. Amended by No. 22, s. 7, 1946, p. 112

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Electoral Act, 1929-1934 (Vol. 2, p. 567)	s. 8. Substituted by No. 52, s. 3, 1955, p. 159 s. 13. Amended by No. 2379, s. 2, 1937, p. 130 s. 71. Amended by No. 2379, s. 3, 1937, p. 130 s. 73. Amended by No. 2379, s. 4, 1937, p. 131, by No. 43, s. 2, (1), 1950, p. 121, by No. 52, s. 4, 1955, p. 160, and by No. 6, s. 3, 1959, p. 11 s. 74. Amended by No. 43, s. 2 (2), 1950, p. 121 s. 75. Amended by No. 52, s. 5, 1955, p. 160 s. 76. Amended by No. 52, s. 6, 1955, p. 161 s. 80. Substituted by No. 43, s. 3, 1950, p. 122, and amended by No. 52, s. 7, 1955, p. 161 s. 81. Amended by No. 26, s. 3, 1941, p. 98, and by No. 52, s. 8, 1955, p. 161 s. 86. Amended by No. 26, s. 4, 1941, p. 98, and by No. 52, s. 9, 1955, p. 161 s. 96. Amended by No. 2379, s. 5, 1937, p. 131 s. 101. Amended by No. 26, s. 5, 1941, p. 99 s. 103. Amended by No. 2379, s. 6, 1937, p. 131 s. 110a. Enacted by No. 35, s. 3, 1946, p. 171 s. 118a. Enacted by No. 37, s. 3, 1942, p. 130, and amended by No. 43, s. 4, 1950, p. 122 s. 123. Amended by No. 52, s. 10, 1955, p. 161 s. 125. Amended by No. 26, s. 6, 1941, p. 99 s. 136. Amended by No. 52, s. 11, 1955, p. 162 s. 137. Amended by No. 52, s. 12, 1955, p. 162 s. 138. Repealed by No. 52, s. 13, 1955, p. 162 s. 154. Amended by No. 26, s. 7, 1941, p. 99 ss. 155a to 155c. Enacted by No. 52, s. 14, 1955, pp. 162-164 s. 198. Amended by No. 30, s. 2, 1943, p. 78 Fifth schedule. Amended by proclamation *Gazette* 20th February, 1958, p. 627.
Electricity Act, 1943 (1943, p. 80)	s. 2. Amended by No. 3, s. 39, 1946, p. 16
Electricity Trust of South Australia Act, 1946 (1946, p. 5)	s. 6. Amended by No. 22, s. 3, 1952, p. 53, and by No. 53, s. 3, 1954, p. 145 s. 8a. Enacted by No. 22, s. 4, 1952, p. 53 and repealed by No. 53, s. 4, 1954, p. 145 s. 15. *The Electricity Trust of South Australia v. Linterns Limited* (1950) S.A.S.R. 133 s. 20a. Enacted by No. 22, s. 5, 1952, p. 54 ss. 26a to 26d. Enacted by No. 53, s. 5, 1954, pp. 145-147 s. 28. Amended by No. 25, s. 3, 1946, p. 120 s. 30. Amended by No. 25, s. 4, 1946, p. 120 s. 31. Substituted by No. 25, s. 5, 1946, p. 120 s. 32. Substituted by No. 25, s. 5, 1946, p. 122 s. 33. Repealed by No. 25, s. 5, 1946, p. 120 ss. 43a to 43d. Enacted by No. 25, s. 6, 1946, pp. 122, 123 s. 43da. Enacted by No. 44, s. 3, 1949, p. 154 ss. 43e to 43h. Enacted by No. 25, s. 6, 1946, p. 124 s. 44. Amended by No. 25, s. 6, 1946, p. 125
Emergency Powers Act, 1948 (1941, p. 8)	s. 2. Amended by No. 42, s. 3, 1952, p. 121
Employees Registry Offices Act, 1915-1934 (Vol. 2, p. 632)	s. 2a. Enacted by No. 41, s. 3, 1939, p. 259 s. 13. Substituted by No. 29, s. 3, 1953, p. 78 s. 13a. Enacted by No. 29, s. 3, 1953, p. 79 s. 14. Amended by No. 29, s. 4, 1953, p. 79 s. 14a. Enacted by No. 29, s. 5, 1953, p. 79 Fifth schedule. Repealed by No. 29, s. 6, 1953, p. 80)
Encroachments Act, 1944 (1944, p. 59)	s. 2. *Bolton and another v. Clutterbuck and others* (1955 S.A.S.R. 253

Act Affected.	How Affected.
Enfield General Cemetery Act, 1944 (1944, p. 146)	s. 23. Amended by No. 17, s. 2, 1949, p. 62, and by No. 46, s. 8, 1952, p. 130, and by No. 12, s. 2, 1956, p. 36 s. 24. Amended by No. 17, s. 3, 1949, p. 62 and by No. 46, s. 9, 1952, p. 130 Fourth schedule. Amended by No. 17, s. 4, 1949, p. 62 and by No. 46, s. 10, 1952, p. 130
Evidence Act, 1929-1933 (Vol. 2, p. 649)	This Act, as amended by No. 40, 1940, p. 129, No. 27, 1941, p. 100, No. 29, 1945, p. 133, No. 5, 1947, p. 7, No. 36, 1949, p. 121, No. 42, 1952, p. 119, No. 26, 1955, p. 85 and No. 36, 1957, p. 94, and with notes on judicial decisions, is reprinted in the 1958 volume, p. 235. *See also* the following paragraph
Evidence Act, 1929-1957 (1958, p. 235)	s. 18. *Stuart v. The Queen* 33 A.L.J.R. 113, affirming *R. v. Stuart* (1959) S.A.S.R. 144 s. 30. *Adami v. The Queen* 33 A.L.J.R. 391 affirming *R. Adami* (1959) S.A.S.R. 81
Explosives Act, 1936 (Vol. 2, p. 677)	s. 42. Amended by No. 33, s. 3, 1958, p. 126 s. 52. Amended by No. 33, s. 4, 1958, p. 126
Farmers Assistance Act, 1933-1936 (Vol. 2, p. 707)	ss. 5 and 6. Repealed by No. 26, s. 13, 1943, p. 68 s. 12. Amended by No. 2418, s. 2, 1938, p. 170, and by No. 26, s. 14, 1943, p. 68 s. 13. Amended by No. 26, s. 15, 1943, p. 68 s. 16. Amended by No. 26, s. 16, 1943, p. 68 s. 29. Amended by No. 2418, s. 3, 1938, p. 170 s. 31. *Chapman v. Wade* (1939) S.A.S.R. 298 s. 41. Amended by No. 33, s. 3, 1939, p. 195 ss. 42 to 57. Repealed by No. 26, s. 18, 1943, p. 69 s. 60. Amended by No. 26, s. 19, 1943, p. 69 s. 80. Repealed by No. 26, s. 18, 1943, p. 69
Fauna and Flora Reserve Act, 1919-1935 (Vol. 2, p. 740)	s. 16a. Enacted by No. 25, s. 3, 1940, p. 73
Fibre and Sponges Act, 1909-1935 (Vol. 3, p. 27)	s. 7a. Enacted by No. 2369, s. 3, 1937, p. 104
Financial Agreement Act, 1927 (Vol. 3, p. 33)	The Financial Agreement made on 12th December, 1927, and as varied by the provisions of other agreements made on 3rd July, 1934, and on 15th November, 1944, is reprinted, as a schedule to the Amending Financial Agreement Act, 1944, in the 1944 volume, p. 122
Financial Emergency Act, 1931-1936 (Vol. 3, p. 46)	s. 14. Repealed by No. 2342, s. 3, 1937, p. 11 s. 15. Repealed by No. 2342, s. 3, 1937, p. 11
Financial Emergency Act Extension Act, 1934 (Vol. 3, p. 66)	s. 3. Amended by No. 39, s. 3, 1939, p. 249
Fire Brigades Act, 1936 (Vol. 3, p. 78)	s. 5. Amended by No. 2389, s. 3 (1), 1938, p. 18 s. 24a. Enacted by No. 25, s. 2, 1944, p. 64 s. 26. Amended by No. 7, s. 2, 1958, p. 16 s. 27a. Enacted by No. 25, s. 3, 1944, p. 64 s. 32. Amended by No. 2389, s. 3 (2), 1938, p. 18 s. 53. Amended by No. 2389, s. 2, 1938, p. 17 and by No. 32, s. 3, 1942, p. 98 s. 54. Amended by No. 32, s. 4, 1942, p. 98 s. 58. Amended by No. 2389, s. 3 (3), 1938, p. 18 s. 60a. Enacted by No. 32, s. 5, 1942, p. 99 s. 68. Amended by No. 32, s. 6, 1942, p. 100

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Fisheries Act, 1917-1935 (Vol. 3, p. 115)	This Act, as amended by No. 2391, 1938, p. 29 and No. 2419, 1938, p. 171, and with notes of judicial decisions, is reprinted in the 1938 volume, p. 338. *See also* the following paragraph
Fisheries Act, 1917-1938 (1938, p. 338)	s. 4. Amended by No. 18, s. 2, 1946, p. 104 s. 6. Amended by No. 18, s. 3, 1946, p. 104 s. 7a. Enacted by No. 26, s. 3, 1956, p. 67 s. 13. Amended by No. 18, s. 4, 1946, p. 104 s. 14. Amended by No. 18, s. 5, 1946, p. 105 s. 14a. Amended by No. 18, s. 6, 1946, p. 105 s. 53. Amended by No. 18, s. 7, 1946, p. 105
Food and Drugs Act, 1908-1935 (Vol. 3, p. 139)	s. 5. Amended by No. 13, s. 3, 1954, p. 30 s. 5a. Enacted by No. 21, s. 2, 1943, p. 74 s. 5b. Enacted by No. 13, s. 4, 1954, p. 31 s. 6a. Enacted by No. 13, s. 5, 1954, p. 31 s. 15. Amended by No. 8, s. 3, 1939, p. 24, and by No. 67, s. 2, 1949, p. 242 s. 15a. Enacted by No. 8, s. 4, 1939, p. 24 s. 22a. *Gepp v. Anderson* (1949) S.A.S.R. 135 s. 25a. Enacted by No. 21, s. 3, 1943, p. 47 s. 27. Amended by No. 13, s. 2, 1953, p. 28 s. 29. Amended by No. 21, s. 4, 1943, p. 48 s. 51. Amended by No. 10, s. 2, 1950, p. 22 s. 57. Substituted by No. 21, s. 5, 1943, p. 48 s. 58. Amended by No. 21, s. 6, 1943, p. 49 s. 61. Amended by No. 21, s. 7, 1943, p. 49, by No. 13, s. 3, 1953, p. 29, and by No. 13, s. 6, 1954, p. 32 s. 61a. Enacted by No. 21, s. 8, 1943, p. 49 s. 62. Substituted by No. 21, s. 9, 1943, p. 49
Footwear Regulation Act, 1920 (Vol. 3, p. 173)	s. 5. Substituted by No. 45, s. 3, 1949, p. 156 s. 6. Substituted by No. 45, s. 3, 1949, p. 158 s. 10. Amended by No. 45, s. 4, 1949, p. 158
Forestry Act, 1950 (1950, p. 40)	s. 6. Amended by No. 27, s. 2, 1956, p. 69
Friendly Societies Act, 1919-1936	This Act, as amended by No. 2374, 1937, p. 121, No. 2425, 1938, p. 233, No. 32, 1940, p. 92, No. 8, 1946, p. 32, No. 24, 1949, p. 79, No. 37, 1950, p. 109, No. 19, 1952, p. 46, No. 32, 1954, p. 90, and No. 52, 1956, p. 162, and with notes of judicial decisions, is reprinted in the 1956 volume, p. 231
Fruit Fly Act, 1947 (1947, p. 12).....	s. 3. Amended by No. 23, s. 3, 1953, p. 56 s. 4. Amended by No. 11, s. 2, 1948, p. 72, by No. 27, s. 3, 1949, p. 85, by No. 24, s. 2, 1950, p. 70, by No. 10, s. 3, 1952, p. 22, by No. 23, s. 4, 1953, p. 56, and by No. 14, s. 3, 1955, p. 48 s. 5. Amended by No. 11, s. 3, 1948, p. 72, and by No. 27, s. 4, 1949, p. 85 s. 8. Amended by No. 23, s. 5, 1953, p. 57 Schedule. Substituted by No. 14, s. 4, 1955, p. 48
Gas Act, 1924 (Vol. 3, p. 236)	s. 5. Amended by No. 4, s. 4, 1954, p. 7 s. 5a. Enacted by No. 4, s. 5, 1954, p. 8 s. 7. Amended by No. 4, s. 6, 1954, p. 8 s. 8. Amended by No. 4, s. 9, 1954, p. 9 s. 9. Amended by No. 4, s. 9, 1954, p. 9 s. 12. Amended by No. 4, s. 9, 1954, p. 9 s. 13. Amended by No. 4, s. 9, 1954, p. 9 s. 15. Amended by No. 4, s. 9, 1954, p. 9

Act Affected.	How Affected.
Gas Act 1924 (Vol. 3, p. 236)—*continued*	s. 16. Amended by No. 4, s. 9, 1954, p. 9 s. 17. Amended by No. 4, s. 9, 1954, p. 9 s. 18. Amended by No. 33, s. 3, 1950, p. 97 and by No. 4, s. 9. 1954, p. 9 s. 19. Amended by No. 4, s. 7, 1954, p. 8 s. 20. Amended by No. 4, s. 9, 1954, p. 9 s. 21. Amended by No. 4, s. 9, 1954, p. 9 s. 23. Amended by No. 4, s. 9, 1954, p. 9 s. 25. Amended by No. 4, s. 9, 1954, p. 9 s. 27. Amended by No. 33, s. 4, 1950, p. 98 s. 29a. Enacted by No. 33, s. 5, 1950, p. 98 s. 30. Amended by No. 33, s. 6, 1950, p. 99 s. 31. Amended by No. 33, s. 7, 1950, p. 99 s. 33. Amended by No. 33, s. 8, 1950, p. 99 s. 35. Amended by No. 33, s. 9, 1950, p. 99 s. 36. Amended by No. 33, s. 10, 1950, p. 99 s. 38. Substituted by No. 17, s. 3, 1955, p. 55 ss. 39 and 40. Repealed by No. 17, s. 3, 1955, p. 55 s. 40a. Enacted by No. 17, s. 4, 1955, p. 56 s. 41. Amended by No. 17, s. 5, 1955, p. 56 s. 43. Amended by No. 17, s. 6, 1955, p. 56 s. 44. Repealed by No. 17, s. 7, 1955, p. 56 s. 45 Substituted by No. 17, s. 8, 1955, p. 56 s. 45a. Enacted by No. 33, s. 11, 1950, p. 99 s. 45b. Enacted by No. 17, s. 9, 1955, p. 56 s. 46. Amended by No. 17, s. 10, 1955, p. 58 s. 49. Amended by No. 17, s. 11, 1955, p. 59 s. 50. Amended by No. 17, s. 12, 1955, p. 59 s. 51. Repealed by No. 17, s. 13, 1955, p. 59 s. 55. Amended by No. 4, s. 8, 1954, p. 9 s. 56. Enacted by No. 17, s. 14, 1955, p. 59 First schedule. Amended by No. 33, s. 12, 1950, p. 99 and by No. 4, s. 9, 1954, s. 9 Second schedule. Repealed by No. 17, s. 15, 1955, p. 59
Guardianship of Infants Act, 1940 (1940, p. 186)	s. 6. *In re Wilkinson* (1941) S.A.S.R. 231, reversing *in re W.* (1941) S.A.S.R. 188 *Wilkinson v. Wilkinson* (1944) S.A.S.R. 239 *In the matter of Santa Maria Gazzola, Maria Anna Gazzola, and Augusto Bruno Gazzola (Infants)* (1953) S.A.S.R. 333 s. 11. *Hedges v. Hedges* (1944) S.A.S.R. 266 *Besanko v. Besanko* (1949) S.A.S.R. 275
Hairdressers Registration Act 1939 (1939, p. 161)	s. 19. Amended by No. 27, s. 2, 1946, p. 128 s. 19a. Enacted by No. 27, s. 3, 1946, p. 129 s. 21. Amended by No. 44, s. 2, 1951, p. 100 s. 29. Amended by No. 44, 2. 3, 1951, p. 101
Harbors Act, 1936 (Vol. 3, p. 333)	s. 69. Amended by No. 12, s. 3, 1943, p. 26 s. 71a. Enacted by No. 52, s. 2, 1950, p. 172 s. 71b. Enacted by No. 50, s. 3, 1955, p. 155 s. 115. Amended by No. 34, s. 3, 1953, p. 87 s. 116. Amended by No. 17, s. 3, 1947, p. 43 s. 144. Amended by No. 34, s. 4, 1953, p. 87 Fourth schedule. Enacted by No. 52, s. 3, 1950, p. 172
Hawkers Act, 1934 (Vol. 3, p. 425) ...	s. 9a. Enacted by No. 5, s. 2, 1941, p. 12. s. 9b. Enacted by No. 5, s. 2, 1941, p. 13 s. 11. Amended by No. 5, s. 3, 1941, p. 13 s. 16a. Enacted by No. 5, s. 4, 1941, p. 13 s. 20. Amended by No. 42, s. 3, 1948, p. 187 *Ward v. Pearson* (1939) S.A.S.R. 419

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Health Act, 1935-1936 (Vol. 3, p. 432)	This Act, as amended by No. 33, 1940, p. 93, No. 35, 1941, p. 128, No. 13, 1943, p. 27, No. 34, 1943, p. 96, No. 48, 1947, p. 139, No. 14, 1950, p. 34, No. 39, 1950, p. 114, No. 45, 1951, p. 102, No. 15, 1952, p. 31, No. 18, 1953, p. 45, No. 14, 1954, p. 33, and No. 27, 1955, p. 87, and with notes of judicial decisions, is reprinted in the 1955 volume, p. 267. *See also* the following paragraph
Health Act, 1935-1955 (1955, p. 267)..	s. 51. Amended by No. 28, s. 4(c), 1956, p. 74 s. 61. Amended by No. 28, s. 4(d), 1956, p. 74 s. 77. Amended by No. 28, s. 4(a), 1956, p. 74 s. 81. Amended by No. 28, s. 4(e), 1956, p. 74 s. 83. Amended by No. 28, s. 4(d), 1956, p. 74 s. 85. Amended by No. 28, s. 4(c), 1956, p. 74 s. 88. Amended by No. 28, s. 4(c), 1956, p. 74 s. 90. Amended by No. 28, s. 4(d), 1956, p. 74 s. 95. Amended by No. 28, s. 4(b), 1956, p. 74 s. 98. Amended by No. 28, s. 4(c), 1956, p. 74 s. 100. Amended by No. 28, s. 4(c), 1956, p. 74 s. 101. Amended by No. 28, s. 4(c), 1956, p. 74 s. 102. Amended by No. 28, s. 4(c), 1956, p. 74 s. 110. Amended by No. 28, s. 4(d), 1956, p. 74 s. 111. Amended by No. 28, s. 4(d), 1956, p. 74 s. 112. Amended by No. 28, s. 4(d), 1956, p. 74 s. 113. Amended by No. 28, s. 4(c), 1956, p. 74 s. 117. Amended by No. 28, s. 4(c), 1956, p. 74 *Piro and another v. Boorman* (1958) S.A.S.R. 226 s. 118. Amended by No. 28, s. 4(d), 1956, p. 74 s. 119. Amended by No. 28, s. 4(d), 1956, p. 74 s. 121. Amended by No. 28, s. 4(c), 1956, p. 74 s. 123. Amended by No. 28, s. 4(d), 1956, p. 74, and by No. 48, s. 3, 1959, p. 163 s. 124. Amended by No. 28, s. 4(d), 1956, p. 74, and by No. 42, s. 3, 1957, p. 112 s. 127. Amended by No. 28, s. 4(b), 1956, p. 74 s. 128. Amended by No. 28, s. 4(b), 1956, p. 74 s. 132. Amended by No. 28, s. 4(d), 1956, p. 74 s. 134. Amended by No. 28, s. 4(b), 1956, p. 74 s. 135. Amended by No. 28, s. 4(a), 1956, p. 74 s. 137. Amended by No. 28, s. 4(b), 1956, p. 74 s. 138. Amended by No. 28, s. 4(d), 1956, p. 74 s. 139. Amended by No. 28, s. 4(b), 1956, p. 74 s. 140. Amended by No. 28, s. 4(d), 1956, p. 74 s. 146. Amended by No. 28, s. 4(d), 1956, p. 74 s. 146a. Amended by No. 28, s. 4(d), 1956, p. 74 ss. 146o to 146q. Enacted by No. 28, s. 3, pp. 71-73 s. 147. Amended by No. 28, s. 4(c), 1956, p. 74 s. 151. Amended by No. 28, s. 4(c), 1956, p. 74 s. 156. Amended by No. 28, s. 4(c), 1956, p. 74 s. 169. Amended by No. 28, s. 4(e), 1956, p. 74
Hide, Skin, and Wool Dealers Act, 1915-1935 (Vol. 3, p. 476)	s. 2. Amended by No. 15, s. 4, 1959, p. 34 s. 10. Amended by No. 15, s. 5, 1959, p. 35 s. 12. Substituted by No. 15, s. 6, 1959, p. 35 s. 13. Substituted by No. 15, s. 7, 1959, p. 36 s. 16. Amended by No. 15, s. 8, 1959, p. 36
Highways Act, 1926-1936 (Vol. 3, p. 483)	s. 8. Amended by No. 47, s. 2, 1953, p. 136 s. 11. Amended by No. 2388, s. 5, 1938, p. 16 s. 14. Amended by No. 47, s. 3, 1953, p. 136 s. 16. Amended by No. 2388, s. 5, 1938, p. 16 s. 17. Amended by No. 47, s. 4, 1953, p. 136 s. 20. Amended by No. 47, s. 5, 1953, p. 136 s. 20a. Amended by No. 47, s. 6, 1953, p. 137

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Highways Act, 1926-1936 (Vol. 3, p. 483) —*continued.*	s. 20b. Amended by No. 47, s. 7, 1953, p. 137 s. 20c. Enacted by No. 36, s. 2, 1944, p. 161, and amended by No. 47, s. 8, 1953, p. 137 s. 22. Amended by No. 47, s. 9, 1953, p. 137 s. 23. Amended by No. 47, s. 10, 1953, p. 137 s. 26. Amended by No. 47, s. 11, 1953, p. 137 s. 26a. Amended by No. 47, s. 12, 1953, p. 137 s. 26c. Enacted by No. 36, s. 3, 1944, p. 162 s. 26d. Enacted by No. 36, s. 4, 1944, p. 162 s. 27a. Amended by No. 47, s. 13, 1953, p. 137 s. 27b. Enacted by No. 6, s. 2, 1949, p. 10, and amended by No. 47, s. 14, 1953, p. 137 s. 27ba. Enacted by No. 6, s. 2, 1949, p. 132 s. 27d. Amended by No. 36, s. 5, 1944, p. 16 s. 28. Substituted by No. 47, s. 16, 1953, p. 138 s. 29. *Bonnett v. Commissioner of Highways* (1956) S.A.S.R. 10 Part III. Heading amended by No. 36, s. 9, 1944, p. 164 s. 31. Substituted by No. 2388, s. 3, 1938, p. 14, and amended by No. 36, ss. 6 (2) and 9, 1944, pp. 163, 164, by No. 6, s. 3, 1949, p. 14, and by No. 33, s. 3 (1), 1955, p. 102 s. 31a. Amended by No. 2350, s. 4, 1937, p. 40 and repealed by No. 2388, s. 3, 1938, p. 14, and new section enacted by No. 33, s. 4, 1955, p. 102 s. 32. Amended by No. 2388, ss. 4 and 5, 1938, p. 16, by No. 36, s. 6 (1), 1944, p. 163, by No. 38, s. 18, 1948, p. 174, and by No. 47, s. 17, 1953, p. 138 s. 33. Amended by No. 2388, ss. 5 and 6, 1938, p. 16 s. 34. Amended by No. 2388, s. 5, 1938, p. 16 s. 35. Amended by No. 2350, s. 5, 1937, p. 40, and by No. 47, s. 18, 1953, p. 138 s. 36. Amended by No. 2350, s. 6, 1937, p. 41 s. 36a. Enacted by No. 36, s. 7, 1944, p. 164 and substituted by No. 40, s. 2, 1954, p. 111 s. 36b. Enacted by No. 47, s. 19, 1953, p. 138 s. 36c. Enacted by No. 47, s. 19, 1953, p. 139 s. 36d. Enacted by No. 47, s. 19, 1953, p. 139 s. 36e. Enacted by No. 47, s. 19, 1953, p. 140 s. 37. Amended by No. 47, s. 20, 1953, p. 140 s. 38. Amended by No. 47, s. 21, 1953, p. 140 s. 39. Amended by No. 47, s. 22, 1953, p. 140 s. 39c. Amended by No. 36, s. 9, 1944, p. 164 s. 39d. Amended by No. 36, s. 8, 1944, p. 164
Holidays Act, 1910-1935 (Vol. 3, p. 519)	s. 3b. Enacted by No. 29, s. 4, 1958, p. 121 s. 4a. Enacted by No. 6, s. 3, 1947, p. 8 Second schedule. Amended by No. 6, s. 4, 1947, p. 9 Third schedule. Enacted by No. 29, s. 5, 1958, p. 121
Holidays Act Amendment Act, 1958 (1958, p. 120)	2. Amended by No. 21, s. 2, 1959, p. 58
Homes Act, 1941 (1941, p. 131).....	This Act, as amended by No. 9, 1947, p. 18, No. 18, 1949, p. 64, No. 30, 1950, p. 85, No. 17, 1951, p. 31, No. 38, 1952, p. 110, No. 15, 1956, p. 41 and No. 18, 1957, p. 46, and with notes of judicial decisions, is reprinted in the 1957 volume, p. 218. *See also* the following paragraph
Homes Act, 1941-1957 (1957, p. 218)	s. 4. Amended by No. 27, s. 2, 1958, p. 84 s. 7. Amended by No. 27, s. 3, 1958, p. 84
Honey Marketing Act, 1949 (1949, p. 100)	s. 21. Amended by No. 44, s. 3, 1953, p. 127 s. 36a. Enacted by No. 44, s. 4, 1953, p. 127 s. 37. Amended by No. 44, s. 5, 1953, p. 128 and by No. 5, s. 3, 1959, p. 10

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Hospitals Act, 1934 (Vol. 3, p. 531)...	s. 4. Amended by No. 10, s. 2, 1941, p. 23 s. 33. Amended by No. 47, s. 4, 1958, p. 182 s. 47. Amended by No. 10, s. 4, 1941, p. 23, and by No. 41, s. 3, 1959, p. 134 *Spiller v. Webb and another* (1940) S.A.S.R. 10 s. 49. Substituted by No. 30, s. 3, 1951, p. 61 and amended by No. 20, s. 2, 1952, p. 50 ss. 50 to 55. Substituted by No. 30, s. 3, 1951, pp. 61-65 ss. 56 to 58. Enacted by No. 30, s. 3, 1951, p. 65
Hospital Benefits Act, 1945 (1945, p. 77)	Schedule. Amendments authorized by No. 36, s. 3, 1948, p. 164
Housing Improvement Act, 1940 (1940, p. 192)	s. 4. Amended by No. 15, s. 2, 1942, p. 45 s. 11. Substituted by No. 15, s. 3, 1942, p. 46 s. 11a. Enacted by No. 15, s. 3, 1942, p. 46 s. 11b. Enacted by No. 15, s. 3, 1942, p. 46 s. 11c. Enacted by No. 15, s. 3, 1942, p. 46 s. 16. Amended by No. 15, s. 4, 1942, p. 46, by No. 19, s. 2, 1950, p. 53, and by No. 48, s. 2, 1958, p. 184 s. 18. Amended by No. 28, s. 2, 1946, p. 131 s. 21a. Enacted by No. 22, s. 2, 1943, p. 50 s. 23. Amended by No. 19, s. 3, 1950, p. 54 s. 26. Repealed by No. 20, s. 2, 1947, p. 48 s. 43. Amended by 48, s. 3, 1958, p. 185 s. 44a. Enacted by No. 15, s. 5, 1942, p. 46 s. 54. Amended by No. 15, s. 6, 1942, p. 47 s. 55. Amended by No. 15, s. 7, 1942, p. 47 s. 56a. Enacted by No. 22, s. 3, 1943, p. 51 s. 56b. Enacted by No. 22, s. 3, 1943, p. 51 s. 57. Amended by No. 15, s. 8, 1942, p. 47 s. 58. Amended by No. 15, s. 9, 1942, p. 47 s. 59. Amended by No. 22, s. 4, 1943, p. 51 s. 74. Amended by No. 22, s. 5, 1943, p. 52 s. 90. Enacted by No. 22, s. 6, 1943, p. 52
Immigration Act, 1923-1935 (Vol. 3, p. 554)	s. 10. Amended by No. 2344, s. 2, 1937, p. 14
Impounding Act, 1920-1935 (Vol. 3, p. 563.)	s. 3. Amended by No. 2413, s. 2, 1938, p. 129 s. 11. Amended by No. 10, s. 2, 1947, p. 19 s. 12. Amended by No. 10, s. 3, 1947, p. 20 s. 14. Amended by No. 2413, s. 3, 1938, p. 129, and by No. 10, s. 4, 1947, p. 20 s. 19. Amended by No. 2413, s. 4, 1938, p. 129 s. 25. Amended by No. 10, s. 5, 1947, p. 20 s. 26. Amended by No. 10, s. 6, 1947, p. 20 s. 28. Amended by No. 2413, s. 5, 1938, p. 130 s. 32. Amended by No. 10, s. 7, 1947, p. 20 s. 33. Amended by No. 10, s. 8, 1947, p. 21 s. 34. Amended by No. 10, s. 9, 1947, p. 21 s. 39. Amended by No. 10, s. 10, 1947, p. 21 s. 42. Amended by No. 10, s. 11, 1947, p. 21 s. 46. Amended by No. 2413, s. 6, 1938, p. 130, and by No. 10, s. 12, 1947, p. 21 *Snell v. Ryan* (1951) S.A.S.R. 59 s. 46a. Enacted by No. 2413, s. 7, 1938, p. 130 Fifth schedule. Amended by No. 2413, s. 8, 1938, p. 131 Seventh schedule. Amended by No. 10, s. 13, 1947, p. 22
Income Tax Assessment Act, 1936 (Vol. 3, p. 593)	This Act, as amended by No. 37, 1941, p. 138, and with notes of judicial decisions, is reprinted in the 1941 volume, p. 251. *See also* the following paragraph.

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Income Tax Assessment Act, 1936-1941 (1941, p. 251)	s. 15. *Honeychurch v. Honeychurch* (1943) S.A.S.R. 31, reversing *Honeychurch and another v. Honeychurch and another* (1942) S.A.S.R., 206. Special leave to appeal to the High Court refused, 66 C.L.R. 672 (note) s. 226. *Burrows v. Harris* (1944) S.A.S.R. 3. Appeal to the High Court dismissed, 69 C.L.R. 640 (note); (1944) S.A.S.R. XIX. (note) s. 236. *Burrows v. Harris* (1944) S.A.S.R. 3. Appeal to the High Court dismissed, 69 C.L.R. 640 (note); (1944) S.A.S.R. XIX. (note) s. 251. Amended by No. 36, s. 3, 1946, p. 174
Income Tax Suspension Act, 1942 (1942, p. 73)	s. 8. Repealed by No. 36, s. 4, 1946, p. 175
Industrial and Provident Societies Act, 1925-1935 (Vol. 3, p. 703)	s. 5. Amended by No. 26, s. 3, 1958, p. 82 s. 8. *United Co-operative Dairymen Ltd. v. Rayner* (1952) S.A.S.R. 81 s. 15. Amended by No. 23, s. 3, 1952, p. 56 s. 16. Amended by No. 23, s. 4, 1952, p. 56 s. 25. Amended by No. 26, s. 4 (1), 1958, p. 82 s. 26. Amended by No. 26, s. 5, 1958, p. 83 s. 27. Amended by No. 26, s. 6, 1958, p. 83 s. 59. Substituted by No. 26, s. 7, 1958, p. 83 s. 65. Amended by No. 19, s. 3, 1954, p. 48 Second schedule. Amended by No. 26, s. 8, 1958, p. 83
Industrial Code, 1920-1936 (Vol. 3, p. 733)	s. 2. Amended by No. 32, s. 4 (1), 1943, p. 90 s. 5. Amended by No. 20, s. 3, 1950, p. 55, by No. 51, s. 39, 1950, p. 170, and by No. 14, s. 3, 1951, p. 25 *Clerks Case* (1941) 17 S.A.I.R. 13 *Junior Constables Case* (1943) 17 S.A.I.R. 334 *Hospitals Employees Case*, 25, S.A.I.R. 189 s. 11. Amended by No. 49, s. 3, 1947, p. 143 s. 12. Amended by No. 49, s. 4, 1947, p. 143 ss. 12a. to 12c. Enacted by No. 49, s. 5, 1947, pp. 143, 144 s. 12d. Enacted by No. 49, s. 5, 1947, p. 144, and substituted by No. 21, s. 3, 1955, p. 68 s. 12e. Enacted by No. 49, s. 5, 1947, p. 145, and substituted by No. 21, s. 3, 1955, p. 69 s. 12ea. Enacted by No. 21, s. 3, 1955, p. 70 s. 12f. Enacted by No. 49, s. 5, 1947, p. 145, and amended by No. 21, s. 4, 1955, p. 70 s. 12g. Enacted by No. 49, s. 5, 1947, p. 145 ss. 12h and 12i. Enacted by No. 49, s. 5, 1947, p. 146 and repealed by No. 21, s. 5, 1955, p. 71 s. 13. Amended by No. 49, s. 6, 1947, p. 146, by No. 15, s. 2, 1948, p. 92, by No. 14, s. 4, 1951, p. 25, by No. 3, s. 6, 1955, p. 7, by No. 34, s. 3, 1958, p. 128, and by No. 10, s. 4, 1959, p. 21 s. 17. *Broken Hill Proprietary Company Employees (Variation of Award) Case (No. 2)* 19 S.A.I.R. 160 *Agricultural Implement Manufacturers' Clerks Case* 19 S.A.I.R. 245 *Miscellaneous Mining Case* 19 S.A.I.R. 287 *Municipal Corporation Employees Case* 21 S.A.I.R. 5 *Tug and Barge Employees (Deckhands, etc.) Case (No. 1)* 21 S.A.I.R. 88 *Forty-Hour Week Case* 21 S.A.I.R. 239 *Boarding House, Cafe, etc., Employees (Right of Entry) Case* 21 S.A.I.R. 273

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Industrial Code, 1920-1936 (Vol. 3, p. 733)—*continued.*	s. 17 (1) (*a*). *In re Country Bricklayers and Country Builders' Labourers Awards* (1939) 16 S.A.I.R. 1 *Caretakers and Cleaners* (*Right of Entry*) *Case* (1941) 16 S.A.I.R. 308 *Right of Entry* (*Adelaide Hospital*) *Case* (1944) 18 S.A.I.R. 81 s. 17 (1) (*b*). *In re The Industry of Carpenters and Joiners* (1936) S.A.S.R. 417 : 14 S.A.I.R. 18 *In re The Industry of Plastering* (1937) S.A.S.R. 217 : 14 S.A.I.R. 38 *Typewriters Mechanics Case* (1938) 15 S.A.I.R. 30 *Commercial Travellers Case* (1938) 15 S.A.I.R. 162 *Retail Pharmaceutical Chemists Case* (1939) 15 S.A.I.R. 452 *In re Wages and Working Conditions of Persons employed as Clerks and Clerical Workers and Office Workers* (1941) S.A.S.R. 65 *Clerks Case* (1939) 16 S.A.I.R. 84 *Window-Display Employees Case* 20 S.A.I.R. 172 *Country Watchmen Case* 22 S.A.I.R. 178 *Plasterers and Terrazo Workers Board* (*Interpretation*) *Case* 25 S.A.I.R. 57 *Stock and Station Agents Employees Case* 27 S.A.I.R. 83 s. 17 (1) (*c*). *Whyalla Wharf Workers Case* 19 S.A.I.R. 1 s. 17 (2). *Boarding House, Cafe, Etc., Employees* (*Annual Leave, Etc.*) *Case* (1942) 17 S.A.I.R. 27917 *Bicycle Manufacturing, Etc., Case* (1943) S.A.I.R., 302 *Shop Assistants Case* 19 S.A.I.R. 378 *Shop Assistants* (*Uniforms, Etc.*) *Case* 22 S.I.A.R. 213 s. 18. *Country Hotels* (*Variation of Award*) *Case* (1941) 17 S.A.I.R., 53 *Country Boarding House, Cafe, Etc., Employees* (*Variation of Award*) *Case* (1942) 17 S.A.I.R., 298 s. 21. *Whyalla and Iron Knob Case* (1937) 14 S.A.I.R. 141 *Saddlery, Leatherware, Etc., Board Case* (193 14 S.A.I.R. 156 *Coopers Case* (1937) 14 S.A.I.R. 200 *Milk Processing and Cheese, Etc. Manufacturing Case* (1938) 15 S.A.I.R. 61 *Rope and Nail Making Industry* (*Hours*) *Case* (1930) 15 S.A.I.R. 113 *Woolscourers Case* (1938) 15 S.A.I.R. 201 *Rubber Workshops and Tyre Re-Treading Case* (1938) 15 S.A.I.R. 236 *Country Quarries Case* (1935) 15 S.A.I.R. 253 *Country Stonemasons Case* (1939) 15 S.A.I.R. 342 *Salt and Gypsum Industries Case* (1938-1939) 15 S.A.I.R. 357 *Bread-carters* (*Annual Leave*) *Case* (1939) 16 S.A.I.R. 11 *British Tube Mills Case* (1940) 16 S.A.I.R. 138 *Photographers Case* (1941) 16 S.A.I.R. 210 *Shop and Warehouse Employees* (*Hours*) *Case* (1941) 16 S.A.I.R. 221 *Caretakers and Cleaners Case* (1940) 16 S.A.I.R. 247 *Cement Manufacturing Industry Case* (1941) 16 S.A.I.R. 347 *Country Hotel Barmen Case* (1941) 16 S.A.I.R. 378 *Clerks* (*Marginal Rates*) *Case* 24 S.A.I.R. 143 s. 21 (1) (*e*). *Government Hospitals, Etc., Board Case* (1939) 15 S.A.I.R. 302 s. 21 (1) (*f*). *Rope and Nail Making Industry* (*Hours*) *Case* (1930) 15 S.A.I.R. 113

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Local Government Act, 1934-1936 (Vol. 5, p. 1)	s. 3. Amended by No. 2424, s. 26 (2), 1938, p. 209, by No. 17, s. 4, 1941, p. 61, by No. 34, s. 3, 1943, p. 96, by No. 16, ss. 8 (11), 15 (9), 17 and 49 (6), 1946, pp. 59, 53, 72, 90, by No. 48, s. 15 (6), 1952 p. 142, and by No. 1, s. 3, 1957, p. 5, and by No. 54, s. 41, 1957, p. 174 s. 5. Amended by No. 2424, ss. 2 and 109, 1938, pp. 201, 231, by No. 16, ss. 2 (1), 3, and 65, 1946, pp. 55, 56, 98, by No. 51, ss. 2 and 21, 1948, pp. 217, 223, by No. 48, ss. 2 and 20, 1952, pp. 137, 144, by No. 56, s. 2, 1954, p. 158, and by No. 54, s. 2, 1957, p. 161 *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 s. 6. Amended by No. 16, s. 65, 1946, p. 98 s. 7. Amended by No. 16, s. 4 (1), 1946, p. 56 and by No. 48, s. 3, 1952, p. 137 s. 9. Amended by No. 2424, s. 3, 1938, p. 202 s. 21. Amended by No. 43, s. 28, 1939, p. 279 s. 24. Amended by No. 16, s. 4 (2), 1946, p. 57, and by No. 50, s. 3, 1959, p. 180 s. 27. Amended by No. 46, s. 2, 1951, p. 111 s. 27a. Enacted by No. 46, s. 3, 1951, p. 111 s. 29. Amended by No. 16, s. 65, 1946, p. 98 s. 34. Amended by No. 43, s. 28, 1939, p. 279 s. 46. Amended by No. 16, s. 65, 1946, p. 98, and by No. 51, s. 21, 1948, p. 223 s. 47. Amended by No. 21, s. 2, 1952, p. 51 and by No. 48, s. 4 (1), 1952, p. 138 s. 48. Amended by No. 21, s. 3, 1952, p. 52 and by No. 48, s. 4 (2), 1952, p. 138 s. 49. Amended by No. 46, s. 4, 1951, p. 112 s. 51. Amended by No. 2424, s. 4, 1938, p. 202 s. 52. Amended by No. 2424, ss. 5 and 6, 1938, p. 202, by No. 16, ss. 5 (1) and 65, 1946, pp. 57, 98, by No. 51, s. 3, 1948, p. 218, and by No. 34, s. 2, 1959, p. 104 s. 54. Amended by No. 2424, s. 7, 1938, p. 202, and by No. 16, s. 2 (2), 1946, p. 55

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Act Affected.	How Affected.
Local Government Act, 1934-1936 (Vol. 5, p. 1)—*continued.*	s. 183. Amended by No. 48, s. 20, 1951, p. 144 s. 184. Amended by No. 2424, s. 109, 1938, p. 231, and by No. 16, ss. 19 (2) and 65, 1946, pp. 72, 98 s. 184a. Enacted by No. 56, s. 6, 1954, p. 160 s. 184b. Enacted by No. 56, s. 6, 1954, p. 160 s. 187. Amended by No. 16, s. 65, 1946, p. 98 s. 188. Amended by No. 2424, ss. 32 and 109, 1938, pp. 211, 231 by No. 48, s. 20, 1952, p. 144, and by No. 54, s. 9 (2), 1957, p. 163 s. 193. Amended by No. 16, s. 65, 1946, p. 98, and by No. 56, s. 7(1), 1954, p. 160 s. 196a. Enacted by No. 2424, s. 33, 1938, p. 211 s. 197. Amended by No. 2424, s. 34, 1938, p. 211 s. 198. Amended by No. 16, s. 65, 1946, p. 98, and by No. 56, s. 7(2), 1954, p. 161 s. 203. Amended by No. 2424, s. 35, 1938, p. 211 and by No. 48, s. 8, 1952, p. 138 s. 204. Amended by No. 2424, s. 36 (1), 1938, p. 211, and by No. 46, s. 9, 1951, p. 114 s. 205. Amended by No. 2424, s. 36 (2), 1938, p. 212, by No. 46, s. 10, 1951, p. 114, and by No. 56, s. 8, 1954, p. 161 s. 206. Amended by No. 16, s. 65, 1946, p. 98 and by No. 48, s. 9, 1952, p. 139 s. 207. Amended by No. 48, s. 10, 1952, p. 139 s. 207a. Enacted by No. 46, s. 11, 1951, p. 115 s. 212. Amended by No. 56, ss. 9 and 33, 1954, pp. 162, 172 s. 212a. Enacted by No. 56, s. 10, 1954, p. 162 s. 214. Amended by No. 56, s. 11, 1954, p. 162 *Baker v. The Corporation of the Town of Hindmarsh* (1958) S.A.S.R. 92 s. 227. Amended by No. 2424, s. 37, 1938, p. 212 s. 228. Amended by No. 2424, s. 38 (2), 1938, p. 213, and by No. 34, s. 4 (1), 1959, p. 105 s. 233a. Enacted by No. 2424, s. 38 (1), 1938, p. 212, and amended by No. 46, s. 12, 1951, p. 115, and by No. 34, s. 4 (2), 1959, p. 105 s. 234. Amended by No. 56, s. 2, 1949, p. 208, by No. 48, s. 20, 1952, p. 144, and by No. 56, s. 12 (1), 1954, p. 161 s. 235. Amended by No. 2424, s. 109, 1938, p. 231 s. 237. Amended by No. 46, s. 13 (1), 1951, p. 115 s. 238. Amended by No. 48, s. 20, 1952, p. 144 s. 239. Amended by No. 46, s. 13 (2), 1951, p. 115 s. 240. Amended by No. 48, s. 20, 1952, p. 144 s. 243. Amended by No. 56, s. 3, 1949, p. 208, by No. 46, s. 13 (3), 1951, p. 115, and by No. 56, s. 12 (2), 1954, p. 161 s. 244. Amended by No. 56, s. 4, 1949, p. 208, by No. 48, s. 20, 1952, p. 144, and by No. 56, s. 12 (3), 1954, p. 161 s. 244a. Enacted by No. 56, s. 13, 1954, p. 163 s. 245. Amended by No. 56, s. 5, 1949, p. 208 s. 246. Amended by No. 56, s. 6, 1949, p. 209, by No. 46, s. 13 (4), 1951, p. 115, and by No. 56, s. 12 (4) 1954, p. 163 s. 247. Amended by No. 56, s. 7, 1949, p. 209, by No. 48, s. 20, 1952, p. 144, and by No. 56, s. 12 (5), 1954, p. 163 s. 248. Amended by No. 56, s. 8, 1949, p. 209 s. 251. Amended by No. 2424, s. 39, 1938, p. 213, and by No. 43, s. 4 (1), 1939, p. 264 s. 252. Amended by No. 43, s. 4 (3), 1939, p. 264 s. 254. Amended by No. 16, s. 65, 1946, p. 98 s. 255. Amended by No. 2424, s. 40, 1938, p. 213 s. 262. Amended by No. 2424, s. 109, 1938, p. 231 s. 264. Amended by No. 43, s. 4 (4), 1939, p. 264 s. 267a. Enacted by No. 50, s. 5, 1959, p. 181

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Local Government Act 1934-1936 (Vol. 5, p. 1)—*continued.*	s. 552. Amended by No. 16, s. 52 (2), 1946, p. 92 s. 555. Amended by No. 2424, s. 76, 1938, p. 224 s. 555a. Enacted by No. 16, s. 52 (1), 1946, p. 92 Heading to Part XXVIII. Amended by No. 34, s. 3, 1943, p. 96 ss. 556 to 568. Repealed by No. 34, s. 3, 1943, p. 96 s. 569. Amended by No. 34, s. 3, 1943, p. 96 s. 570. Amended by No. 34, s. 3, 1943, p. 96 s. 571. Amended by No. 16, s. 53 (1), 1946, p. 93 s. 572. Amended by No. 16, s. 53 (2), 1946, p. 93 s. 591. Amended by No. 2424, s. 77, 1938, p. 224 s. 591a. Enacted by No. 2424, s. 78, 1938, p. 224 s. 620. Amended by No. 16, s. 54, 1946, p. 93 s. 623. Repealed by No. 46, s. 22 (1), 1951, p. 118 Heading to s. 629. Amended by No. 48, s. 15 (1), 1952, p. 142 s. 629. Amended by No. 48, s. 15 (2), 1952, p. 142 s. 630. Amended by No. 48, s. 15 (3), 1952, p. 142 s. 631. Amended by No. 48, s. 15 (4), 1952, p. 142 s. 632. Amended by No. 48, s. 15 (5), 1952, p. 142 Heading to s. 640. Enacted by No. 51, s. 16 (2), 1948, p. 222 s. 640. Amended by No. 51, s. 16 (1), 1948, p. 222 Heading to s. 641. Repealed by No. 51, s. 16 (2), 1948, p. 222 s. 664a. Enacted by No. 16, s. 55, 1946, p. 93 s. 665. Amended by No. 56, s. 25, 1954, p. 169 s. 666. Amended by No. 46, s. 23, 1951, p. 118, by No. 54, s. 64, 1957, p. 167, and by No. 34, s. 11, 1959, p. 108 s. 666a. Enacted by No. 43, s. 16, 1939, p. 272 s. 666b. Enacted by No. 54, s. 25 (1), 1957, p. 167 s. 666c. Enacted by No. 54, s. 26, 1957, p. 169 s. 667. Amended by No. 2424, ss. 79, 80, 81, and 82, 1938, p. 224, by No. 9, s. 17, 1939, p. 33, by No. 43, s. 17, 1939, p. 273, by No. 16, ss. 56, 57 and 58, 1946, pp. 93, 94, by No. 51, ss. 17 and 18 (1), 1948, p. 222, by No. 46, ss. 24 and 25 (1), 1951, p. 118, by No. 48, ss. 15 (7), 16 (1) and 17, 1952, pp. 142, 143, by No. 56, ss. 20 (3), (4), 26 (1), and 27, 1954, pp. 166, 169, and 170, by No. 42, s. 3, 1957, p. 112 by No. 54, ss. 25 (2), 27 and 28 (1), 1957, pp. 168, 170, and by No. 50, s. 13, 1959, p. 182 s. 669. Amended by No. 43, ss. 18 and 19 (1), 1939, p. 273, by No. 34, s. 3, 1943, p. 96, byNo. 51, s. 18 (2). 1948, p. 222, by No. 46, ss. 22 (2), 25 (2), and 26, 1951, pp. 118, 119, by No. 48, ss. 15 (8), and 20, 1952, pp. 143, 144, by No. 56, ss. 26 (2), and 28, 1954, pp. 169, 170, and by No. 54, s. 28 (2), 1957, p. 170 *Loftes v. Barrington* (1943) S.A.S.R. 333; s. 670. Amended by No. 2424, s. 83, 1938, p. 225, by No. 43, s. 19 (2), 1939, p. 274, by No. 16, s. 41 (3), 1946, p. 84, by No. 51, s. 18 (3), 1948, p. 223, by No. 46, s. 27, 1951, p. 119, by No. 48, s. 16 (2), 1952, p. 143, by No. 56, s. 22 (2), 1954, p. 167, and by No. 54, s. 28 (3), 1957, p. 170 s. 673. Amended by No. 48, s. 20, 1952, p. 144 s. 674. Amended by No. 48, s. 20, 1952, p. 144 s. 676. Repealed by No. 54, s. 29, 1957, p. 170 *Ross Chenoweth Ltd. v. Hayes* (1955) S.A.S.R. 66 s. 677. Amended by No. 16, s. 65, 1946, p. 98 s. 684. Amended by No. 34, s. 12, 1959, p. 108 s. 686. Amended by No. 16, s. 65, 1946, p. 98 s. 686a. Enacted by No. 48, s. 18, 1952, p. 143 s. 689. Amended by No. 46, s. 28, 1951, p. 119 s. 691. Amended by No. 43, s. 20, 1939, p. 274, by No. 16, s. 65, 1946, p. 98, by No. 51, s. 21, 1948, p. 223, and by No. 56, s 22 (3), 1954, p. 167

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Local Government Act, 1934-1936 (Vol. 5, p. 1)—*continued.*	s. 692. Amended by No. 56, s. 33, 1954, p. 172 s. 693. Amended by No. 16, s. 59, 1946, p. 94 s. 695. Amended by No. 2424, s. 84, 1938, p. 225, and by No. 54, s. 30, 1957, p. 170 s. 696. Amended by No. 2424, s. 85, 1938, p. 225 s. 705. Amended by No. 16, s. 2 (6), 1946, p. 56 s. 709. *Wache v. Parham* (1937) S.A.S.R. 116 *Baker v. The Corporation of the Town of Hindmarsh* (1958) S.A.S.R. 92 s. 710. Amended by No. 2424, s. 86, 1938, p. 225, and by No. 16, s. 65, 1946, p. 98 *Wache v. Parham* (1937) S.A.S.R. 116 s. 716. Amended by No. 2424, s. 109, 1938, p. 231 s. 719. Amended by No. 54, s. 31, 1957, p. 171 s. 721a. Enacted by No. 56, s. 29, 1954, p. 170, and repealed by No. 54, s. 25 (2), 1957, p. 168 s. 730. *The University of Adelaide v. The District Council of Mitcham* (1937) S.A.S.R. 288 s. 731. Amended by No. 2424, s. 109, 1938, p. 231 s. 739. Amended by No. 2424, s. 87, 1938, p. 225 s. 742. Amended by No. 2424, s. 88, 1938, p. 225 s. 743a. Enacted by No. 50, s. 14, 1959, p. 183 s. 755a. Enacted by No. 46, s. 29 (1), 1951, p. 120 s. 755b. Enacted by No. 34, s. 13, 1959, p. 109 s. 766. Amended by No. 46, s. 29 (2), 1951, p. 120 s. 769a. Enacted by No. 2424, s. 89, 1938, p. 226 s. 778a. Enacted by No. 16, s. 60, 1946, p. 94 s. 779. Amended by No. 34, s. 14, 1959, p. 109 s. 779a. Enacted by No. 43, s. 21, 1939, p. 274 s. 779b. Enacted by No. 16, s. 62, 1946, p. 95, and amended by No. 56, s. 30, 1954, p. 171 s. 780. Amended by No. 16, s. 41 (4), 1946, p. 84 s. 780a. Enacted by No. 2424, s. 90, 1938, p. 226 s. 781a. Enacted by No. 43, s. 22, 1939, p. 275, and amended by No. 51, s. 19, 1948, p. 223 s. 782. Amended by No. 51, s. 21, 1948, p. 223 s. 782a. Enacted by No. 43, s. 23, 1939, p. 275 s. 783. Amended by No. 16, s. 61, 1946 p. 95, by No. 51, s. 20, 1948, p. 223, by No. 54, s. 32, 1957, p. 171, and by No. 34, s. 15, 1959, p. 109 s. 784. Amended by No. 34, s. 16, 1959, p. 109 s. 785. Amended by No. 54, s. 33, 1957, p. 171 s. 788. Amended by No. 16, s. 63, 1946, p. 96 s. 789. Amended by No. 56, s. 26 (3), 1954, p. 169 s. 789a. Enacted by No. 43, s. 24, 1939, p. 276 s. 796. Amended by No. 2424, s. 91, 1938, p. 226 s. 797. Amended by No. 2424, s. 92, 1938, p. 226, by No. 51, s. 21, 1948, p. 223, and by No. 50, s. 15, 1959, p. 183 s. 803. Amended by No. 16, s. 65, 1946, p. 98 s. 804. Amended by No. 16, s. 13, (2) 1946, p. 62 s. 806. Amended by No. 50, s. 16, 1959, p. 183 s. 808. Amended by No. 16, s. 8 (8), 1946, p. 59 s. 809. Amended by No. 2424, s. 93, 1938, p. 227, and by No. 16, s. 8 (9), 1946, p. 59 s. 810. Amended by No. 2424, s. 94, 1938, p. 227, and by No. 51, s. 21, 1948, p. 223 s. 817. Amended by No. 2424, s. 95, 1938, p. 227 s. 819. Amended by No. 16, s. 12 (2), 1946, p. 61 s. 820. Amended by No. 16, s. 9 (3) and (4), 1946, p. 60 s. 824. Amended by No. 2424, s. 96, 1938, p. 229 s. 825. Amended by No. 2424, s. 97, 1938, p. 229 s. 827. Amended by No. 2424, s. 98, 1938, p. 229 s. 829. Amended by No. 16, s. 65, 1946, p. 98 s. 831. Amended by No. 2424, s. 99, 1938, p. 229 s. 833. Amended by No. 2424, s. 100, 1938, p. 229, by No 43, s. 28. 1939, p. 279, by No. 16, s. 64 (1), 1946, p. 96, by No. 51, s. 21, 1948, p. 223, by No. 54, s. 34, 1957, p. 171, and by No. 34, s. 17 (1), 1959, p. 109

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Local Government Act, 1934-1936 (Vol. 5, p. 1)—*continued.*	s. 834. Amended by No. 2424, s. 101, 1938, p. 229, by No. 16, s. 64 (2), 1946, p. 96, by No. 54, s. 35, 1957, p. 131, and by No. 34, s. 17 (2), 1959, p. 109 s. 835. Amended by No. 16, s. 64 (3) and (9), 1946, pp. 96, 97 s. 840. Amended by No. 2424, s. 102, 1938, p. 230, by No. 16, s. 64 (4), 1946, p. 96, by No. 48, s. 19 (1), 1952, p. 144, by No. 56, s. 31, 1954, p. 171, and by No. 54, s. 36 (1), 1957 p. 172 s. 841. Amended by No. 16, s. 64 (5), 1946, p. 96, by No. 48, s. 20, 1952, p. 144, and by No. 54, s. 41, 1957, p. 174 s. 846. Amended by No. 16, s. 64 (6), 1946, p. 97 s. 847. Amended by No. 50, s. 17, 1959, p. 184 s. 855a. Enacted by No. 50, s. 18, 1959, p. 184 s. 858. Amended by No. 2424, s. 103, 1938, p. 230 s. 871a. Enacted by No. 17, s. 3, 1941, p. 52 and amended by No. 56, s. 32, 1954, p. 171 ss. 871b. to 871f. Enacted by No. 17, s. 3, 1941, pp. 53-56 s. 871g. Enacted by No. 17, s. 3, 1941, p. 57 and amended by No. 16, s. 65, 1946, p. 98 ss. 871h to 871s. Enacted by No. 17, s. 3, 1941, pp. 58-61 s. 871t. Enacted by No. 54, s. 37, 1957, p. 172 s. 874. Amended by No. 2424, s. 104, 1938, p. 230 s. 880a. Enacted by No. 43, s. 25, 1939, p. 276, and amended by No. 16, s. 41 (5), 1946, p. 85, and by No. 51, s. 21, 1948, p. 223 s. 885. Amended by No. 2424, s. 109, 1938, p. 231, and by No. 16, s. 65, 1946, p. 98 s. 886. Amended by No. 2424, s. 109, 1938, p. 231, and by No. 16, s. 65, 1946, p. 98 s. 886b. Enacted by No. 54, s. 38, 1957, p. 172 s. 889. Enacted by No. 54, s. 39, 1957, p. 172 s. 890. Repealed by No. 2424, s. 105, 1938, p. 230 s. 892. Repealed by No. 2424, s. 105, 1938, p. 230 s. 896. Repealed by No. 48, s. 20, 1952, p. 144 ss. 900 to 906. Repealed by No. 2424, s. 105, 1938, p. 230 Third schedule. Repealed by No. 16, s. 8 (10), 1946, p. 59 Fourth schedule. Repealed by No. 16, s. 8 (10), 1946, p. 59 Fifth schedule. Amended by No. 2424, ss. 14 (2), and 106 (1), 1938, pp. 204, 230, by No. 43, s. 26, 1939, p. 277, and by No. 16, s. 5 (2) and (3), 1946, p. 57 Tenth schedule. Amended by No. 54, s. 40, 1957, p. 173 Eleventh schedule. Amended by No. 43, s. 27, 1939, p. 278, and by No. 16, ss. 23 (2) and 65, 1946, pp. 75, 98 Fourteenth schedule. Amended by No. 2424, s. 71 (11) and (12), 1938, p. 221, by No. 16, ss. 49 (5), and 65, 1946, pp. 90, 98, and by No. 51, s. 21, 1948, p. 223 Eighteenth schedule. Amended by No. 2424, s. 106, pp. 90, 98 (2), 1938, p. 230 Nineteenth schedule. Amended by No. 2424, s. 107, 1938, p. 230, by No. 16, ss. 9 (5), 64 (7), and 65, 1946, pp. 60, 97 and 98, by No. 51, s. 21, 1948, p. 223, and by No. 48, ss. 19 (2), 20, 1952, p. 144, by No. 54, ss. 36 (2), 41, 1957, pp. 172, 174, and No. 34, s. 17 (3), 1959, p. 109 Twenty-second schedule. Enacted by No. 2424, s. 108, 1938, p. 231
Local Government Act Amendment Act (No. 2), 1952 (1952, p. 137)	Schedule. Amended by No. 56, s. 33, 1954, p. 172
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Lottery and Gaming Act, 1936 (Vol. 5, p. 401)	This Act, as amended by No. 2394, 1938, p. 40, No. 2417, 1938, p. 159, No. 11, 1939, p. 39, No. 13, 1939, p. 45, No. 11, 1943, p. 23, No. 42, 1945, p. 202, No. 37, 1947, p. 98, No. 46, 1948, p. 201, No. 19, 1949, p. 65, No. 36, 1950, p. 104, No. 57, 1950, p. 198, No. 58, 1950, p. 201, No. 43, 1953, p. 125, No. 57, 1954, p. 174, No. 42, 1955, p. 124, and No. 42, 1956, p. 121, and with notes of judicial decisions, is reprinted in this volume p. 273.
Lower River Broughton Irrigation Trust Act, 1938 (1938, p. 235)	s. 99a. Enacted by No. 43, s. 3, 1940, p. 139
Maintenance Act, 1926-1936 (Vol. 5, p. 461)	This Act as amended by No. 2360, 1937, p. 63, and No. 2380, 1937, p. 132, and with notes of judicial decisions, is reprinted in the 1937 volume, p. 173. *See also* the following paragraph.
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Renmark Irrigation Trust Act, 1936 (Vol. 7, p. 217)	s. 4. Amended by No. 31, s. 4, 1959, p. 86 s. 5. Amended by No. 45, s. 3, 1950, p. 126, and by No. 31, s. 5, 1959, p. 86 s. 8. Amended by No. 26, s. 2, 1945, p. 115, and by No. 31, s. 6, 1959, p. 86 s. 9. Amended by No. 31, s. 7, 1959, p. 86 s. 11. Amended by No. 26, s. 3, 1945, p. 116 s. 21. Amended by No. 26, s. 4, 1945, p. 117, and by No. 45, s. 3, 1956, p. 128 s. 22. Amended by No. 40, s. 2 (1), 1948, p. 181, and by No. 45, s. 4, 1950, p. 126 s. 24. Amended by No. 40, s. 2 (2), 1948, p. 181, and by No. 45, s. 5, 1950, p. 127 s. 26. Substituted by No. 45, s. 4, 1956, p. 128 s. 33. Amended by No. 45, s. 6, 1950, p. 127 s. 63. Amended by No. 31, s. 8, 1959, p. 86 s. 65. Amended by No. 31, s. 9, 1956, p. 87 ss. 65a to 65d. Enacted by No. 45, s. 7, 1950, pp. 128, 129 s. 65e. Enacted by No. 55, s. 2, 1958, p. 210 s. 72a. Enacted by No. 45, s. 8, 1950, p. 129 ss. 72c and 72d. Enacted by No. 31, s. 11, 1959, pp. 87, 88 s. 72b. Enacted by No. 33, s. 3, 1958, p. 87 s. 92. Amended by No. 40, s. 3, 1948, p. 181, by No. 9, s. 3, 1952, p. 20, and by No. 31, s. 12, 1959, p. 89 s. 93. Amended by No. 31, s. 13, 1959, p. 89 s. 97. Amended by No. 26, s. 5, 1945, p. 117 Heading to Part VIII. amended by No. 31, s. 14, 1959, p. 89 ss. 115 to 121t. Substituted and enacted by No. 31, s. 15, pp. 89-96 s. 122. Amended by No. 31, s. 16, 1959, p. 96 s. 123. Substituted by No. 31, s. 17, 1959, p. 96 s. 142. Amended by No. 40, s. 5, 1948, p. 182 s. 154. Amended by No. 26, s. 6, 1945, p. 118 s. 171. Amended by No. 31, s. 18, 1959, p. 98 s. 172. Amended by No. 31, s. 19, 1959, p. 98 ss. 175a and 175b. Enacted by No. 31, s. 20, 1959, pp. 98, 99 s. 224a. Enacted by No. 46, s. 2, 1946, p. 212 s. 225a. Enacted by No. 40, s. 6, 1948, p. 183 Second schedule. Amended by No. 40, s. 7, 1948, p. 183
River Murray Waters Act, 1935 (Vol. 7, p. 287)	Schedules. Amended by No. 54, s. 5, 1948, p. 231, by No. 47, s. 5, 1954, p. 130, and by No. 25, s. 5, 1958, p. 72
Road and Railway Transport Act, 1930-1935 (Vol. 7 p. 320)	s. 9a. Enacted by No. 47, s. 3, 1939, p. 358 s. 9b. Enacted by No. 47, s. 3, 1939, p. 359 s. 14. Amended by No. 47, s. 4, 1939, p. 359 *Miller v. Hilton* (1937) 57 C.L.R. 400; 11 A.L.J. 74 *Crafter v. Burns* (1939) S.A.S.R. 152, affirming *Crafter v. Burns* (1939) S.A.S.R. 7. Special leave to appeal to the High Court refused, 62 C.L.R. 747 (note). *Dayman v. Gleader* (1939) S.A.S.R. 277, affirming *Dayman v. Gleader* (1939) S.A.S.R. 139 *Crouch v. O'Sullivan* (1956) S.A.S.R. 146 *Lamshed v. Lake* 32 A.L.J.R. 75 *Ridland v. Dyson* (1959) S.A.S.R. 72

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Road and Railway Transport Act, 1930-1935 (Vol. 7, p. 320)—*continued.*	s. 18a. Enacted by No. 47, s. 5, 1939, p. 359 s. 18b. Enacted by No. 47, s. 5, 1939, p. 359 s. 18c. Enacted by No. 47, s. 5, 1939, p. 360 s. 22a. Enacted by No. 47, s. 6, 1939, p. 360 s. 23. Repealed by No. 47, s. 8, 1939, p. 360 s. 24a. Enacted by No. 47, s. 7, 1939, p. 360 s. 25. Amended by No. 47, s. 9, 1939, p. 360 s. 26. Repealed by No. 47, s. 10, 1939, p. 360 s. 27b. Enacted by No. 47, s. 11, 1939, p. 361 s. 27c. Enacted by No. 47, s. 11, 1939, p. 361 s. 27d. Enacted by No. 47, s. 11, 1939, p. 362 s. 27e. Enacted by No. 47, s. 11, 1939, p. 362 *Motor Vehicle Drivers Case* (1940) 16 S.A.I.R. 111 ss. 27f to 27q. Enacted by No. 22, s. 3, 1956, pp. 53-58 *Edmund T. Lennon, Pty. Ltd. v. State of South Australia : Pioneer Express Pty. Ltd. v. State of South Australia* 31 A.L.J. 622 s. 28a. Enacted by No. 47, s. 12, 1939, p. 363 s. 28b. Enacted by No. 47, s. 12, 1939, p. 363 s. 31a. Enacted by No. 43, s. 3, 1957, p. 115 s. 32a. Enacted by No. 47, s. 13, 1939, p. 364 s. 35a. Enacted by No. 47, s. 14, 1939, p. 364 s. 35b. Enacted by No. 47, s. 14, 1939, p. 364 s. 35c. Enacted by No. 47, s. 14, 1939, p. 364 s. 35d. Enacted by No. 47, s. 14, 1939, p. 364
Roads (Opening and Closing) Act, 1932-1936 (Vol. 7, p. 342)	s. 2. Amended by No. 47, s. 2, 1946, p. 213 s. 3. Amended by No. 47, s. 12, 1946, p. 220 s. 6. Amended by No. 47, s. 12, 1946, p. 220 s. 7. Amended by No. 47, s. 12, 1946, p. 220 s. 8. Amended by No. 47, s. 12, 1946, p. 220 s. 11. Amended by No. 47, ss. 3 and 12, 1946, pp. 213, 220 s. 11a. Enacted by No. 47, s. 4, 1946, p. 215 s. 14. Amended by No. 47, ss. 5 and 12, 1946, pp. 216, 220 s. 16. Amended by No. 47, s. 6, 1946, p. 216 s. 17. Amended by No. 47, ss. 7 and 12, 1946, pp. 217, 220 s. 18. Amended by No. 47, s. 12, 1946, p. 220 s. 20. Amended by No. 47, s. 8, 1946, p. 217 ss. 20a to 20d. Enacted by No. 47, s. 9, 1946, p. 217 s. 22. Amended by No. 47, s. 10, 1946, p. 219 s. 23. Amended by No. 47, ss. 11 (1) and 12, 1946, p. 220 s. 27. Amended by No. 47, s. 12, 1946, p. 220 Second schedule. Amended by No. 47, s. 12, 1946, p. 220 Third schedule. Amended by No. 47, s. 12, 1946, p. 220 Fourth schedule. Amended by No. 47, s. 12, 1946, p. 220 Fifth schedule. Enacted by No. 47, s. 11 (2), 1946, p. 220
Road Traffic Act, 1934-1936 (Vol. 7, p. 359)	This Act, as amended by No. 2416, 1938, p. 140, No. 23, 1939, p. 121, No. 34, 1939, p. 196, No. 45, 1939, p. 338, No. 61, 1940, p. 304, No. 2, 1941, p. 3, No. 46, 1941, p. 197, No. 4, 1942, p. 7, No. 17, 1942, p. 50, No. 35, 1943, p. 104, No. 2, 1944, p. 3, No. 20, 1944, p. 47, No. 2, 1945, p. 3, No. 40, 1945, p. 191, No. 4, 1946, p. 21, No. 3, 1947, p. 4, No. 40, 1947, p. 105, No. 55, 1948, p. 236, No. 29, 1950, p. 80, No. 30, 1951, p. 61, No. 48, 1951, p. 125, No. 41, 1952, p. 117, No. 42, 1952, p. 119, No. 36, 1953, p. 91, No. 37, 1953, p. 99, and No. 48, 1954, p. 133, and with notes of judicial decisions, is reprinted in the 1954 volume, p. 274. *See also* the following paragraph.

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Road Traffic Act, 1934-1954 (1954, p. 274)	s. 1. Amended by No. 51, s. 3, 1957, p. 147 s. 4. Amended by No. 56, s. 4, 1955, p. 192 and by No. 23, s. 3, 1958, p. 67 ss. 5 to 38. Repealed by No. 53, s. 3, 1959, p. 203 s. 38a. Amended by No. 56, s. 8, 1955, p. 194 *Feldman v. Samuels* (1956) S.A.S.R. 55 s. 38ba. Enacted by No. 51, s. 3, 1959, p. 187 s. 38d. *Commissioner of Police v. Brady* (1954) S.A.S.R. 314 ss. 38e to 39. Repealed by No. 53, s. 3, 1959, p. 203 s. 42. Amended by No. 56, s. 9, 1955, p. 194, by No. 35, s. 7, 1956, p. 100, and by No. 51, s. 10, 1957, p. 149 s. 42c. Amended by No. 56, s. 10, 1955, p. 194, and by No. 35, s. 8, 1956, p. 102 s. 43a. Amended by No. 35, s. 9, 1956, p. 102 s. 45. Repealed by No. 53, s. 3, 1959, p. 203 s. 48. Amended by No. 51, s. 11, 1957, p. 149 *Ainsworth v. O'Sullivan* (1955) S.A.S.R. 323 *Lockwood v. Haseloff* (1956) S.A.S.R. 123 *Gill v. Forest. Hansberry v. Forrest* (1959) S.A.S.R. 48 s. 50. Repealed by No. 53, s. 3, 1959, p. 203 s. 53. Amended by No. 51, s. 4, 1959, p. 187 s. 55. Repealed by No. 51, s. 5, 1959, p. 188 ss. 57 to 59. Repealed by No. 53, s. 3, 1959, p. 203 s. 61. Amended by No. 51, s. 12, 1957, p. 149 s. 64. Amended by No. 35, s. 9, 1956, p. 102, and by No. 53, s. 3, 1959, p. 203 s. 65. Repealed by No. 53, s. 3, 1959, p. 203 ss. 67 to 67b. Repealed by No. 53, s. 3, 1959, p. 203 s. 67f. and 67g. Repealed by No. 53, s. 3, 1959, p. 203 ss. 70a. to 84. Repealed by No. 53, s. 3, 1959, p. 203 s. 85. Amended by No. 56, s. 11, 1955, p. 195 s. 88. Amended by No. 56, s. 12, 1955, p. 195 s. 90. Amended by No. 56, s. 13, 1955, p. 195 s. 91. Amended by No. 51, s. 6, 1959, p. 188 s. 96. Amended by No. 56, s. 14, 1955, p. 195 s. 99. Substituted by No. 56, s. 15, 1955, p. 196, and amended by No. 51, s. 7, 1959, p. 188 s. 99a. Amended by No. 51, s. 8, 1959, p. 189 s. 101. Amended by No. 56, s. 16, 1955, p. 196, and by No. 51, s. 9, 1959, p. 189 s. 102. Amended by No. 56, s. 17, 1955, p. 196 s. 105. Amended by No. 56, s. 18, 1955, p. 196 s. 119. Amended by No. 23, s. 4, 1958, p. 68, and by No. 51, s. 10, 1959, p. 189 s. 121 Amended by No. 51, s. 16, 1957, p. 150 s. 122. Amended by No. 56, s. 19, 1955, p. 196, and by No. 51, s. 17, 1957, p. 150 s. 122a. Enacted by No. 35, s. 11, 1956, p. 102 s. 122b. Enacted by No. 51, s. 18, 1957, p. 151 s. 122c. Enacted by No. 51, s. 11, 1959, p. 189 s. 123. Amended by No. 56, s. 20, 1955, p. 197, and by No. 51, s. 12, 1959, p. 190 s. 127a. Amended by No. 51, s. 19, 1957, p. 151 *Edwards v. Chard* (1954) S.A.S.R. 310 *Samuels v. Noonan* (1956) S.A.S.R. 32 *Rosey v. Dring* (1957) S.A.S.R. 160 s. 130a. Amended by No. 51, s. 13, 1959, p. 193 *Bybyk v. Wilton and Foote Ltd. and Tooth* (1959) S.A.S.R. 112 s. 130b. Amended by No. 56, s. 21, 1955, p. 197, and by No. 35, s. 12, 1956, p. 103 s. 130e. Enacted by No. 56, s. 22, 1955, p. 198, and amended by No. 51, s. 14, 1959, p. 193 s. 131. *Samuels v. Sharp* (1954) S.A.S.R. 275 *Samuels v. Noonan* (1956) S.A.S.R. 32 *Feldman v. Samuels* (1956) S.A.S.R. 55

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Road Traffic Act, 1934-1954 (1954, p. 274)—*continued.*	*Lopresto v. Golding* 31 A.L.J. 851 *Bybyk v. Wilton and Foote Ltd., and Tooth* (1959) S.A.S.L. 112 s. 131b. Enacted by No. 51, s. 15, 1959, p. 195 s. 132. Substituted by No. 51, s. 16, 1959, p. 195 s. 133. Amended by No. 56, s. 23, 1955, p. 199, and by No. 35, s. 13, 1956, p. 103 s. 133a. Enacted by No. 51, s. 17, 1959, p. 195 s. 134. Amended by No. 35, s. 14, 1956, p. 104 *Sinaca v. Woods* (1958) S.A.S.R. 76 s. 135. Amended by No. 51, s. 20, 1957, p. 152, and by No. 51, s. 18, 1959, p. 196 s. 136a. Enacted by No. 45, s. 24, 1955, p. 200 s. 136a. Enacted by No. 51, s. 19, 1959, p. 196 s. 141. Substituted by No. 56, s. 25, 1955, p. 200 s. 142. Amended by No. 51, s. 20, 1959, p. 197 s. 156a. Amended by No. 51, s. 21, 1959, p. 197. s. 157. *Gill v. Mazzoleti* (1956) S.A.S.R. 288 *Gill v. Forrest. Hansberry v. Forrest.* (1959 S.A.S.R. 48 s. 158. Amended by No. 35, s. 15, 1956, p. 104 s. 161. Amended by No. 56, s. 26, 1955, p. 200 s. 167. Substituted by No. 51, s. 21, 1959, p. 198 s. 174. Amended by No. 56, s. 27, 1955, p. 201, and by No. 35, s. 16, 1956, p. 104 s. 177. Amended by No. 56, s. 28, 1955, p. 202 s. 178. *Georgeff v. Ryan* (1954) S.A.S.R. 234 s. 180. Amended by No. 56, s. 29, 1955, p. 202
Sale of Fruit Act, 1915-1935 (Vol. 7, p. 465)	Schedule. Substituted by regulations *Gazette* 3rd December, 1936, p. 1195, and amended by regulations *Gazette* 25th December, 1947, p. 2265
The Sale of Goods Act, 1895-1936 (Vol. 7,p. 474)	s. 4. *Clements v. Hoppo* (1937) S.A.S.R. 231. Leave to appeal to the High Court refused, 59 C.L.R. 807 (note) s. 12. *Warmings Used Cars Ltd. v. Tucker and another* (1956) S.A.S.R. 249 s. 13. *Clarke v. McMahon* (1939) S.A.S.R. 64 s. 18. *Minister for Supply and Development and another v. Servicemen's Co-operative Joinery Manufacturers Limited and another* (1951) 82 C.L.R. 621 s. 25. *Langmead v. Thyer Rubber Co. Limited* (1947) S.A.S.R. 29 s. 32. Amended by No. 36, s. 3, 1943, p. 112 s. 57a. Amended by No. 2357, s. 4, 1937, p. 56 s. 57b. Enacted by No. 29, s. 3, 1952, p. 76
Sandalwood Act, 1930-1936 (Vol. 7, p. 498)	s. 11. Amended by No. 9, s. 3, 1940, p. 19, by No. 7, s. 3, 1943, p. 15, and by No. 12, s. 3, 1946, p. 42 and repealed by No. 12, s. 3, 1949, p. 51
The Savings Bank of South Australia Act, 1929-1935 (Vol. 7, p. 526)	s. 2. Amended by No. 33, s. 2, 1948, p. 155 s. 4. Amended by No. 25, s. 2, 1949, p. 81 s. 4a. Enacted by No. 27, s. 3, 1945, p. 120 s. 5. Amended by No. 13, s. 3, 1942, p. 33, and by No. 31, s. 7 (2), 1947, p. 86 s. 8. Amended by No. 13, s. 5, 1942, p. 34 s. 16. Amended by No. 13, s. 6, 1942, p. 34 s. 17. Amended by No. 13, s. 7, 1942, p. 34, and by No. 33, s. 3, 1948, p. 155 s. 19. Substituted by No. 20, s. 3, 1953, p. 50 s. 20. Amended by No. 25, s. 4, 1949, p. 82, by No. 20, s. 4, 1953, p. 51, and by No. 36, s. 3, 1958, p. 136 s. 20a. Enacted by No. 36, s. 4, 1958, p. 136 s. 20b. Enacted by No. 24, s. 3, 1959, p. 67 s. 26a. Enacted by No. 27, s. 4, 1945, p.121 s. 27. Amended by No. 13, s. 8, 1942, p. 34

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The Savings Bank of South Australia Act, 1929-1935 (Vol. 7. p. 526)—*continued.*	s. 28. Substituted by No. 13, s. 9, 1942, p. 34 s. 29. Substituted by No. 13, s. 10, 1942, p. 35 s. 30. Substituted by No. 13, s. 11, 1942, p. 35 s. 30a. Enacted by No. 27, s. 5, 1945, p. 121 s. 31. Amended by No. 13, s. 12, 1942, p. 35 s. 32a. Enacted by No. 31, s. 2, 1947, p. 84 s. 33. Amended by No. 13, s. 13, 1942, p. 36 s. 34. Substituted by No. 27, s. 6, 1945, p. 121 s. 38. Amended by No. 13, s. 14, 1942, p. 36, and by No. 31, s. 3, 1947, p. 85 s. 39. Amended by No. 13, s. 15, 1942, p. 37 s. 40. Amended by No. 13, s. 16, 1942, p. 37 s. 41. Amended by No. 13, s. 17, 1942, p. 37 s. 42. Amended by No. 13, s. 18, 1942, p. 37, and by No. 25, s. 5, 1949, p. 82 s. 42a. Enacted by No. 13, s. 19, 1942, p. 37 s. 42b. Enacted by No. 13, s. 19, 1942, p. 38 s. 43. Substituted by No. 31, s. 4, 1947, p. 85 s. 44. Amended by No. 13, s. 21, 1942, p. 38 s. 45. Amended by No. 13, s. 22, 1942, p. 38 s. 46. Amended by No. 31, s. 5, 1947, p. 85 s. 47. Amended by No. 31, s. 6, 1947, p. 85, and by No. 36, s. 5, 1958, p. 137 s. 48. Substituted by No. 13, s. 23, 194 2,p. 38 s. 50. Amended by No. 31, s. 7 (1), 1947, p. 86, and by No. 25, s. 6, 1949, p. 82 s. 51. Amended by No. 13, s. 24, 1942, p. 39, and by No. 25, s. 7, 1949, p. 82 s. 52. Substituted by No. 13, s. 25, 1942, p. 39, and amended by No. 25, s. 8, 1949, p. 82 s. 53. Substituted by No. 25, s. 9, 1949, p. 83 s. 54. Repealed by No. 13, s. 27, 1942, p. 39 s. 57. Amended by No. 13, s. 28, 1942, p. 40 s. 59. Amended by No. 13, s. 29, 1942, p. 40, by No. 31, s. 8, 1947, p. 86, by No. 33, s. 4, 1948, p. 155, by No. 25, s. 10, 1949, p. 83, and by No. 36, s. 6, 1958, p. 138 s. 60. Amended by No. 31, s. 9, 1947, p. 86 s. 60a. Enacted by No. 33, s. 5, 1948, p. 156, and amended by No. 36, s. 7, 1958, p. 138 s. 61. Amended by No. 13, s. 30, 1942, p. 40 s. 62. Amended by No. 13, s. 31, 1942, p. 40 s. 63. Amended by No. 13, s. 32, 1942, p. 40 s. 64. Substituted by No. 13, s. 33, 1942, p. 40 s. 65. Substituted by No. 25, s. 11, 1949, p. 83 s. 66. Substituted by No. 13, s. 35, 1942, p. 41 s. 67. Substituted by No. 13, s. 36, 1942, p. 41 s. 69. Substituted by No. 13, s. 37, 1942, p. 42
Scaffolding Inspection Act, 1934 (Vol. 7, p. 557)	s. 3. Amended by No. 5, s. 2, 1940, p. 7 s. 4. Amended by No. 24, s. 3, 1957, p. 58 s. 5. Substituted by No. 24, s. 4, 1957, p. 59 s. 6. Amended by No. 24, s. 5, 1957, p. 59 s. 8 Amended by No. 24, s. 6, 1957, p. 59 s. 9. Amended by No. 24, s. 7, 1957, p. 60 s. 11. Amended by No. 24, s. 8, 1957, p. 60 s. 11a. Enacted by No. 24, s. 9, 1957, p. 61 s. 12. Amended by No. 24, s. 10, 1957, p. 61 Second schedule. Amended by regulations *Gazette*, 14th September, 1944, p. 324, *Gazette* 13th June, 1957, p. 1469, and *Gazette* 1st October, 1959, p. 825
School of Mines and Industries Act, 1892-1934 (Vol. 7, p. 565)	Long title. Amended by No. 46, s. 4, 1959, p. 154 Preamble. Amended by No. 46, s. 5, 1959, p. 155 s. 3. Amended by No. 46, s. 6, 1959, p. 155 s. 4. Amended by No. 46, s. 7, 1959, p. 155 s. 5. Repealed by No. 46, s. 8, 1959, p. 155 s. 6. Amended by No. 46, s. 9, 1959, p. 156 s. 10. Amended by No. 46, s. 10, 1959, p. 158 s. 11. Amended by No. 46, s. 11, 1959, p. 158

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Second-hand Dealers Act, 1919-1934 (Vol. 7, p. 570)	s. 6. Amended by No. 19, s. 3, 1958, p. 53 s. 9a. Amended by No. 41, s. 2, 1950, p. 118 s. 9b. Enacted by No. 41, s. 2, 1949, p. 133 s. 10. Amended by No. 41, s. 3, 1949, p. 134
Settled Estates Act, 1880 (Vol. 7, p. 590)	s. 34. Amended by No. 17, s. 3 (1), 1943, p. 36
Sewerage Act, 1929-1936 (Vol. 7, p. 605)	s. 2. Amended by No. 27, s. 4, 1953, p. 75 s. 4. Amended by No. 48, s. 3, 1946, p. 222 s. 10. Repealed by No. 48, s. 4, 1946, p. 223 s. 11. Repealed by No. 48, s. 4, 1946, p. 223 s. 17a. Enacted by No. 27, s. 2, 1953, p. 73 s. 31a. Enacted by No. 48, s. 5, 1946, p. 223 s. 32. Amended by No. 48, s. 6, 1946, p. 223 s. 64. Amended by No. 48, s. 7, 1946, p. 223 s. 74. Amended by No. 24, s. 3, 1955, p. 81 s. 74a. Enacted by No. 24, s. 4, 1955, p. 81 s. 75. Amended by No. 24, s. 5, 1955, p. 82 s. 75a. Enacted by No. 48, s. 8, 1946, p. 223, and repealed by No. 24, s. 6, 1955, p. 82 s. 85. Amended by No. 48, s. 9, 1946, p. 224 ss. 85a. to 85d. Enacted by No. 27, s. 3, 1953, p. 74
Shearers Accommodation Act, 1922-1935 (Vol. 7, p. 647)	This Act, as amended by No. 35, 1942, p. 122, and with notes of judicial decisions, is reprinted in the 1942 volume, p. 137. *See also* the following paragraph.
Shearers Accommodation Act, 1922-1942 (1942, p. 137)	s. 6. Amended by No. 24, s. 2 (1), 1947, p. 62 and by No. 20, ss. 3, 4 and 5, 1958, pp. 55-61 s. 9. Amended by No. 20, s. 6, 1958, p. 61
Shearers Accommodation Act Amendment Act, 1947 (1947, p. 62)	s. 2 (2). Amended by No. 42, s. 3, 1952, p. 121
Soil Conservation Act, 1939 (1939, p. 124)	s. 2. Amended by No. 44, s. 3, 1945, p. 213 s. 2a. Enacted by No. 44, s. 4, 1945, p. 214 s. 4. Amended by No. 44, s. 5, 1945, p. 214 s. 6. Substituted by No. 37, s. 2, 1943, p. 114 ss. 6a to 6i. Enacted by No. 44, s. 6, 1945, pp. 214-218 s. 10a. Enacted by No. 37, s. 3, 1943, p. 114, and repealed by No. 44, s. 7, 1945, p. 218 s. 12. Amended by No. 37, s. 4, 1943, p. 115 s. 12a. Enacted by No. 44, s. 8, 1945, p. 218, and amended by No. 32, s. 3, 1947, p. 87 s. 13a. Enacted by No. 37, s. 5, 1943, p. 116, and repealed by No. 32, s. 4, 1947, p. 88 ss. 13b. to 13m. Enacted by No. 44, s. 10, 1945 pp. 219-225 s. 13n. Enacted by No. 44, s. 10, 1945, p. 226, and amended by No. 32, s. 5, 1947, p. 88 s. 13o. Enacted by No. 44, s. 10, 1945, p. 226, and amended by No. 32, s. 6, 1947, p. 88 s. 18. Amended by No. 37, s. 6, 1943, p. 117, and by No. 44, s. 11, 1945, p. 226 s. 19. Enacted by No. 37, s. 7, 1943, p. 117
South Australian Housing Trust Act, 1936 (Vol. 7, p. 653)	s. 2. Amended by No. 21, s. 2, 1942, p. 58 s. 8. Amended by No. 21, s. 3, 1942, p. 58 s. 13. Amended by No. 49, s. 2, 1946, p. 225 s. 13a. Enacted by No. 49, s. 3, 1946, p. 226 s. 14. Substituted by No. 21, s. 4, 1942, p. 59, and amended by No. 7, s. 2, 1947, p. 10 s. 14a. Enacted by No. 21, s. 4, 1942, p. 59 s. 14b. Enacted by No. 21, s. 4, 1942, p. 59 s. 14c. Enacted by No. 21, s. 4, 1942, p. 59

Act Affected.	How Affected.
South Australian Housing Trust Act, 1936 (Vol. 7, p. 653)—*continued.*	s. 20. Amended by No. 21, s. 5, 1942, p. 59 s. 20a. Enacted by No. 50, s. 2, 1952, p. 149 s. 20b. Enacted by No. 50, s. 2, 1952, p. 149 s. 20c. Enacted by No. 50, s. 2, 1952, p. 151 s. 24a. Enacted by No. 10, s. 2, 1948, p. 70 s. 25. Substituted by No. 21, s. 6, 1942, p. 59 s. 27. Amended by No. 2371, s. 4, 1937, p. 108 and by No. 21, ss. 7 and 8, 1942, p. 60 s. 28a. Enacted by No. 46, s. 3, 1940, p. 146 and amended by No. 21, s. 9, 1942, p. 60 s. 28b. Enacted by No. 21, s. 10, 1942, p. 61 s. 29a. Enacted by No. 2371, s. 5, 1937, p. 108 Schedule. Enacted by No. 49, s. 4, 1946, p. 227, and amended by No. 42, s. 3, 1957, p. 112
South Australian Railways Commissioner's Act, 1936 (Vol. 7, p. 661)	s. 38. Amended by No. 47, s. 3, 1941, p. 202 s. 42. Substituted by No. 47, s. 4, 1941, p. 202 ss. 42a to 42f. Enacted by No. 47, s. 4, 1941, pp. 202, 203 s. 43. Repealed by No. 47, s. 4, 1941, p. 202 s. 44. Amended by No. 47, s. 5, 1941, p. 204 s. 44a. Enacted by No. 47, s. 6, 1941, p. 204 s. 47a. Enacted by No. 47, s. 7, 1941, p. 205 s. 49. Amended by No. 47, s. 8, 1941, p. 205 ss. 53a to 53x. Enacted by No. 2400, s. 3, 1938, pp. 67-73 ss. 56a and 56b. Enacted by No. 55, s. 3, 1950, pp. 182, 183 s. 113. Repealed by No. 55, s. 4, 1950, p. 183 s. 114. Repealed by No. 55, s. 4, 1950, p. 183 s. 133. Amended by No. 41, s. 3, 1957, p. 110
South-Eastern Drainage Act, 1931-1935 (Vol. 7, p. 721)	s. 3. Amended by No. 25, s. 3, 1959, p. 69 s. 6. Amended by No. 25, s. 3, 1947, p. 65, and by No. 25, s. 4, 1959, p. 70 s. 42. *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. 66. *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. 81. Amended by No. 25, s. 4, 1947, p. 66 s. 81a. Enacted by No. 25, s. 5, 1947, p. 66 s. 88. Amended by No. 25, s. 6, 1947, p. 67 s. 90. *In re Cameron and Ryder* (1937) S.A.S.R. 143 s. 98. *In re Cameron and Ryder* (1937) S.A.S.R. 143 s. 101. *In re Cameron and Ryder* (1937) S.A.S.R. 143 Heading to Part IVA. Amended by No. 25, s. 5, 1959, p. 70 s. 103a. Enacted by No. 34, s. 3, 1948, p. 159, and amended by No. 25, s. 6, 1959, p. 70 s. 103b. Enacted by No. 34, s. 3, 1948, p. 160, and amended by No. 25, s. 7, 1959, p. 70 s. 103c. Enacted by No. 34, s. 3, 1948, p. 160 and amended by No. 25, s. 8, 1959, p. 70 ss. 103d to 103f. Enacted by No. 34, s. 3, 1948, p. 160 s. 103g. Enacted by No. 34, s. 3, 1948, p. 161 and amended by No. 25, s. 9, 1959, p. 71 ss. 103h to 103j. Enacted by No. 34, s. 3, 1948, pp. 161, 162 First schedule. Substituted by No. 25, s. 10, 1959, p. 71 Fifth schedule. Enacted by No. 25, s. 11, 1959, p. 72

Act Affected.	How Affected.
Stamp Duties Act, 1923-1936 (Vol. 7, p. 762)	This Act as amended by No. 2359, 1937, p. 59, No. 2387, 1938, p. 12, No. 48, 1941, p. 206, No. 22, 1942. p. 62, No. 30, 1944, p. 90, No. 32, 1945, p. 139, No. 41, 1947, p. 107, No. 16, 1950, p. 38, No. 5, 1952, p. 13, No. 42, 1952, p. 119, and No. 55, 1952, p. 184, in the 1952 volume, p. 245. *See also* the following paragraph
Stamp Duties Act, 1923-1952 (1952, p. 245)	s. 31. Amended by No. 30, s. 3, 1953, p. 81, and by No. 45, s. 4, 1959, p. 150 s. 31b. Enacted by No. 45, s. 5, 1959, p. 151 s. 31c. Enacted by No. 45, s. 5, 1959, p. 151 s. 31d. Enacted by No. 45, s. 5, 1959, p. 151 s. 40. Repealed by No. 30, s. 4 (1), 1953, p. 82 s. 48. Amended by No. 8, s. 3, 1956, p. 18 s. 60. Amended by No. 30, s. 5, 1953, p. 82 *In re South Australian Unit Trusts Pty., Ltd.* (1954) S.A.S.R. 227 Part IV. Operation suspended by No. 33, s. 3, 1954, p. 92 Second schedule. Amended by No. 30, s. 6, 1953, p. 82, by No. 29, s. 3, 1954, p. 87, by No. 8, s. 4, 1956, p. 18, and by No. 45, s. 6, 1959, p. 151
Stamp Duties Act Amendment Act, 1945 (1945, p. 139)	s. 4. Amended by No. 41, s. 3, 1947, p. 107
State Bank Act, 1925-1936 (Vol. 7, p. 812)	s. 8. Amended by No. 23, s. 3, 1941, p. 85, and by No. 56, s. 2, 1958, p. 212 s. 19. Amended by No. 63, s. 3, 1954, p. 195 s. 20. Repealed by No. 63, s. 4, 1954, p. 195 s. 37a. Enacted by No. 23, s. 4, 1941, p. 85 s. 39. Amended by No. 56, s. 3, 1958, p. 213 s. 76a. Amended by No. 23, s. 5, 1941, p. 86 s. 76j. Amended by No. 63, s. 5, 1954, p. 196 s. 78. Substituted by No. 63, s. 6, 1954, p. 196
Statute Law Revision Act, 1937 (1937, p. 20)	s. 5. Repealed by No. 2368, s. 2 (2), 1937, p. 102
Steam Boilers and Enginedrivers Act, 1935 (Vol. 8, p. 5)	s. 56. Amended by No. 43, s. 3, 1952, p. 122 Fifth schedule. Amended by regulations *Gazette* 15th August, 1957, p. 368, and *Gazette* 22nd October, 1959, p. 972
Stock Diseases Act, 1934 (Vol. 8, p. 39)	s. 1. Amended by No. 36, s. 2, 1956, p. 105 s. 2. Amended by No. 36, s. 18 (2), 1956, p. 108 s. 5. Amended by No. 29, ss. 3 and 4 (1), 1946 pp. 132, 133, by No. 36, s. 3, 1956, p. 105, and by No. 19, s. 3, 1959, p. 47 s. 6. Amended by No. 29, s. 4 (2), 1946, p. 133 s. 8. Amended by No. 36, s. 4, 1956, p. 105 s. 8a. Enacted by No. 64, s. 2, 1954, p. 197, and amended by No. 36, s. 5, 1946, p. 106 s. 10a. Enacted by No. 31, s. 2, 1941, p. 115 s. 10b. Enacted by No. 31, s. 2, 1941, p. 116 s. 11. Amended by No. 36, s. 6, 1956, p. 106 s. 12. Amended by No. 36, s. 7, 1956, p. 106 s. 13. Amended by No. 36, s. 8, 1956, p. 106 s. 14. Amended by No. 36, s. 9, 1956, p. 106 s. 15. Amended by No. 36, s. 10, 1956, p. 106 s. 16. Amended by No. 36, s. 11, 1956, p. 107 s. 18. Amehded by No. 29, s. 5, 1946, p. 133 s. 19. Amended by No. 29, s. 6 (1), 1946, p. 133, and by No. 36, s. 12 (1), 1956, p. 107

Act Affected.	How Affected.
Stock Diseases Act, 1934 (Vol. 8, p. 39) —*continued.*	s. 20. Amended by No. 29, s. 7, 1946, p. 134 s. 23. Amended by No. 36, s. 13, 1956, p. 107 s. 24. Amended by No. 36, s. 14, 1956, p. 108 s. 28. Amended by No. 36, s. 15, 1956, p. 108 s. 29. Substituted by No. 29, s. 8, 1946, p. 134 s. 30. Substituted by No. 29, s. 9, 1946, p. 134 s. 31. Substituted by No. 29, s. 10, p. 135 and amended by No. 36, s. 16, 1956, p. 108 s. 32. Substituted by No. 36, s. 17, 1956, p. 108 s. 37. Repealed by No. 29, s. 11, 1946, p. 136 ss. 38 to 40. Repealed by No. 36, s. 18 (1), 1956, p. 108 s. 41. Repealed by No. 29, s. 11, 1946, p. 136 s. 42. Amended by No. 29, s. 14, 1946, p. 136, and by No. 36, s. 20, 1956, p. 109 s. 43aa. Enacted by No. 36, s. 19, 1956, p. 109 s. 43a. Enacted by No. 31, s. 3, 1941, p. 116 s. 48. Amended by No. 29, s. 4 (3), 1946, p. 133 Second schedule. Repealed by No. 29, s. 4 (4), 1946, p. 133 Third schedule. Repealed by No. 36, s. 12 (2), 1956, p. 107 Fourth schedule. Repealed by No. 29, s. 4 (4), 1946, p. 133
Stock Foods Act, 1941 (1941, p. 118)	s. 4. Amended by No. 37, s. 4, 1956, p. 110 s. 8. Amended by No. 18, s. 2, 1948, p. 99 s. 15. Amended by No. 10, s. 2, 1944, p. 22 s. 16. Amended by No. 10, s. 3, 1944, p. 22
Stock Medicines Act, 1939 (1939, p. 133)	s. 3. Amended by No. 54, s. 37, 1955, p. 182, and by No. 37, s. 3, 1956, p. 110
Subdivided Land Debts Act, 1932-1934 (Vol. 8, p. 83)	s. 15. *Lake Beach Estate Limited v. Mitchell* (1939) S.A.S.R. 209, reversing *Lake Beach Estate Limited v. Mitchell* (1938) S.A.S.R. 280
Succession Duties Act, 1929-1936 (Vol. 8, p. 90)	This Act, as amended by No. 21, 1939, p. 112, No. 62, 1940, p. 309, and No. 23, 1942, p. 65, and with notes of judicial decisions, is reprinted in the 1942 volume, p. 144. *See also* the following paragraph
Succession Duties Act, 1929-1942 (1942, p. 144)	s. 3. Amended by No. 52, s. 3, 1959, p. 3 s. 4. Amended by No. 51, s. 3, 1952, p. 152. *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 s. 8. *In re Murphy, deceased* (1951) S.A.S.R. 28 s. 9a. Enacted by No. 49, s. 3, 1954, p. 134 s. 9b. Enacted by No. 57, s. 3, 1955, p. 203 s. 10a. Enacted by No. 28, s. 2, 1943, p. 73 s. 12. Amended by No. 51, s. 4, 1952, p. 152 s. 13a. Enacted by No. 49, s. 3, 1951,p. 135 s. 20. Amended by No. 51, s. 5, 1952, p. 153 *Elder's Trustee and Executor Company Limited v. The Commissioner of Succession Duties* (1945) S.A.S.R 34. s. 32. Amended by No. 51, s. 6, 1952, p. 153 s. 34. Amended by No. 51, s. 7, 1952, p. 153 s. 35. Amended by No. 51, s. 8, 1952, p. 153

Act Affected.	How Affected.
Succession Duties Act, 1929-1942 (1942, p. 144)—*continued.*	s. 35 (3). *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. 39a. Amended by No. 51, s. 9, 1952, p. 153 s. 46 (1). *In re Gebhardt* (1943) S.A.S.R. 380 s. 51. Amended by No. 51, s. 10, 1952, p. 153 s. 55a. Amended by No. 42, s. 3, 1952, p. 120 s. 55aa. Enacted by No. 49, s. 4, 1951, p. 136 s. 55b. Amended by No. 28, s. 3, 1943, p. 74 ss. 55e. to 55h. Enacted by No. 52, s. 4, 1959, pp. 199-201 s. 56a. Enacted by No. 50, s. 3, 1949, p. 173 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. 61a. Enacted by No. 35, s. 3, 1950, p. 102 s. 63a. Amended by No. 57, s. 4, 1955, p. 205 s. 65. Amended by No. 51, s. 11, 1952, p. 153 Second schedule. Substituted by No. 51, s. 12, 1952, p. 153 and amended by No. 49, s. 4, 1954, p. 134, and by No. 52, s. 5, 1959, p. 202 Third schedule. Repealed by No. 51, s. 12, 1952, p. 153
Superannuation Act, 1926-1935 (Vol. 8, p. 129)	s. 3. Amended by No. 65, s. 4, 1954, p. 201 s. 3a. Enacted by No. 57, s. 3, 1958, p. 214 s. 8. Amended by No. 50, s. 2, 1946, p. 231 s. 12. Amended by No. 44, s. 3, 1955, p. 136 s. 13. Amended by No. 44, s. 4, 1955, p. 136 s. 16. Amended by No. 44, s. 5, 1955, p. 137 s. 21. Amended by No. 50, s. 3, 1946, p. 231 s. 22a. Enacted by No. 32, s. 4, 1951, p. 68 and amended by No. 65, s. 5, 1954, p. 202 s. 23. Amended by No. 50, s. 4, 1946, p. 232, by No. 12, s. 4, 1948, p. 74, and by No. 62, s. 3, 1949, p. 223 s. 23a. Enacted by No. 65, s. 6, 1954, p. 202 s. 24. Substituted by No. 12, s. 5, 1948, p. 75 and amended by No. 65, s. 7, 1954, p. 203, by No. 44, s. 6, 1955, p. 137, and by No. 57, s. 4, 1958, p. 215 s. 24a. Enacted by No. 29, s. 3, 1942, p. 87, substituted by No. 12, s. 5, 1948, p. 76 and further substituted by No. 65, s. 8, 1954, p. 204, and amended by No. 44, s. 7, 1955, p. 137, and by No. 38, s. 3, 1956, p. 112 s. 24aa. Enacted by No. 57, s. 5, 1958, p. 216 s. 24b. Enacted by No. 29, s. 3, 1942, p. 88, and substituted by No. 12, s. 5, 1948, p. 77 s. 24ba. Enacted by No. 12, s. 5, 1948, p. 78 and amended by No. 65, s. 9, 1954, p. 205, and by No. 44, s. 8, 1955, p. 137 s 24bb. Enacted by No. 12, s. 5, 1948, p. 79, and amended by No. 51, s. 3, 1953, p. 150 s. 24bc. Enacted by No. 12, s. 5, 1948, p. 79 s. 24bd. Enacted by No. 12, s. 5, 1948, p. 79, and substituted by No. 44, s. 9, 1955, p. 137 s. 24be. Enacted by No. 12, s. 5, 1948, p. 79 s. 24c. Enacted by No. 29, s. 3, 1942, p. 89 s. 24d. Enacted by No. 50, s. 6, 1946, p. 232, and repealed by No. 12, s. 6, 1948, p. 80 s. 25. Substituted by No. 65, s. 11, 1954, p. 206 s. 26. Substituted by No. 12, s. 7, 1948, p. 80 and amended by No. 65, s. 12, 1954, p. 206 ss. 26a and 26b. Repealed by No. 12, s. 8, 1948, p. 80

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Superannuation Act, 1926-1935 (Vol. 8 p. 129)—*continued.*	ss. 26c and 26d. Enacted by No. 2422, s. 3, 1938, pp. 196-197, and repealed by No. 12, s. 8, 1948, p. 80 s. 26e. Enacted by No. 14, s. 3, 1940, p. 35 s. 26f. Enacted by No. 50, s. 7, 1946, p. 233 s. 27a. Enacted by No. 65, s. 13, 1954, p. 206 s. 27b. Enacted by No. 65, s. 13, 1954, p. 207 s. 28. Amended by No. 50, s. 8, 1946, p. 234 s. 28a. Enacted by No. 32, s. 6, 1951, p. 69 s. 28a. Enacted by No. 12, s. 9, 1948, p. 81 s. 28b. Enacted by No. 12, s. 9, 1948, p. 81 and amended by No. 65, s. 14, 1954, p. 207 s. 28ba. Enacted by No. 32, s. 7, 1951, p. 70 and substituted by No. 65, s. 15, 1954, p. 207 s. 28c. Enacted by No. 12, s. 9, 1948, p. 81, and amended by No. 44, s. 10, 1955, p. 138 ss. 28d and 28e. Enacted by No. 12, s. 9, 1948, pp. 82, 83 s. 29. Substituted by No. 32, s. 8, 1951, p. 70 and amended by No. 65, s. 16, 1954, p. 207 s. 30. Repealed by No. 32, s. 8, 1951, p. 70 s. 34. Amended by No. 38, s. 4, 1956, p. 112 s. 34a. Enacted by No. 32, s. 9, 1951, p. 71 s. 39. Amended by No. 12, s. 12, 1948, p. 83, and by No. 32, s. 10, 1951, p. 71 s. 39a. Enacted by No. 65, s. 17, 1954, p. 207 s. 40. Amended by No. 50, s. 9, 1946, p. 234 *In re Jennings Gould and the South Australian Superannuation Fund Board* (1945) S.A.S.R. 50 s. 42. Amended by No. 50, s. 10, 1946, p. 234, by No. 12, s. 13, 1948, p. 83, by No. 32, s. 11, 1951, p. 71, by No. 65, s. 18, 1954, p. 208, by No. 44, s. 11 (1), 1955, p. 138 and by No. 57, s. 6, 1958, p. 217 s. 43. Amended by No. 50, s. 11, 1946, p. 234, by No. 12, s. 14, 1948, p. 83, by No. 32, s. 12, 1951, p. 71, by No. 65, s. 19, 1954, p. 208, by No. 44, s. 12 (1), (2), 1955, p. 139, and by No. 57, s. 7, 1958, p. 217 s. 43a. Enacted by No. 32, s. 13, 1951, p. 72 and amended by No. 65, s. 20, 1954, p. 209 and by No. 57, s. 8, 1958, p. 218 s. 44. Amended by No. 29, s. 4, 1942, p. 89, by No. 12, s. 15, 1948, p. 83, by No. 32, s. 14, 1951, p. 72, by No. 65, s. 21, 1954, p. 209, by No. 44 s. 13, 1955, p. 139, and by No. 57, s. 9, 1958, p. 218 s. 45a. Enacted by No. 57, s. 10, 1958, p. 218 s. 48. Amended by No. 12, s. 16, 1948, p. 83, by No. 32, s. 15, 1951, p. 72, and by No. 65, s. 22, 1954, p. 209 s. 49. Amended by No. 29, s. 5, 1942, p. 89, by No. 12, s. 17, 1948, p. 84, by No. 32, s. 16, 1951, p. 72, by No. 65, s. 23, 1954, p. 209, by No. 44, s. 14, 1955, p. 139, and by No. 57, s. 11, 1958, p. 219 s. 49a. Enacted by No. 57, s. 12, 1958, p. 219 s. 51. Amended by No. 12, s. 18, 1948, p. 84 s. 58. Substituted by No. 12, s. 19, 1948, p. 84 s. 58a. Enacted by No. 12, s. 20, 1948, p. 85 s. 61. Amended by No. 44, s. 15, 1955, p. 140 s. 66a. Enacted by No. 62, s. 4, 1949, p. 224 s. 66b. Enacted by No. 62, s. 4, 1949, p. 225 s. 72. Amended by No. 50, s. 13, 1946, p. 236 s. 82a. Enacted by No. 44, s. 16, 1955, p. 140 s. 82. Amended by No. 50, s. 14, 1946, p. 236 Schedule I. Amended by No. 12, s. 21, 1948, p. 85 Schedule II. Amended by No. 12, s. 21, 1948, p. 85 Schedule III. Enacted by No. 50, s. 15, 1946, p. 237, and amended by No. 12, s. 21, 1948, p. 85 Schedule IV. Enacted by No. 50, s. 15, 1946, p. 238, and amended by No. 12, s. 21, 1948, p. 84

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Superannuation Act, 1926-1935 (Vol. 8, p. 129)—*continued.*	Schedule V. Enacted by No. 32, s. 17, 1951, p. 72 Schedule VI. Enacted by No. 32, s. 17, 1951, p. 74 Schedule VII. Enacted by No. 65, s. 24, 1954, p. 209 Schedule VIII. Enacted by No. 65, s. 24, 1954, p. 211
Supreme Court Act, 1935-1936 (Vol. 8, p. 168)	s. 7. Amended by No. 13, s. 3, 1952, p. 28 s. 9. Amended by No. 38, s. 3, 1944, p. 178 s. 11. Amended by No. 12, s. 3, 1955, p. 42 s. 12. Amended by No. 33, s. 3, 1947, p. 89, by No. 6, s. 3, 1951, p. 10, by No. 3, s. 13, 1955, p. 9, and by No. 41, s. 3, 1958, p. 153 s. 13a. Enacted by No. 38, s. 4, 1944, p. 179 s. 13b. Enacted by No. 38, s. 4, 1944, p. 179 s. 13c. Enacted by No. 38, s. 4, 1944, p. 179, and amended by No. 45, s. 4, 1953, p. 129 s. 13d. Enacted by No. 38, s. 4, 1944, p. 179, and substituted by No. 45, s. 5, 1953, p. 130 s. 13e. Enacted by No. 38, s. 4, 1944, p. 180 and substituted by No. 45, s. 6, 1953, p. 131 s. 13ea. Enacted by No. 45, s. 7, 1953, p. 131 s. 13f. Enacted by No. 38, s. 4, 1944, p. 180 s. 13g. Enacted by No. 38, s. 4, 1944, p. 181 s. 13h. Enacted by No. 38, s. 4, 1944, p. 181, substituted by No. 33, s. 4, 1947, p. 89, and repealed by No. 45, s. 8, 1953, p 132 s. 40. *Tilley v. Tilley* (1945) S.A.S.R. 81 s. 50. *Chapman v. Chapman and Holmes* (1946) S.A.S.R. 217 *Campbell v. O'Sullivan* (1947) S.A.S.R. 195 s. 53. Amended by No. 12, s. 4, 1955, p. 43 s. 53a. Enacted by No. 13, s. 4, 1952, p. 28 59. *R. v. Ford* (1945) S.A.S.R. 118
Surplus Revenue Act, 1938 (1938, p. 79)	s. 3a. Enacted by No. 37, s. 3, 1951, p. 83 s. 3b. Enacted by No. 37, s. 3, 1951, p. 84
Surveyors Act, 1935 (Vol. 8, p. 216)....	s. 14. Substituted by No. 20, s. 2, 1948, p. 101 s. 16. Amended by No. 20, s. 3, 1948, p. 101 s. 17. Amended by No. 20, s. 4, 1948, p. 102 s. 18. Amended by No. 39, s. 3, 1956, p. 114 s. 19. Amended by No. 39, s. 4, 1956, p. 115 s. 20. Amended by No. 39, s. 5, 1956, p. 115 s. 47. Amended by No. 29, s. 2, 1949, p. 90, and by No. 39, s. 6, 1956, p. 115 Third schedule. Amended by No. 29, s. 3, 1949, p. 90
Survival of Causes of Action Act, 1940 (1940, p. 313).	s. 3. *Sellick v. De Young* (1955) S.A.S.R. 191
Swine Compensation Act, 1936 (Vol. 8, p. 234)	s. 4. Amended by No. 29, s. 2, 1940, p. 82, by No. 20, s. 2, 1946, p. 107, and by No. 11, s. 2, 1951, p. 17 s. 5. Amended by No. 20, s. 3, 1946, p. 107 s. 6. Amended by No. 29, s. 3, 1940, p. 82, by No. 20, s. 4, 1946, p. 108, by No. 38, s. 2, 1951, p. 85, and by No. 23, s. 2, 1954, p. 71 s. 7. Amended by No. 20, s. 5, 1946, p. 108 s. 8. Amended by No. 29, s. 4, 1940, p. 82, by No. 20, s. 6, 1946, p. 108, and by No. 23, s. 3, 1954, p. 71 s. 9. Amended by No. 29, s. 5, 1940, p. 83 s. 12. Amended by No. 29, s. 6, 1940, p. 83 s. 13. Amended by No. 29, s. 7, 1940, p. 83 s. 14. Amended by No. 29, s. 8, 1940, p. 84, by No. 38, s. 3, 1951, p. 85, and by No. 23, s. 4, 1954, p. 72 s. 16. Amended by No. 20, s. 7, 1946, p. 108

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Testators Family Maintenance Act, 1918 (Vol. 8, p. 253)	s. 2. Amended by No. 29, s. 3, 1943, p. 75 s. 3. *In re Harris* (1936) S.A.S.R. 497 *In re Whiting* (1938) S.A.S.R. 188 *In re Schwerdt* (1939) S.A.S.R. 333 *In re Gerloff* (1941) S.A.S.R. 156 *In re Naffin deceased, Naffin and others v. Naffin and others* (1941) S.A.S.R. 294 *In re Small, Harris v. Public Trustee and another* (1942) S.A.S.R. 183 *In re Wade* (1946) S.A.S.R. 131 *In re Preece* (1947) S.A.S.R. 134 *In re Traeger* (1949) S.A.S.R. 180 *In re Wheare* (1950) S.A.S.R. 61 *In the estate of Woollard, deceased* (1953) S.A.S.R. 173 s. 4. Amended by No. 29, s. 4, 1943, p. 76 *In re Traeger, deceased* (1948) S.A.S.R. 248 s. 5. Amended by No. 29, s. 5, 1943, p. 77 *In re Traeger* (1949) S.A.S.R. 180 s. 13. *In re Whiting* (1938) S.A.S.R. 188
Town Planning Act, 1929 (Vol. 8, p. 261)	This Act, as amended by No. 55, 1955, p. 183 and No. 46, 1956, p. 130, and with notes of judicial decisions, is reprinted in the 1956 volume, p. 278 *See also* the following paragraph
Town Planning Act 1929-1956 (1956, p. 278)	s. 3. Amended by No. 52, s. 2, 1957, p. 153 s. 11. Amended by No. 52, s. 3 (1), 1957, p. 153 s. 12. Amended by No. 52, s. 3 (2), 1957, p. 154 s. 12a. Amended by No. 52, ss. 3 (3), 4, 1957, p. 154 *The Queen v. The Town Planning Committee: ex parte Sky Estate Limited* (1958) S.A.S.R. 1 s. 13. Amended by No. 52, s. 3 (4), 1957, p. 154 s. 13a. Amended by No. 52, s. 3 (5), 1957, p. 154 *The Queen v. The Town Planning Committee: ex parte Skye Estate Limited* (1958) S.A.S.R. 1 s. 14. Amended by No. 52, s. 5. 1957, p. 155 s. 26. Amended by No. 52, s. 6, 1957, p. 155 s. 31. Amended by No. 52, s. 7, 1957, p. 158
Trading Stamp Act, 1924-1935, (Vol. 8, p. 280)	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
The Travelling Stock Waybills Act, 1911-1936 (Vol. 8, p. 286)	s. 3. Amended by No. 23, s. 2, 1956, p. 59 s. 4. Amended by No. 23, s. 3, 1956, p. 59 s. 5. Amended by No. 15, s. 2, 1947, p. 36 and by No. 23, s. 4, 1956, p. 60 s. 6. Amended by No. 15, s. 3, 1947, p. 36, and by No. 23, s. 5, 1956, p. 60 s. 7. Amended by No. 23, s. 6, 1956, p. 61 s. 8. Amended by No. 23, s. 7, 1956, p. 61 s. 9. Amended by No. 23, s. 8, 1956, p. 61 s. 11. Amended by No. 23, s. 9, 1956, p. 61 Second schedule. Amended by No. 23, s. 10, 1956, p. 62
Trustee Act, 1936 (Vol. 8, p. 303)	This Act, as amended by No. 2346, 1937, p. 20, No. 10, 1940, p. 20, No. 49, 1941, p. 212, and No. 14, 1942, p. 43, and with notes of judicial decisions, is reprinted in the 1942 volume, p. 185. *See also* the following paragraph

Act Affected.	How Affected.
Trustee Act, 1936-1942 (1942, p. 185)..	s. 5. Amended by No. 5, s. 3, 1950, p. 7 s. 7. Amended by No. 24, s. 3, 1946, p. 119 s. 35b. Enacted by No. 52, s. 3, 1953, p. 152 s. 37. Amended by No. 5, s. 4, 1950, p. 7 s. 41. Amended by No. 5, s. 5, 1950, p. 8 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. 59. Amended by No. 5, s. 6, 1950, p. 8 s. 60. *In the Matter of the Trusts of the Church of Saint Jude, Brighton* (1956) S.A.S.R. 46
University of Adelaide Act, 1935-1936 (Vol. 8, p. 352)	s. 3. Amended by No. 9, s. 2, 1950, p. 17 s. 12. Amended by No. 10, s. 3, 1942, p. 23 ss. 18a to 18i. Enacted by No. 9, s. 3, 1950, pp. 18-20 s. 24. Amended by No. 10, s. 4, 1942, p. 24 s. 25. Amended by No. 2340, s. 2, 1937, p. 3, and by No. 9, s. 3, 1943, p. 17 s. 26. Amended by No. 2340, s. 3, 1937, p. 3 s. 26a. Enacted by No. 9, s. 3, 1946, p. 34 s. 27. Repealed by No. 2340, s. 4, 1937, p. 4 Third schedule. Repealed by No. 2340, s. 5, 1937, p. 4
Uranium Mining Act, 1949 (1949, p. 54)	s. 2a. Enacted by No. 51, s. 3, 1954, p. 139 ss. 4a to 4l. Enacted by No. 18, s. 3, 1952, pp. 39-45 s. 5. Repealed by No. 18, s. 4, 1952, p. 45 s. 5a. Enacted by No. 22, s. 3, 1951, p. 41
Vermin Act, 1931-1936 (Vol. 8, p. 396)	s. 4. Amended by No. 13, s. 6 (1), 1945, p. 48 s. 8. Amended by No. 50, s. 4 (1), 1957, p. 144 s. 9a. Enacted by No. 36, s. 2, 1942, p. 126 s. 10. Amended by No. 50, s. 4 (2), 1957, p. 144 s. 12. Amended by No. 7, s. 2, 1953, p. 17, and by No. 50, s. 4 (3), 1957, p. 144 s. 13. Amended by No. 50, s. 4 (4), 1957, p. 144 s. 17. Amended by No. 50, s. 4 (5), 1957, p. 144 s. 20. Amended by No. 50, s. 2, 1957, p. 143 s. 22. Amended by No. 13, s. 2 (2), 1945, p. 44 s. 22a. Enacted by No. 13, s. 2 (1), 1945, p. 44 and amended by No. 32, s. 3, 1959, p. 100 *Lewis v. Jacobs* (1958) S.A.S.R. 231 s. 23. Amended by No. 13, s. 2 (3), 1945, p. 45 by No. 24, s. 2, 1954, p. 73, and by No. 50, ss. 3, 4 (6), (7), 1957, pp. 144, 145, and by No. 32, s. 4, 1959, p. 100 s. 23a. Amended by No. 50, s. 4 (8), 1957, p. 145 s. 24. *Sellars v. Gill* (1956) S.A.S.R. 1 s. 25. Amended by No. 13, s. 2 (4), 1945, p. 45 s. 37a. Enacted by No. 36, s. 3, 1942, p. 127 s. 46. Amended by No. 36, s. 4, 1942, p. 128 s. 53. Amended by No. 2409, s. 3 (2), 1938, p. 98 s. 56. Substituted by No. 31, s. 2, 1944, p. 92 s. 76. Amended by No. 36, s. 5, 1942, p. 128, and by No. 8, s. 2, 1943, p. 16 s. 120. Amended by No. 13, s. 3, 1945, p. 47 s. 136a. Enacted by No. 13, s. 4, 1945, p. 47 s. 158. Amended by No. 2409, s. 3 (2), 1938, p. 98 ss. 159 to 201. Repealed by No. 2409, s. 3 (2), 1938, p. 98 s. 215. Amended by No. 2409, s. 3 (2), 1938, p. 98 ss. 222 to 224b. Repealed by No. 2409, s. 3 (2), 1938, p. 98 s. 225b. Enacted by No. 24, s. 2, 1939, p. 122 s. 234. Amended by No. 13, s. 5, 1945, p. 48 ss. 245 and 246. Repealed by No. 2409, s. 3 (2), 1938, p. 98

Act Affected.	How Affected.
Vermin Act, 1931-1936 (Vol. 8, p. 396) —*continued.*	s. 256. Repealed by No. 2409, s. 3 (2), 1938, p. 98 Fifth schedule. Amended by No. 13, s. 2 (5), 1945, p. 45, and by No. 50, s. 4 (9), 1957, p. 145 Sixth schedule. Amended by No. 13, s. 2 (6), 1945 p. 46, and by No. 50, s. 5, 1957, p. 145
Veterinary Surgeons Act, 1935-1936 (Vol. 8, p. 511)	s. 3. Amended by No. 2414, s. 5 (1), 1938, p. 134 s. 4. Amended by No. 52, s. 2, 1952, p. 157 s. 5. Substituted by No. 52, s. 3, 1952, p. 157 s. 6. Repealed by No. 2414, s. 3, 1938, p. 133 s. 7. Amended by No. 52, s. 4, 1952, p. 158 s. 9. Repealed by No. 2414, s. 3, 1938, p. 133 s. 10. Amended by No. 52, s. 5, 1952, p. 158 s. 10a. Enacted by No. 52, s. 6, 1952, p. 158 s. 17. Amended by No. 11, s. 2, 1957, p. 33 s. 17a. Enacted by No. 52, s. 7, 1952, p. 158 s. 21. Amended by No. 11, s. 3, 1957, p. 34 s. 28. Amended by No. 52, s. 8, 1952, p. 159 s. 28a. Enacted by No. 2414, s. 4, 1938, p. 133 s. 28b. Enacted by No. 2414, s. 4, 1938, p. 133, and amended by No. 11, s. 4, 1957, p. 34 ss. 28c to 28f. Enacted by No. 2414, s. 4, 1938, pp. 133, 134 s. 30a. Enacted by No. 2414, s. 5 (2), 1938, p. 134 s. 31a. Enacted by No. 2414, s. 6, 1938, p. 135 s. 34. Amended by No. 2414, s. 5 (3), 1938, p. 135
Vine, Fruit, and Vegetable Protection Act, 1885-1936 (Vol. 8, p. 525)	s. 6. *Vidovic v. Strickland* (1950) S.A.S.R. 19 s. 8. Amended by No. 26, s. 3, 1959, p. 76
Volunteer Fire Fighters Fund Act, 1949 (1949, p. 217)	s. 13. Amended by No. 34, s. 2, 1957, p. 89
Waterworks Act, 1932-1936 (Vol. 8, p. 579)	s. 4, Amended by No. 50, s. 3, 1954, p. 136 s. 7. Repealed by No. 50, s. 4, 1954, p. 136 s. 8. Repealed by No. 50, s. 4, 1954, p. 136 s. 69. Amended by No. 50, s. 5, 1954, p. 136 s. 71. Amended by No. 50, s. 6, 1954, p. 137 s. 83. Amended by No. 10, s. 3, 1956, p. 29 s. 89. Amended by No. 50, s. 7, 1954, p. 137 s. 90. Amended by No. 50, s. 8, 1954, p. 137 s. 102. Amended by No. 50, s. 9, 1954, p. 137 s. 103. Amended by No. 50, s. 10, 1954, p. 137 Third schedule. Repealed by No. 50, s. 11, 1954, p. 136
Weights and Measures Act, 1934 (Vol. 8, p. 626)	s. 3. Amended by No. 27, s. 4 (2), 1940, p. 79 s. 6. Substituted by No. 9, s. 2, 1939, p. 27 s. 7. Substituted by No. 9, s. 2, 1939, p. 28 s. 8. Substituted by No. 9, s. 2, 1939, p. 28 and amended by No. 11, s. 3, 1958, p. 24 s. 8a. Enacted by No. 9, s. 2, 1939, p. 28 s. 8b. Enacted by No. 9, s. 2, 1939, p. 28 s. 10. Repealed by No. 9, s. 3, 1939, p. 28 s. 13. Repealed by No. 9, s. 3, 1939, p. 28 s. 18. Amended by No. 9, s. 4 (1), 1939, p. 28 s. 21. Amended by No. 9, s. 4 (2), 1939, p. 28 s. 26. Amended by No. 9, s. 5, 1939, p. 29 s. 30. Amended by No. 2383, s. 2, 1938, p. 3 and by No. 16, s. 2, 1941, p. 50 s. 32. Amended by No. 9, s. 6, 1939, p. 29, and by No. 16, s. 3, 1941, p. 50 s. 35. Amended by No. 9, s. 7, 1939, p. 29 s. 37. Repealed by No. 9, s. 3, 1939, p. 28 s. 38. Amended by No. 9, s. 4 (3), 1939, p. 28 s. 40. Amended by No. 27, s. 2, 1940, p. 77 s. 41. Amended by No. 27, s. 3, 1940, p. 77

Act Affected.	How Affected.
Weights and Measures Act, 1934 (Vol. 8, p. 626)—*continued.*	s. 45. Amended by No. 9, s. 8, 1939, p. 29 s. 48. Amended by No. 9, s. 9, 1939, p. 30 s. 49. Amended by No. 9, s. 4 (4), 1939, p. 29 s. 55. Substituted by No. 9, s. 10, 1939, p. 30 s. 56. Amended by No. 9, s. 11, 1939, p. 30, and by No. 39, s. 2, 1944, p. 182 s. 56a. Enacted by No. 39, s. 3, 1944, p. 183 and amended by No. 42, s. 3, 1952, p. 121 s. 57. Amended by No. 9, s. 12, 1939, p. 31, by No. 39, s. 4, 1944, p. 184, and by No. 11, s. 2, 1953, p. 23 s. 57a. Enacted by No. 9, s. 13, 1939, p. 31, and amended by No. 11, s. 3, 1953, p. 24 s. 57b. Enacted by No. 27, s. 4 (1), 1940, p. 78 s. 59. Amended by No. 9, s. 4 (5), 1939, p. 29 s. 61. Amended by No. 9, s. 4 (6), 1939, p. 29 s. 65. Amended by No. 16, s. 4, 1941, p. 51 s. 68. Amended by No. 9, s. 14, 1939, p. 31 and by No. 11, s. 4, 1953, p. 25 Second schedule. Repealed by No. 9, s. 15, 1939, p. 31 Third schedule. Amended by No. 9, s. 16, 1939, p. 32
Wheat Industry Stabilization Act, 1954 (1954, p. 224)	s. 8. Amended by No. 18, s. 3, 1955, p. 60 s. 12. Amended by No. 18, s. 4, 1955, p. 61 s. 14 *Loftes v. Taylor* (1955) S.A.S.R. 282
Wheat Price Stabilization Scheme Ballot Act, 1953 (1953, p. 148)	s. 2. Amended by No. 7, s. 3, 1954, p. 15
Whyalla Town Commission Act, 1944 (1944, p. 96)	s. 2. Amended by No. 15, s. 3, 1949, p. 57 s. 27a. Enacted by No. 15, s. 4, 1949, p. 58 s. 27b. Enacted by No. 15, s. 4, 1949, p. 58 s. 27c. Enacted by No. 15, s. 4, 1949, p. 59 s. 27d. Enacted by No. 15, s. 4, 1949, p. 59 s. 27e. Enacted by No. 15, s. 4, 1949, p. 59
Wild Dogs Act, 1931 (Vol. 8, p. 657)	s. 3. Amended by No. 2392, s. 3, 1938, p. 37 s. 5. Amended by No. 8, s. 2, 1953, p. 18 s. 6a. Enacted by No. 41, s. 2, 1951, p. 91 and amended by No. 8, s. 2, 1954, p. 16 s. 7. Amended by No. 41, s. 3, 1951, p. 92 s. 8. Amended by No. 41, s. 2 (1), 1948, p. 185 s. 8a. Enacted by No. 41, s. 3, 1948, p. 185 s. 9. Amended by No. 8, s. 3, 1953, p. 18 s. 10. Amended by No. 2392, s. 4, 1938, p. 37 s. 11. Amended by No. 2392, s. 5, 1938, p. 38 s. 12. Amended by No. 2392, s. 6, 1938, p. 38, and by No. 41, s. 4, 1948, p. 186 s. 13. Amended by No. 2392, s. 7, 1938, p. 38 s. 14. Amended by No. 2392, s. 8, 1938, p. 38
Wills Act, 1936 (Vol. 8, p. 665)	s. 6a. Enacted by No. 11, s. 3, 1940, p. 21 s. 8. *In re Sanders. Hill v. Sanders* (1944) S.A.S.R. 22 *In re Haselgrove* (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 s. 11. *In re Pearce, deceased* (1946) S.A.S.R. 267 21 A.L.J. 317 s. 17. *In re Rich deceased* (1947) S.A.S.R. 98 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 s. 30. *In re Ferguson deceased* (1947) S.A.S.R. 25; 21 A.L.J. 315 s. 36. *In the estate of E.F., deceased* (1948) S.A.S.R. 97

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Workmen's Compensation Act, 1932-1935 (Vol. 8, p. 693)	This Act, as amended by No. 2427, 1938, p. 274, No. 65, 1940, p. 339, No. 50, 1941, p. 242, No. 39, 1943, p. 120, No. 33, 1944, p. 108, and by No. 52, 1947, p. 156, by No. 28, 1950, p. 78, by No. 24, 1951, p. 45, by No. 38, 1953, p. 105, by No. 68, 1954, p. 235, by No. 49, 1955, p. 152, by No. 48, 1956, p. 149 and by No. 42, 1958, p. 155, and with notes of judicial decisions, is reprinted in the 1958 volume, p. 271
Workmen's Liens Act, 1893-1936 (Vol. 8, p. 733)	s. 6. *Metropolitan Brick Company v. Hayward and another* (1938) S.A.S.R. 462 s. 10. *In re Hawker* (1939) S.A.S.R. 426
Wrongs Act, 1936 (Vol. 8, p. 750)	This Act, as amended by No. 18, 1939, p. 97, No. 48, 1940, p. 151, No. 14, 1944, p. 33, No. 50, 1951, p. 138, No. 42, 1952, p. 119, No. 17, 1956, p. 44, No. 49, 1956, p. 152, No. 58, 1958, p. 220, and No. 38, 1959, p. 119, and with notes of judicial decisions is reprinted in this volume, p. 352.

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, by-laws, proclamations and notices made or given under that Act and in force as at 1st May, 1960. 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 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.

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.

The regulations, rules, by-laws, proclamations and notices referred to in this table are those in force as at 1st May, 1960.

Abattoirs Act, 1911-1950.

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.

Regulations: *Gazette* 27th March, 1952, p. 657.

Regulations as to the Port Pirie Abattoirs: *Gazette* 28th August, 1958, p. 528.

Aborigines Act, 1934-1939.

Commencement: 1st April, 1937; *Gazette* 11th February, 1937, p. 285.

Commencement of the Aborigines Act Amendment Act, 1939: 1st February, 1940; *Gazette* 25th January, 1940, p. 117.

Administration: Committed to the Commissioner of Public Works *Gazette* 11th February, 1937, p. 285.

s. 14. Proclamations: *Gazette* 14th April, 1938, p. 837; 11th April, 1940, p. 720; 19th September, 1940, p. 569: 14th November, 1940, p. 1010; 29th May, 1941, p. 779; 24th October, 1946, p. 1046; 6th October, 1949, p. 846; 4th June, 1953, p. 1372; 4th March, 1954, p. 464; 22nd April, 1954, p. 806; 1st July, 1954, p 2; 29th July, 1954, p. 217; 9th December, 1954, p. 1363; 9th June, 1955, p. 1325; 12th January, 1956, p. 42; 13th September, 1956, p. 577; 20th September, 1956, p. 626; 28th November, 1957, p. 1278; 10th April, 1958, p. 1042; 24th July, 1958, p. 187; 27th November, 1958, p. 1428; 5th February, 1959, p. 239; 8th October, 1959, p. 872; 17th March, 1960, p. 775.

Aborigines Act, 1934-1939—*continued.*

s. 33. Proclamations: *Gazette* 8th January, 1945, p. 243; 1st November, 1956, p. 963.
General regulations: *Gazette* 10th May, 1917, p. 742; 21st August, 1919, p. 383; 12th October, 1922, p. 834; 22nd April, 1926, p. 1088; 25th July, 1940, p. 181; 19th August, 1954, p. 373.
Regulations as to allotment of land to aborigines: *Gazette* 4th September, 1958, p. 750.

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, 1919-1956.

Commencement of the Administration and Probate Act Amendment Act, 1956: 7th December, 1956, *Gazette* 6th December, 1956, p. 1278.
Rules of the Supreme Court in its testamentary causes jurisdiction: *Gazette* 24th November, 1927, p. 1255; 11th March, 1937, p. 537; 14th October, 1937, p. 1021; 2nd June, 1938, p. 1265; 22nd June, 1950, p. 1278; 24th December, 1952, p. 1621; 8th January, 1953, p. 8; 23rd May, 1957, p. 1201; 17th December, 1959, p. 1521.
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; relating to fees payable for Royal licence to apply for probate of deceased enemy subject's estate: *Gazette* 18th January, 1940, p. 73.

The Administration of Acts Act, 1910.

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.

Administration of Justice Act, 1921-1926.

s. 5. Proclamations: *Gazette* 7th February, 1924, p. 322; 13th March, 1924, p. 660; 2nd July, 1925, p. 1; 17th June, 1926, p. 1509; 17th June, 1926, p. 1509; 11th November, 1926, p. 1191; 16th December, 1926, p. 1512; 20th April, 1950, p. 813; 29th May, 1958, p. 1587.
Rules of Court were made on 25th October, 1922, but have not been published in the *Gazette*

Adoption of Children Act, 1925-1943.

Administration: Committed to the Chief Secretary *Gazette* 16th March, 1944, p. 301.
s. 19. Arrangement with respect to Northern Territory, dated 24th February, 1953.
Regulations: *Gazette* 25th February, 1926, p. 400; 22nd April, 1926, p. 1087; 9th September, 1937, p. 662; 24th May, 1945, p. 818; 12th January, 1950, p. 89.
Rules of Court were made on 23rd December, 1926, but have not been published in the *Gazette*.

Advances for Homes Act, 1928-1958.

Commencement: 2nd April, 1929; *Gazette* 28th March, 1929, p. 636.
s. 83. Notice: *Gazette* 12th July, 1956, p. 120.
Regulations: *Gazette* 28th March, 1929, p. 636; 23rd September, 1954, p. 799.

Advances to Settlers Act, 1930-1958.

Regulations: 2nd April, 1953, p. 689; 16th October, 1958, p. 1074.

Agricultural Chemicals Act, 1955.

Commencement: 1st July, 1957: *Gazette* 27th June, 1957, p. 1564.
2. 4 (3) Proclamations: *Gazette* 27th June, 1957, p. 1564; 21st August, 1958, p. 442.
Regulations: 27th June, 1957, p. 1591; 1st May, 1958, p. 1198; 14th May, 1959, p. 1028.

Agricultural College Act, 1936.

Regulations: *Gazette* 19th February, 1959, p. 388.

Agricultural Graduates Land Settlement Act, 1922-1938.

Administration: Committed to the Commissioner of Crown Lands *Gazette* 1st March, 1923, p. 485.
Regulations: *Gazette* 7th April, 1926, p. 979; 26th April, 1928, p. 870.

Agricultural Seeds Act, 1938-1957.

Commencement: 22nd June, 1939; *Gazette* 22nd June, 1939, p. 1458.
Regulations: *Gazette* 11th May, 1939, p. 1187; 21st March, 1940, p. 596.

Air Navigation Act, 1937.

Commencement: 12th January, 1938; *Gazette* 13th January, 1938, p. 53.

Alsatian Dogs Act, 1934-1949.

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.

Animals and Birds Protection Act, 1919-1958.

Administration: Committed to the Minister of Agriculture *Gazette* 3rd July, 1924, p. 1.

s. 8. Proclamations:

Under s. 8 (1) (a^1); *Gazette*, 31st July, 1947, p. 201.

Under s. 8 (1) (*b*): *Gazette* 23rd June, 1921, p. 1315; 7th January, 1926, p. 1; 4th March, 1926, p. 685; 3rd December, 1936, p. 1195; 17th July, 1947, p. 94; 6th May, 1948, p. 923; 3rd March, 1949, p. 536; 17th April, 1958, p. 1085.

Under s. 8 (1) (b^1); *Gazette*, 24th December, 1959, p. 1543.

Under s. 8 (1) (*c*): *Gazette* 23rd July, 1925, p. 167; 4th March, 1926, p. 685; 25th March, 1926, p. 865; 25th November, 1926, p. 1337; 20th January, 1927, p. 121; 15th March, 1928, p. 561; 15th November, 1928, p. 1053; 29th November, 1928, p. 1137; 20th December, 1928, p. 1277; 17th January, 1929, p. 105; 7th March, 1929, p. 513; 31st October, 1929, p. 1005; 28th January, 1932, p. 139; 3rd March, 1932, p. 435; 29th June, 1933, p. 1093; 13th July, 1933, p. 47; 26th October, 1933, p. 900; 16th November, 1933, p. 1005; 14th December, 1933, p. 1167; 21st December, 1933, p. 1240; 25th January, 1934, p. 130; 22nd March, 1934, p. 843; 13th December, 1934, p. 1186; 20th December, 1934, p. 1219; 24th January, 1935, p. 327; 11th April, 1935, p. 1087; 28th November, 1935, p. 1285; 19th December, 1935, p. 1447; 19th December, 1935, p. 1446; 14th January, 1937, p. 34; 2nd September, 1937, p. 561; 3rd February, 1938, p. 233; 23rd November, 1939, p. 1380; 21st November, 1940, p. 1042; 9th November, 1944, p. 617; 20th December, 1956, p. 1374; 1st August, 1957, p. 272; 17th September, 1959, p. 703.

Under s. 8 (1) (*d*): *Gazette* 12th December, 1907, p. 1297; 6th May, 1909, p. 847; 20th May, 1909, p. 954; 9th December, 1909, p. 1127; 27th March, 1913, p. 585; 8th June, 1916, p. 1217; 3rd August, 1916, p. 181; 1st February, 1917, p. 239; 5th April, 1923, p. 773; 24th December, 1925, p. 1661; (partly revoked 17th February, 1927, p. 337); 17th June, 1926, p. 1509; 6th September, 1928, p. 529; 31st October, 1929, p. 1005; 25th December, 1930, p. 1293; 17th December, 1931, p. 1115; 29th March, 1934, p. 931; 21st February, 1935, p. 548; 16th September, 1937, p. 697; 28th April, 1938, p. 898; 28th July, 1938, p. 165; 13th October, 1938, p. 975; 6th April, 1939, p. 835; 14th September, 1939, p. 745; 11th January, 1940, p. 34 (republished 18th January, 1940, p. 70); 12th December, 1940, pp. 1425, 1426; 30th January, 1941, p. 95; 27th March, 1941, p. 439; 30th October, 1941, p. 845; 26th August, 1943, p. 230; 25th November, 1943, p. 691; 21st September, 1944, p. 357; 28th February, 1946, p. 341; 2nd, September, 1948, p. 906; 2nd September, 1948, p. 906; 28th October, 1948, p. 1345; 6th April, 1950, p. 726; 24th August, 1950, p. 461; 4th October, 1951, p. 829; 3rd April, 1952, p. 717; 19th March, 1953, p. 517; 25th February, 1954, p. 399; 11th March, 1954, p. 515; 28th October, 1954, p. 1076; 23rd June, 1955, p. 1443; 22nd September, 1955, p. 665; 13th September, 1956, p. 578; 14th March, 1957, p. 517; 18th July, 1957, p. 112; 5th September, 1957, p. 519; 5th September, 1957, p. 520; 28th November, 1957, p. 1278; 5th December, 1957, p. 1361; 19th December, 1957, p. 1529; 6th March, 1958, p. 757; 13th March, 1958, p. 791; 5th February, 1959, p. 239; 30th July, 1959, p. 285; 13th August, 1959, p. 394.

Under s. 8 (1) (*e*): *Gazette* 10th February, 1938, p. 293.

Under s. 8 (1) (*f*): *Gazette* 7th June, 1923, p. 1246; 12th November, 1936, p. 1065; 10th June, 1937, p. 1281.

Under s. 8 (1) (*h*): *Gazette* 9th September, 1954, p. 543.

s. 19a Proclamation: *Gazette* 5th February, 1959, p. 239.

Regulations: *Gazette* 11th December, 1919, p. 1462 (gun, game licence forms); 17th May, 1923, p. 1082 (shipping opossum skins, Kangaroo Island); 24th May, 1928, p. 1087 (gun, game licence fees); 20th December, 1928, p. 1278 (prohibiting sale of ducks, teal, and maned goose); 19th June, 1930, p. 1137; 19th August, 1937, p. 440 (skin dealer's fee); 13th October, 1932, p. 743 (fee for permit to take animals and birds); 26th March, 1936, p. 714 (dealers in birds and fees).

Apiaries Act, 1931-1943.

Commencement: 22nd January, 1932; *Gazette* 21st January, 1932, p. 67.

Administration: Committed to the Minister of Agriculture *Gazette* 16th June, 1932, p. 1067.

s. 11. Proclamations: *Gazette* 19th May, 1932, p. 899; 30th November, 1933, p. 1091; 4th February, 1937, p. 229; 9th February, 1939, pp. 373 and 374; 19th November, 1942, p. 1015.

s. 13. Proclamations: *Gazette* 11th February, 1932, p. 255; 5th June, 1941, p. 812.

Regulations: *Gazette* 21st January, 1932, p. 68; 6th April, 1933, p. 551; 20th February, 1936, p. 457.

Apprentices Act, 1950.

Commencement: 25th January, 1951; *Gazette* 25th January, 1951, p. 115.
Administration: Committed to the Minister of Education; *Gazette* 25th January, 1951, p. 115.
Part III: Proclamations: *Gazette* 24th May, 1951, p. 1122; 7th March, 1957, p. 479 15th May, 1958, p. 1273.
s. 18. Notice: *Gazette* 24th May, 1951, p. 1124.
s. 20. Notice: *Gazette* 24th May, 1951, p. 1124.
s. 21. Notice: *Gazette* 24th May, 1951, p. 1125.
Regulations; *Gazette* 19th June, 1952, p. 1324.

Arbitration Act, 1891-1934.

Rules of the Local Court: *Gazette* 8th July, 1909, p. 42.

Architects Act, 1939.

Commencement: 1st March, 1940; *Gazette* 15th February, 1940, p. 369.
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.

Art Gallery Act, 1939.

Commencement: 1st February, 1940: *Gazette* 18th January, 1940, p. 69.
Regulations: *Gazette* 29th August, 1940, p. 451; 24th July, 1952, p. 179.

Associations Incorporation Act, 1956-1957.

Commencement: 1st March, 1957; *Gazette* 28th February, 1957, p. 415.
Regulations: *Gazette* 28th February, 1957, p. 420.

Auctioneers Act, 1934-1953.

Commencement: 1st January, 1935; *Gazette* 20th December, 1934, p. 1217.

Audit Act, 1921-1959.

Commencement: 29th March, 1923; *Gazette* 29th March, 1923, p. 690.
Regulations: *Gazette* 31st October, 1940, p. 921; 15th April, 1943, p. 494; 3rd January, 1946, p. 22; 31st July, 1947, p. 252; 15th July, 1948, p. 294.
Regulations applicable to the South Australian Railways Commissioner: *Gazette* 16th March 1944, p. 302; 3rd January, 1946, p. 21.

The Australian Mineral Development Laboratories Act, 1959.

Commencement: 1st January, 1960; *Gazette* 17th December, 1959, p. 1504.

Bailiffs and Inquiry Agents Licensing Act, 1945.

Commencement: 1st April, 1946: *Gazette* 28th March, 1946, p. 503.
Regulations: *Gazette* 28th March, 1946, p. 532.
Rules of Court: *Gazette* 9th May, 1946, p. 887.

Bakehouses Registration Act, 1945-1947.

Commencement: 7th March, 1946; *Gazette* 7th March, 1946, p. 385.
Regulations: *Gazette* 7th March, 1946, p. 424; 27th June, 1946, p. 1150; 3rd June, 1948, p. 1190

Barley Marketing Act, 1947-1956.

Commencement: 16th September, 1948; *Gazette* 16th September, 1948, p. 1068.
Regulations as to the election of the Australian Barley Board; *Gazette* 20th September, 1948, p. 1119; 23rd May, 1957, p. 1203.
General regulations: *Gazette* 11th November, 1948, p. 1498.

Benefit Associations Act, 1958.

Commencement: 1st May, 1959; *Gazette* 26th March, 1959, p. 647.
s. 3. Proclamations: *Gazette* 11th June, 1959, p. 1196; 21st April, 1960, p. 1167.
Regulations: 18th June, 1959, p. 1257.

Bills of Sale Act, 1886-1940.

Regulations appointing fees payable to the Registrar-General: *Gazette* 9th January, 1941. p. 31.

Births and Deaths Registration Act, 1936-1959.

Commencement: 1st May, 1937; *Gazette* 28th January, 1937, p. 188.
Commencement of Births and Deaths Registration Act Amendment Act, 1947: 1st July, 1948; *Gazette* 25th December, 1947, p. 2227.
Commencement of Births and Deaths Registration Act Amendment Act, 1959: 1st January, 1960; *Gazette* 24th December, 1959, p. 1543.
s. 8. Proclamation: *Gazette* 17th July, 1958, p. 129.
Administration: Committed to the Chief Secretary; *Gazette* 18th February, 1937, p. 334,
Regulations: *Gazette* 10th June, 1948, p. 1198; 22nd March, 1951, p. 647.

Botanic Garden Act, 1935-1940.

By-laws: *Gazette* 26th May, 1949, p. 1442; 6th September, 1956, p. 524; 31st March, 1960, p. 882.

Brands Act, 1933-1957.

Commencement of section 5 of the Brands Act Amendment Act, 1955: 1st August, 1960: *Gazette* 24th September, 1959, p. 759.

Administration: Committed to the Minister of Agriculture *Gazette* 3rd January, 1935, p. 1.

ss. 14 and 18. Notice: *Gazette* 16th February, 1956, p. 301.

s. 22 (4). Proclamation: *Gazette* 24th December, 1936, p. 1322.

s. 53. Notice: *Gazette* 21st June, 1934, p. 1471.

Regulations as to sheep paint brands: *Gazette* 24th September, 1959, p. 771.

Bread Act, 1954.

Administration: Committed to the Chief Secretary *Gazette* 27th January, 1955, p. 169.

Regulations: *Gazette* 15th December, 1955, p. 1442; 26th July, 1956, p. 196.

Broadening of Gauge (South-Eastern Railways) Act, 1944.

Commencement: 15th February, 1945; *Gazette* 15th February, 1945, p. 271.

Broken Hill Proprietary Company's Steel Indenture Act, 1958.

Commencement: 12th December, 1958: *Gazette* 18th December, 1958, p. 1635.

Building Act, 1923-1953.

Administration: Committed to the Minister of Local Government *Gazette* 7th February, 1924, p. 324.

s. 3 (1) (*b*). For proclamations made under the Building Act, 1881, or the District Councils Act, 1914, see the footnote in Volume 1, p. 425, of the South Australian Statutes, 1837-1936.

s. 3 (1) (*c*). Proclamations:

(i.) Municipalities: *Gazette* 6th March, 1924, p. 595; 17th April, 1924, p. 925; 21st May, 1925, p. 945; 18th March, 1926, p. 793; 30th June, 1927, p. 1406; 16th December, 1937, p. 1710; 17th March, 1938, p. 607; 27th October, 1938, p. 1100; 23rd January, 1941, p. 71; 21st October, 1943, p. 501; 15th February, 1945, p. 271; 11th April, 1946, p. 573; 9th May, 1946, p. 841; 10th July, 1947, p. 37; 4th August, 1949, p. 293; 24th August, 1950, p. 461; 6th November, 1952, p. 1200; 25th February, 1954, p. 399; 12th August, 1954, p. 316; 18th November, 1954, p. 1206; 18th August, 1955, p. 345; 4th June, 1959, p. 1152; 5th November, 1959, p. 1105.

(ii.) District Council Districts: *Gazette* 29th May, 1924, p. 1207; 4th September, 1924, p. 1451; 24th July, 1924, p. 162; 16th October, 1924, p. 1018; 12th March, 1925, p. 433; 31st March, 1927, p. 741; 8th October, 1925, p. 846; 26th June, 1930, p. 1192; 22nd September, 1927, p. 712; 22nd March, 1928, p. 605; 17th May, 1928, p. 1033; 18th July, 1929 p. 113; 31st October, 1929, p. 1008; 14th November, 1929, p. 1085; 24th, March, 1932, p. 547; 3rd November, 1932, p. 886; 30th August, 1934, p. 427; 13th August, 1936, p. 249; 8th March, 1934, p. 462; 5th December, 1935, p. 1333; 17th September, 1925, p. 680; 4th June, 1936, p. 1133; 14th January, 1926, p. 46; 29th April, 1937, p. 945; 16th September, 1937, p. 698; 10th February, 1938, p. 295; 8th December, 1938, p. 1451; 15th December, 1938, p. 1498; 9th March, 1939, p. 570; 15th June, 1939, p. 1418; 16th May, 1940, p. 1058; 11th July, 1940, p. 33; 24th October, 1940, p. 842; 6th March, 1941, p. 335; 25th September, 1941. p. 624; 26th August, 1943, p. 231; 3rd February, 1944, p. 145; 2nd November, 1944, p. 577; 18th January, 1945, p. 57; 15th February, 1945, p. 271; 7th June, 1945, p. 845; 1st November, 1945, p. 632; 24th January, 1946, p. 119; 25th July, 1946, p. 139; 24th October, 1946, p. 1045; 24th October, 1946, p. 1045, 1046; 27th March, 1947, p. 901; 27th November, 1947, p. 1711; 8th January, 1948, p. 1; 8th April, 1948, p. 731; 12th May, 1949, p. 1147; 7th July, 1949, p. 3; 29th June, 1950, p. 1328; 24th August, 1950, p. 461; 7th September, 1950, p. 601; 1st February, 1951, p. 175; 15th November, 1951, p. 1186; 6th December, 1951, p. 1393; 6th November, 1952, p. 1200; 15th October, 1953, p. 991; 5th November, 1953, p. 1164; 12th November, 1953, p. 1196; 10th December, 1953, p. 1404; 18th February, 1954, p. 289; 25th February, 1954, p. 400; 1st July, 1954, p. 1; 1st July, 1954, p. 2; 14th October, 1954, p. 975; 14th October, 1954, pp. 975-976; 25th November, 1954, p. 1261; 25th November, 1954, pp. 1261-1262; 20th January, 1955, p. 134; 28th April, 1955, p. 983, 28th April, 1955, pp. 983-984; 7th July, 1955, p. 1; 7th July, 1955, p. 2; 27th October, 1955, p. 942; 22nd December, 1955, p. 1504; 19th April, 1956, p. 740; 19th April, 1956, p. 741; 3rd May, 1956, p. 895; 21st June, 1956, p. 1550; 6th September, 1956, p. 522; 1st November, 1956, p. 963; 1st November, 1956, p. 964; 15th November, 1956, p. 1097; 20th June 1957, p. 1501; 11th July, 1957, p. 50; 11th July, 1957, p. 51; 30th January, 1958, p. 160; 3rd April, 1958, p. 993; 3rd April, 1958, p. 994; 22nd May, 1958, p. 1325; 3rd July, 1958, p. 2; 31st July, 1958, pp. 265, 266; 7th August, 1958, p. 329; 28th May, 1959, p. 1116; 4th June, 1959, pp. 1152, 1153; 11th June, 1959, p. 1197; 28th January, 1960, pp. 266, 267; 3rd March, 1960, p. 644.

s. 3 (3). Proclamation: *Gazette* 13th January, 1944, p. 17.

Building Act, 1923-1953—*continued.*

s. 119. Proclamations; *Gazette* 24th August, 1950, p. 461; 11th October, 1951, p. 901; 21st August, 1952, p. 530; 21st August, 1952, p. 531; 3rd April, 1958, p. 995; 26th February, 1959, p. 401; 12th November, 1959, pp. 1152, 1153; 28th January, 1960, pp. 266, 267; 28th April, 1960, p. 1217.

Regulations in substitution for the second, third, fourth, sixth and seventh schedules: *Gazette*, 12th December, 1940, p. 1441. (These regulations are reprinted in the 1940 volume, pp. 416-526). Amending regulations: *Gazette* 11th April, 1946, p. 636; 5th September, 1946, p. 445; 20th November, 1947, p. 1706; 27th October, 1949, p. 1061; 27th September, 1951, p. 826; 28th August, 1952, p. 683; 30th October, 1952, p. 1149; 23rd April, 1953, p. 970; 8th April, 1954, p. 713; 28th October, 1954, p. 1079; 28th April, 1955, p. 987; 29th September, 1955, p. 715; 6th September, 1956, p. 528; 6th February, 1958, p. 491; 17th April, 1958, p. 1090; 30th October, 1958, p. 1183; 27th November, 1958, p. 1432; 14th May, 1959, p. 1033; 24th September, 1959, p. 774; 5th November, 1959, p. 1109; 17th March, 1960, p. 779.

Regulations as to qualifications of building surveyors: *Gazette* 24th October, 1946, p. 1106; 20th July, 1950, p. 157.

Regulations prescribing forms: *Gazette* 26th June, 1924, p. 1411; 27th February, 1930, p. 443.

Regulations as to travelling expenses of referees: *Gazette* 11th November, 1954, p. 1160.

Building Operations Act, 1952.

Administration: Committed to the Treasurer, *Gazette* 27th November, 1952, p. 1383.

s. 4. Proclamation: *Gazette* 12th February, 1953, p. 195.

s. 5. Proclamation: *Gazette* 12th February, 1953, p. 195.

s. 7. Proclamation: *Gazette* 12th February, 1953, p. 195.

Building Societies Act, 1881-1938.

Commencement: 16th December, 1881; *Gazette* 15th December, 1881, p. 1747.

Regulations as to fees: *Gazette* 30th March, 1882, p. 1034.

Regulations as to qualifications of auditors: *Gazette* 29th March, 1934, p. 932.

General regulations: *Gazette* 20th July, 1939, p. 199.

Bush Fires Act, 1933-1957.

Administration: Committed to the Minister of Agriculture *Gazette* 24th December, 1936, p. 1321.

s. 15b. Proclamation: *Gazette* 10th October, 1946, p. 771.

s. 23. Proclamation: *Gazette* 27th February, 1936, p. 486.

Regulations: *Gazette* 3rd July, 1952, p. 4; 9th January, 1958, p. 37.

Rules of Court as to appeals under section 21a: *Gazette*, 13th September, 1956, p. 582.

Business Agents Act, 1938-1954.

Commencement: 1st April, 1939; *Gazette* 19th January, 1939, p. 122.

Regulations: *Gazette* 9th March, 1939, p. 600; 24th August, 1939, p. 551; 30th May, 1940, p. 1164; 4th December, 1952, p. 1439.

Cattle Compensation Act, 1939-1954.

Commencement: 1st March, 1940; *Gazette* 15th February, 1940, p. 369.

Administration: Committed to the Minister of Agriculture *Gazette* 15th February, 1940, p. 369.

Regulations: *Gazette* 15th January, 1940, p. 403.

Chaff and Hay Act, 1922-1938.

Regulations: *Gazette* 17th November, 1938, p. 1269.

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 Act, 1936.

Commencement: 1st April, 1937; *Gazette* 11th February, 1937, p. 286.

Chiropodists Act, 1950.

Commencement: 2nd July, 1951; *Gazette* 10th May, 1951, p. 1033.

Regulations: *Gazette* 20th September, 1951, p. 735; 21st August, 1952, p. 532.

Citrus Marketing Act, 1931.

Commencement: At 1st May, 1960, this Act had not been brought into operation.

Administration: Committed to the Minister of Agriculture *Gazette* 5th December, 1931, p. 1065.

Regulations for holding poll under section 39: *Gazette* 5th December, 1931, p. 1065.

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; 4th December, 1947, p. 1751-1752; 4th December, 1947, p. 1752; 26th November, 1953, p. 1308; 7th January, 1954, p. 1; 20th November, 1958, p. 1380.
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.

Companies Act, 1934-1956.

Commencement: 1st March, 1935; *Gazette* 13th December, 1934, p. 1185.
Regulations: *Gazette* 25th June, 1958, p. 1787.
Rules of Court: *Gazette* 8th February, 1940, p. 233 (Rule 147 and the fourth schedule disallowed, *Gazette* 19th September, 1940, p. 570); 14th October, 1948, p. 1271.

Compulsory Acquisition of Land Act, 1925-1959.

Commencement: 27th February, 1928; *Gazette* 23rd February, 1928, p. 397.
Rules of Court: *Gazette* 10th May, 1928, p. 968.

Consolidation of Regulations Act, 1937.

s. 2. Proclamations: *Gazette* 1st June, 1944, p. 673; 20th April, 1950, p. 813.

Constitution Act, 1934-1959.

Commencement: 1st January, 1935; *Gazette* 20th December, 1934, p. 1217.

Control of Advertisements Act, 1916-1935.

Administration: Committed to the Minister of Immigration *Gazette* 3rd July, 1924, p. 1
Regulations: *Gazette* 5th April, 1928, p. 726; 20th February, 1936, p. 458.

Control of Waters Act, 1919-1925.

Regulations: *Gazette* 25th October, 1934, p. 847.

Convicted Inebriates Act, 1913-1934.

Administration: Committed to the Chief Secretary *Gazette* 5th February, 1914, p. 319.
s. 3. Proclamation: *Gazette* 26th February, 1914, p. 515.
Regulations: *Gazette* 16th July, 1914, p. 117; 2nd March, 1916, p. 413; 16th June, 1921, p. 1270; 17th July, 1924, p. 112; 3rd September, 1925, p. 572; 11th August, 1927, p. 348; 17th October, 1929, p. 891; 31st October, 1929, p. 1010.

Coroners Act, 1935-1952.

Regulations: *Gazette* 17th June, 1937, p. 1308; 26th April, 1951, p. 928; 30th June 1955, p. 1549.

Country Factories Act, 1945.

s. 2. Proclamations: *Gazette* 30th May, 1946, p. 977; 25th November, 1954, p. 1260; 3rd March, 1960, p. 642.
Regulations: *Gazette* 30th May, 1946, p. 1012; 15th August, 1957, p. 371; 17th July, 1958, p. 138; 1st October, 1959, p. 823.

Cremation Act, 1891-1936.

Regulations: *Gazette* 27th June, 1901, p. 1324; 3rd March, 1904, p. 462; 19th April, 1923, p. 866; 2nd October, 1930, p. 665; 5th February, 1942, p. 238.
Regulation under the Fees Regulation Act, 1927, relating to fees for cremation: *Gazette* 24th November, 1927, p. 1229.

Criminal Law Consolidation Act, 1935-1956.

Commencement: 2nd January, 1936; *Gazette* 2nd January, 1936, p. 1.
s. 321. Proclamations: *Gazette* 6th April, 1911, p. 603; 26th August, 1937, p. 497.
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 costs and treatment of appellant: *Gazette* 5th November, 1925, p. 1231.
Rules of Court as to payment for transcripts and documents: *Gazette* 19th November, 1925, p. 1358.
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* 7th January, 1954, p 5.
Regulation as to payments to psychiatrists under section 77a: *Gazette* 3rd February, 1955, p. 203.
Regulation as to places of confinement under section 77 (2): *Gazette* 6th March 1924, p. 596.

Crown Lands Act, 1929-1957.

s. 211a. Proclamation declaring 1st February, 1954 as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.
Regulations: *Gazette* 16th October, 1941, p. 789; 29th November, 1956, p. 1236.
Regulations under the Crown Lands Act, 1929-1939, and the 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.

Dairy Cattle Improvement Act, 1921-1955.

Administration: Committed to the Minister of Agriculture *Gazette* 2nd February, 1922, p. 471.
s. 7a. Notice: *Gazette* 30th January, 1941, p. 97.
Regulations: *Gazette* 8th July, 1937, p. 30; 9th September, 1937, p. 661; 28th September, 1939, p. 904; 31st July, 1941, p. 209; 6th May, 1948, p. 930; 21st July, 1955, p. 153; 20th October, 1955, p. 877.

Dairy Industry Act, 1928-1958.

Commencement: 8th August, 1929; *Gazette* 8th August, 1929, p. 329.
s. 2. Proclamations: *Gazette* 8th August, 1929, p. 329; 19th July, 1934, p. 74; 21st January, 1937, p. 85; 11th November, 1937, p. 1297.
General regulations: *Gazette* 24th July, 1947, p. 145.

Dairy Produce Act, 1934-1946.

Commencement: 13th December, 1934; *Gazette* 13th December, 1934, p. 1185.
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.

Dangerous Drugs Act, 1934-1955.

Commencement: 1st October, 1937; *Gazette* 15th April, 1937, p. 789.
Administration: Committed to the Chief Secretary *Gazette* 15th April, 1937, p. 789.
ss. 4 and 6. Proclamations: *Gazette* 27th March, 1958, p. 913; 30th July, 1959, p. 287; 21st April, 1960, p. 1167.
Regulations: *Gazette* 23rd September, 1937, p. 797; 9th December, 1937, p. 1588; 29th January, 1942, p. 145; 12th June, 1947, p. 1671; 23rd October, 1947, p. 1301; 17th August, 1950 ,p. 331; 12th July, 1956, p. 50; 17th January, 1957, p. 61.

Dentists Act, 1931-1936.

Rules of Court: *Gazette* 4th August, 1932, p. 183.
Regulations: *Gazette* 8th December, 1904, p. 1047; 26th October, 1905, p. 886; 26th March, 1908, p. 564; 30th April, 1914, p. 1005; 31st January, 1918, p. 181; 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.
Regulation under the 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, 1934-1940.

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 644.
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.

Dog Fence Act, 1946-1959.

Commencement: 17th June, 1947: *Gazette* 12th June, 1947, p. 1637.
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.

Dried Fruits Act, 1934-1941.

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.

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 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, 1945.

Administration: Committed to the Minister of Agriculture *Gazette* 7th February, 1946, p. 206;

Regulations: *Gazette* 23rd May, 1946, p. 938.

Early Closing Act, 1926-1954.

Administration: Committed to the Minister of Industry *Gazette* 8th February, 1912, p. 225.

s. 14. Proclamations: *Gazette* 15th August, 1912, p. 376; 15th January, 1914, p. 127; 19th February, 1914, p. 449; 9th April, 1914, p. 858; 30th July, 1914, p. 262; 20th August, 1914, p. 488; 27th August, 1914, p. 533; 27th August, 1914, p. 534; 10th September, 1914, p. 624; 3rd December, 1914, p. 1187; 17th December, 1914, p. 1267; 21st January, 1915, p. 127; 6th May, 1915, p. 1089; 10th June, 1915, p. 1333; 19th August, 1915, p. 691; 20th January, 1916, p. 93; 27th July, 1916, p. 125; 1st May, 1919, p. 798; 11th December, 1919, p. 1461; 15th April, 1920, p. 1061; 10th June, 1920, p. 1399; 4th November, 1920, p. 1168; 11th November, 1920, p. 1199; 25th August, 1921, p. 382; 1st September, 1921, p. 442; 22nd September, 1921, p. 633; 10th November, 1921, p. 1105; 15th December, 1921, p. 1388; 22nd December, 1921, p. 1458; 2nd February, 1922, p. 472; 16th February, 1922, p. 568; 23rd February, 1922, p. 640; 9th March, 1922, p. 787; 15th June, 1922, p. 1487; 6th July, 1922, p. 1; 27th July, 1922, p. 165; 28th June, 1923, p. 1375; 19th July, 1923, p. 107; 23rd August, 1923, p. 414; 11th October, 1923, p. 834; 21st February, 1924, p. 457; 11th September, 1924, p. 654; 8th January, 1925, p. 26; 5th February, 1925, p. 195; 29th October, 1925, p. 1161; 12th August, 1926, p. 372; 2nd December, 1926, p. 1401; 2nd December, 1926, p. 1402; 20th January, 1927, p. 121; 27th October, 1927, p. 1007; 12th April, 1928, p. 773; 3rd December, 1938, p. 1171; 6th July, 1939, p. 1; 30th January, 1941, p. 95; 9th April, 1942, p. 523; 8th March, 1945, p. 371; 11th October, 1945, p. 549; 7th February, 1946, p. 205; 8th May, 1952, p. 1005.

s. 15. Proclamation: *Gazette* 13th August, 1914, p. 425.

s. 23. Notices: *Gazette* 17th June, 1926, p. 1514; 24th December, 1925, p. 1665; 18th October, 1928, p. 903; 21st May, 1936, p. 1054; 15th September, 1938, p. 698.

s 25e. Proclamations: *Gazette* 10th August, 1935, p. 242; 2nd August, 1956, p. 258; 21st February, 1957, p. 286; 12th September, 1957, p. 584.

s. 36a. Proclamations: *Gazette* 8th January, 1953, p. 2; 26th February, 1953, p. 345; 26th February, 1953, p. 345; 28th October, 1954, p. 1076; 25th August, 1955, p. 409; 26th April, 1956, p. 856.

s. 59. Notices: *Gazette* 1st October, 1914, p. 769; 2nd January, 1936, p. 3; 6th October, 1927, p. 855; 29th May, 1913, p. 1148; 14th August, 1913, p. 428; 20th March, 1924, p. 715; 3rd August. 1939, p. 299; 6th June, 1940, p. 1258.

s. 69. Notices: *Gazette*: 1st October, 1914, p. 769; 17th February, 1938, p. 368; 11th May, 1939, p. 1084; 8th July, 1943, p. 29; 9th August, 1951, p. 352.

Regulations: *Gazette* 2nd June, 1927, p. 1217; 1st December, 1932, p. 1038; 23rd December, 1937, p. 1810; 11th October, 1945, p. 550; 8th January, 1948, p. 3.

Regulations under the Fees Regulation Act, 1927, varying the fees payable for registration of shops and other fees; *Gazette* 15th August, 1957, p. 369; 1st October, 1959, p. 826.

Easter Act, 1929.

Commencement: At 1st May, 1960, this Act had not been brought into operation.

Economic Stability Act, 1946.

s. 11. Proclamations: *Gazette* 24th December, 1946, p. 1499; 7th August, 1947, p. 265; 30th October, 1947, p. 1303.

Education Act, 1915-1958.

Commencement: 13th January, 1916; *Gazette* 13th January, 1916, p. 43.

s. 59c. Proclamation: *Gazette* 15th May, 1958, p. 1274.

General regulations: *Gazette* 18th March, 1949, p. 689; 4th August, 1949, p. 343; 25th, August, 1949, p. 589; 29th September, 1949, p. 837; 27th October, 1949, p. 1064, 3rd November, 1949, p. 1087; 17th November, 1949, p. 1284; 12th January, 1950; p. 92; 19th January, 1950, p. 109; 9th February, 1950, p. 288; 13th April, 1950, p. 783; 3rd August, 1950, p. 225; 31st August, 1950, p. 525; 12th October, 1950, p. 866; 12th October, 1950, p. 867; 9th November, 1950, p. 1144; 11th January, 1951, p. 31; 11th January, 1951, p. 32; 15th February, 1951, p. 336; 15th March, 1951, p. 586; 29th March, 1951, p. 691; 3rd May, 1951, p. 987; 16th August, 1951, p. 379; 20th September, 1951, p. 742; 8th November, 1951, p. 1132; 8th November, 1951, p. 1134; 29th November, 1951, p. 1336; 29th November, 1951, p. 1338.

Education Act, 1915-1958—*continued.*

10th January, 1952, p. 82; 24th January, 1952, p. 140; 7th February, 1952, p. 278; 3rd July, 1952, p. 7; 14th August, 1952, p. 473; 21st August, 1952, p. 532; 4th September, 1952, p. 725; 25th September, 1952, p. 898; 30th October, 1952, p. 1150; 20th November, 1952, p. 1331; 18th December, 1952, p. 1547; 21st May, 1953, p. 1257; 8th October, 1953, p. 940; 10th December, 1953, p. 1407; 17th December, 1953, p. 1460; 25th March, 1954, p. 619; 15th April, 1954, p. 758; 5th August, 1954, p. 274; 12th August, 1954, p. 319; 19th August, 1954, p. 362; 23rd September, 1954, p. 797; 30th September, 1954, p. 847; 21st October, 1954, p. 1032; 18th November, 1954, p. 1207; 2nd December, 1954, p. 1309; 7th April, 1955, p. 809; 12th May, 1955, p. 1105; 26th May, 1955, p. 1211; 14th July, 1955, p. 61; 28th July, 1955, p. 204; 8th September, 1955, p. 556; 6th October, 1955, p. 787; 26th January, 1956, p. 129; 29th March, 1956, p. 610; 31st May, 1956, p. 1065; 17th January, 1957, p. 57; 16th May, 1957, p. 969; 8th August, 1957, p. 313; 22nd August, 1957, p. 423; 5th September, 1957, p. 523; 3rd October, 1957, p. 753; 12th December, 1957, p. 1471; 13th February, 1958, p. 534; 13th March, 1958, p. 794; 10th April, 1958, p. 1044; 15th May, 1958, p. 1276; 7th August, 1958, p. 331; 28th August, 1958, p. 519; 2nd October, 1958, p. 976; 16th October, 1958, p. 1074; 23rd October, 1958, p. 1117; 11th December, 1958, p. 1576; 12th February, 1959, p. 280; 19th March, 1959, p. 590; 9th April, 1959, p. 750; 7th May, 1959, p. 988; 25th June, 1959, p. 1553; 27th August, 1959, p. 515; 15th October, 1959, p. 953; 26th November, 1959, p. 1316; 17th December, 1959, p. 1507; 7th January, 1960, p. 3.

Electoral Act, 1929-1959.

Commencement: 19th December, 1929; *Gazette* 19th December, 1929, p. 1305.
Administration: Committed to the Attorney-General *Gazette* 20th May, 1937 p. 1150.
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.
General regulations: *Gazette* 19th December, 1957, p. 1543; 13th March, 1958, p, 796; 7th April, 1960, p. 993.
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.

Administration: Committed to the Minister of Works: *Gazette* 2nd February, 1956, p. 163.
s. 10. Proclamation: *Gazette* 16th September, 1954, p. 694.
s. 11. Proclamations: *Gazette* 16th September, 1954, p. 692; 2nd February, 1956, p. 163; 7th August, 1958, p. 330.
Regulations: *Gazette* 16th September, 1954, p. 736; 2nd February, 1956, p. 165; 7th August, 1958, p. 332.

Electricity Act, 1943.

Administration: Committed to the Commissioner of Public Works, *Gazette* 24th February, 1944, p. 213.

Electricity Trust of South Australia Act, 1946-1954.

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 Works: *Gazette* 10th October, 1946, p. 771.
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.

Emergency Powers Act, 1941.

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;

Emergency Powers Act, 1941—*continued.*

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.

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-tired 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.

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, 194 ,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 the 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.

Emergency Powers Act, 1941—*continued.*

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, 1915-1956.

Administration: Committed to the Minister of Industry and Employment *Gazette* 24th June, 1937, p. 1361.

Enfield General Cemetery Act, 1944-1956.

Administration: Committed to the Minister of Local Government *Gazette* 11th January, 1945, p. 27.

s. 38. Notices: *Gazette* 10th March, 1949, p. 634; 25th October, 1956, p. 920.

Regulations: *Gazette* 20th February, 1947, p. 733.

Explosives Act, 1936-1958

Commencement: 1st July, 1937; *Gazette* 25th March, 1937, p. 644.

Administration: Committed to the Minister of Agriculture *Gazette* 25th March, 1937, p. 644.

s. 20. Proclamation: *Gazette* 17th December, 1903, p. 1182.

s. 24. Notices: *Gazette* 1st September, 1938, p. 589; 7th February, 1957, p. 205

s. 30. Notices: *Gazette* 1st September, 1938, p. 474; 11th May, 1939, p. 1086.

s. 48. Proclamation: *Gazette* 30th March, 1950, p. 678.

Regulations: *Gazette* 1st September, 1938, p. 556; 30th March, 1950, p. 693; 15th February, 1951, p. 335; 17th January, 1952, p. 103; 10th December, 1953, p. 1407; 1st December, 1955, p. 1244; 19th April, 1956, p. 851; 28th May, 1956, p. 1059; 14th February, 1957, p. 228; 28th March, 1957, p. 647; 4th July, 1957, p. 5; 12th June, 1958, p. 1869; 14th August, 1958, p. 390; 16th April, 1959, p. 810; 17th September, 1959, p. 705; 21st January, 1960, p. 196; 3rd March, 1960, p. 681; 21st April, 1960, p. 1172.

Regulations under the Fees Regulation Act, 1927, relating to fees: *Gazette* 16th April, 1959, p. 814; 3rd March, 1960, p. 680.

Fair Prices Act, 1924-1935.

Administration: Committed to the Minister of Industry *Gazette* 29th January, 1925, p 149.

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.

Fauna and Flora Reserve Act, 1919-1940.

Administration: Committed to the Minister of Agriculture *Gazette* 3rd July, 1924, p. 1.

s. 17. Proclamations: *Gazette* 20th September, 1923, p. 678; 24th February, 1927, p. 397; 19th October, 1950, p. 945; 20th November, 1952, p. 1329.

s. 18. Proclamation: *Gazette* 5th July, 1923, p. 2.

By-laws: *Gazette* 11th January, 1923, p. 39.

Fees Regulation Act, 1927.

Regulations: *Gazette* 24th November, 1927, p. 1225; 24th November, 1927, p. 1227; 24th November, 1927, p. 1229; 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; 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; 20th September, 1956, p. 629; 14th February, 1957, p. 228; 23rd May, 1957, p. 1202; 30th May, 1957, p. 1382; 13th June, 1957, p. 1468; 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.

Fertilisers Act, 1918.

Administration : Committed to the Minister of Agriculture *Gazette* 21st January, 1937, p. 85.
Regulations : *Gazette* 27th February, 1919, p. 436 ; 25th September, 1919, p. 724 ; 18th December, 1947, p. 2221.

Fibre and Sponges Act, 1909-1937.

Regulations : *Gazette* 29th August, 1918, p. 501.

Financial Emergency Act, 1931-1939.

Commencement : 23rd July, 1931 ; *Gazette* 23rd July, 1931, p. 93.
Rules of Court : *Gazette* 17th September, 1931, p. 492.

Financial Emergency Act Extension Act, 1934.

s. 4. Notice : *Gazette* 29th November, 1934, p. 1113.

Firearms Act, 1958.

Commencement : 13th August, 1959 ; *Gazette* 13th August, 1959, p. 393.
s. 23. Proclamation : *Gazette* 27th August, 1959, p. 513 ;
Rules of Local Court as to appeals : *Gazette* 17th September, 1959, p. 708.
Regulations ; *Gazette* 2nd July, 1959, p. 5.

Fire Brigades Act, 1936-1958.

Commencement : 1st May, 1937 ; *Gazette* 25th March, 1937, p. 642.
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. 245 ; 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, 1945, p. 310 ; 26th July, 1945, p. 99 ; 17th January, 1946, 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.
s. 7. Notices : *Gazette* 20th April, 1916, p. 823 ; 6th July, 1916, p. 34 ; 14th February, 1918, p. 323 ; 3rd July, 1919, p. 1 ; 2nd September, 1920, p. 525 ; 1st December, 1927, p. 1458 ; 8th December, 1927, p. 1546 ; 17th January, 1918, p. 89 ; 13th June, 1929, p. 1400 ; 20th June, 1929, p. 1487 ; 17th June, 1948, p. 1248 ; 24th June, 1948, p. 1307.
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.
By-laws relating to allowances and pensions : *Gazette* 11th February, 1926, p. 297 ; 3rd June, 1926, p. 1445 ; 15th July, 1926, p.87 ; 19th August, 1926, p. 474.
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).

Fisheries Act, 1917-1956.

Administration : Committed to the Minister of Agriculture *Gazette* 3rd July, 1924, p. 1.
s. 6. Proclamations : *Gazette* 11th March, 1937, p. 529 ; 17th June, 1937, p. 1305 ; 30th September, 1937, p. 850 ; 4th November, 1937, p. 1189 ; 2nd December, 1937, p. 1513 ; 17th February, 1938, p. 357 ; 28th April, 1938, p. 898 ; 8th September, 1938, p. 624 ; 13th October, 1938, p. 976 ; 23rd February, 1939, p. 465 ; 20th April, 1939, p. 915 ; 27th April, 1939, p. 980 ; 24th August, 1939, p. 494 ; 11th January, 1940, p. 34 ; 1st February, 1940, p. 169 ; 6th June, 1940, p. 1211 ; 5th June, 1941, p. 812 ; 9th July, 1942, p. 25 ; 5th November, 1942, p. 941 ; 26th November, 1942, p. 1047 ; 28th January, 193, p. 91 ; 8th July, 1943, p. 27 ; 17th February, 1944, p. 87 ; 5th October, 1944, p4 415 ; 5th October, 1944, p. 416 ; 9th August, 1945, p. 177 ; 22nd November, 1945, p. 733 ; 28th February, 1946, p. 341 ; 13th June, 1946, p. 1062 ; 29th August, 1946, p. 347 ; 13th February, 1947, p. 635 ; 11th September, 1947, p. 689 ; 11th March, 1948, p. 519 ; 15th December, 1949, p. 1507 ; 1st June, 1950, p. 1151 ; 21st September, 1950, p. 695 ; 6th March, 1952, p. 510 ; 25th September, 1952, p. 895 ; 10th September, 1953, p. 735 ; 17th September, 1953, p. 768 ; 17th December, 1953, p. 1457 ; 7th January, 1954, p. 1 ; 5th August, 1954, p. 271 ; 18th November, 1954, p. 1205 ; 8th September, 1955, p. 554 ; 24th November, 1955, p. 1185 ; 12th January, 1956, p. 42 ; 10th May, 1956, p. 928 ; 14th March, 1957, p. 518 ; 8th August, 1957, p. 311 ; 26th September, 1957, p. 688 ; 5th December, 1957, p. 1361 ; 8th May, 1958, p. 1226 ; 24th September, 1959, p. 759.
Regulations : *Gazette* 11th March, 1937, p. 533 ; 5th January, 1939, p. 68 ; 21st December, 1939, p. 1706 ; 29th May, 1941, p. 805 ; 26th July, 1945, p. 135 ; 10th January, 1946, p. 30 ; 11th September, 1947, p. 691 ; 9th January, 1958, p. 39.

Food and Drugs Act, 1908-1954.

s. 5. Proclamation defining " metropolitan area " ; *Gazette* 17th February, 1916, p. 299.
s. 5. Proclamations declaring poison schedule : *Gazette* 12th May, 1938, p. 975 ; 14th July, 1938, p. 49 ; 5th January, 1939, p. 1 ; 25th January, 1940, p. 117 ; 31st July, 1947, p. 201 ; 9th September, 1948, p. 955 ; 11th October, 1951, p. 901 ; 10th July, 1952, p. 69 ; 1st July, 1954, p. 1 ; 2nd June, 1955, p. 1257 ; 26th July, 1956, p. 193 , 31st January, 1957, p. 145 ; 7th November, 1957, p. 1070 ; 22nd May, 1958, p. 1325 ; 10th September, 1959, p. 640.
s. 30a. Proclamation : *Gazette* 25th July, 1935, p. 138.
s. 39. Proclamation : *Gazette* 29th July, 1909, p. 190.
General regulations : *Gazette* 29th August, 1958, p. 589 ; 5th February, 1959, p. 243 ; 9th July, 1959, p. 52 ; 10th September, 1959, p. 671.
Notices by the Central Board of Health under regulation 112 of the Poison Regulations : *Gazette* 14th May, 1953, p. 1105 ; 2nd December, 1954, p. 1313 ; 6th January, 1955, p. 20 ; 2nd August, 1956, p. 260 ; 28th February, 1957, p. 417.
Regulation under the Fees Regulation Act, 1927, relating to the fee for a licence as a dealer in poisons : *Gazette* 24th November, 1927, p. 1226.

Foot and Mouth Disease Eradication Fund Act, 1958.

Commencement : At 1st May, 1960, this Act had not been brought into operation.

Footwear Regulation Act, 1920.

Regulations : *Gazette* 12th May, 1921, p. 1020 ; 10th March, 1960, p. 711.

Friendly Societies Act, 1919-1956.

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.
Regulations : *Gazette* 2nd August, 1894, p. 243 ; 25th May, 1933, p. 882.
Regulation under the 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 Vegetables (Grading) Act, 1934.

Administration : Committed to the Minister of Agriculture *Gazette* 28th January, 1937, p. 187.
s. 4. Proclamation : *Gazette* 14th February, 1935. p. 463.
Regulations : *Gazette* 22nd July, 1937, p. 182 ; 14th July, 1938, p. 53 ; 15th September, 1938, p. 699 ; 29th May, 1941, p. 809 ; 13th February, 1947, p. 680 ; 30th March, 1950, p. 695 ; 8th November, 1951, p. 1179.

Fruit and Vegetables (Prevention of Injury) Act, 1927.

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.

Fruit Cases Act, 1949.

Regulations : *Gazette* 3rd August, 1950, p. 225.

Fruit Fly Act, 1947-1956.

Regulations : *Gazette* 19th January, 1950, p. 106.

Garden Suburb Act, 1919-1936.

Commencement : 19th February, 1920 ; *Gazette* 19th February, 1920, p. 493.
Administration : Committed to the Minister of Housing *Gazette* 29th May, 1924, p. 1208.

Gas Act, 1924-1955.

Administration : Committed to the Minister of Industry and Employment, *Gazette* 23rd June, 1949, p. 1815.
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.

Gold Buyers Act, 1916-1935.

Commencement : 1st August, 1935 ; *Gazette* 11th July, 1935, p. 38.
Regulations : *Gazette* 19th December, 1935, p. 1477 ; 5th March, 1936, p. 537 ; 23rd December, 1937, p. 1809 ; 29th June, 1939, p. 1541 ; 21st September, 1939, p. 855.

Goods (Trade Descriptions) Act, 1935.

Commencement : 1st March, 1937 ; *Gazette* 28th January, 1937, p. 187.
Administration : Committed to Minister of Industry and Employment *Gazette* 28th January, 1937, p. 187.
s. 5. Proclamation : 16th February, 1956, p. 300
Regulations : *Gazette*, 16th February, 1956, p. 303.

Guardianship of Infants Act, 1940.

Rules of Court : *Gazette* 1st May, 1890, p. 1215.

Hairdressers Registration Act, 1939-1951.

Commencement : 1st March, 1940 ; *Gazette* 11th January, 1940, p. 33.
Administration : Committed to the Minister of Industry and Employment *Gazette* 11th January, 1940, p. 33.
Regulations : *Gazette* 21st March, 1940, p. 605 ; 28th November, 1940, p. 1215 ; 11th December, 1941, p. 1402 ; 9th December, 1943, p. 755 ; 3rd January, 1946, p. 25 ; 29th July, 1948, p. 545 ; 14th October, 1948, p. 1269 ; 6th September, 1951, p. 500 ; 5th June, 1952, p. 1285 ; 11th November, 1954, p. 1159 ; 6th September, 1956, p. 566 ; 18th December, 1958, p. 1640 ; 14th April, 1960, p. 1041.
Regulation under the Fees Regulation Act, 1927, relating to the fees payable under section 21 : *Gazette* 17th November, 1955, p. 1116.

Harbors Act, 1936-1955.

Commencement : 1st April, 1937 ; *Gazette* 25th March, 1937, p. 641.
Administration of Parts II and III : Committed to the Minister of Marine *Gazette* 25th March, 1937, p. 642.
s. 87. Proclamations (made under the 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.
s. 121. Proclamation (made under the Marine Board and Navigation Act, 1881) : *Gazette* 10th June, 1926, p. 1462.
s. 153. Proclamation : *Gazette* 13th February, 1936, p. 397.
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 ; 16th December, 1926, p. 1512 ; 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.
Regulations made under the Marine Board and Navigation Acts, 1881-1933, relating to matters provided for in the Harbors Act, 1936—
General harbor regulations : *Gazette* 26th April, 1883, p. 1429 ; 1st July, 1886 p. 2 ; 10th November, 1887, p. 928 ; 12th March, 1891, p. 768 ; 30th November, 1893, p. 1326 ; 4th November, 1897, p. 1384 ; 26th June, 1902, p. 1283 ; 3rd July, 1902, p. 2 ; 2nd April, 1903, p. 618 ; 2nd August, 1906, p. 212 ; 18th October, 1906, p. 817 ; 18th July, 1907, p. 115 ; 3rd October, 1907, p. 813 ; 10th October, 1907, p. 854 ; 21st January, 1909, p. 115 ; 28th January, 1909, p. 166 ; 8th July, 1909, p. 43 ; 25th August, 1910, p. 393 ; 22nd September, 1910, p. 617 ; 30th March, 1911, p. 561 ; 15th June, 1911, p. 1177 ; 27th July, 1911, p. 159 ; 2nd November, 1911, p. 911 ; 10th April, 1913, p 680 ; 30th October, 1913, p. 1140 ; 4th December, 1913, p. 1619.
Mooring regulations : *Gazette* 26th April, 1883, p. 1429 ; 4th June, 1891, p. 1462 ; 5th May, 1892, p. 986 ; 30th November, 1893, p. 1326.
River Murray navigation regulations : *Gazette* 30th October, 1884, p. 1641 ; 26th January, 1893, p. 157 ; 4th October, 1906, p. 714.
Pilotage regulations : *Gazette* 26th September, 1889, p. 1354 ; 4th June, 1891, p. 1462 ; 16th February, 1899, p. 301 ; 2nd October, 1924, p. 825.
Regulations to leasing lands and construction of jetties and slips : *Gazette* 26th April, 1883, p. 1429 ; 2nd April, 1903, p. 618.
Lifesaving regulations : *Gazette* 26th April, 1883, p. 1429 ; 10th November, 1892, p. 1269.
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.

Harbors Act, 1936-1955—*continued.*

Regulations made under the Harbors Acts, 1913-1933, and the Harbors Act, 1936—

General harbor regulations: *Gazette* 26th August, 1915, p. 745; 4th January, 1917, p. 8; 21st August, 1919, p. 383; 21st April, 1921, p. 759; 23rd February, 1922, p. 641; 12th October, 1922, p. 834; 22nd March, 1923, p. 641; 25th October, 1923, p. 954; 25th June, 1925, p. 1213; 14th October, 1926, p. 923; 21st March, 1935, p. 877; 25th June, 1936, p. 1257; 13th August, 1936; p. 250; 15th July, 1937, p. 115; 12th March, 1942, p. 395; 22nd October, 1942, p. 682; 1st March, 1945, p. 340; 22nd January, 1948, p. 169; 9th December, 1948, p. 1747; 20th July, 1950, p. 159; 19th August, 1954, p. 375; 9th December, 1954, p. 1366; 20th September, 1956, p. 677; 5th September, 1957, p. 524; 19th March, 1959, p. 591; 23rd July, 1959, p. 242.

Moorings regulations: *Gazette* 12th December, 1918, p. 1309; 13th May, 1926, p. 1234; 11th June, 1925, p. 1135; 19th August, 1954, p. 375.

River Murray navigation regulations: *Gazette* 20th January, 1916, p. 94; 11th June, 1925, p. 1135; 15th January, 1942, p. 64; 20th June, 1946, p. 1099.

Pilotage regulations: *Gazette* 22nd April, 1915, p. 1001; 10th June, 1926, p. 1462; 5th May, 1927, p. 995; 4th July, 1929, p. 3; 19th August, 1954, p. 375; 20th September, 1956, p. 677.

Regulations for adjustments of compasses: *Gazette* 30th May, 1935, p. 1433.

Regulations for survey, &c., of vessels: *Gazette* 23rd June, 1921, p. 1318; 30th May, 1935, p. 1433; 8th August, 1935, p. 237; 19th August, 1954, p. 375.

Regulations for helm orders: *Gazette* 22nd December, 1932, p. 1188.

Wharfage regulations: *Gazette* 1st September, 1938, p. 472; 8th July, 1943, p. 28; 20th October, 1949, p 950; 19th August, 1954, p. 375; 28th April, 1955, p. 985; 14th July, 1955, p. 61; 25th February, 1960, p. 579.

Storage regulations: *Gazette* 7th March, 1918, p. 442; 23rd September, 1915, p. 925; 14th February, 1952, p. 389.

Haulage regulations: *Gazette* 6th July, 1916, p. 2; 13th September, 1951, p. 562; 19th August, 1954, p. 375; 20th January, 1955, p. 136.

Port dues regulations: *Gazette* 19th August, 1954, p. 375.

Tonnage rates regulations: *Gazette* 30th October, 1930, p. 892; 19th August, 1954, p. 375.

Flag and sound signals at Port Adelaide: *Gazette* 29th October, 1959, p. 1085.

Fishing and other boats at Port Pirie: *Gazette* 12th September, 1940, p. 567.

Miscellaneous regulations: *Gazette* 26th August, 1915, p. 744; 23rd September, 1915, p. 925; 20th January, 1916, p. 94; 23rd March, 1916, p. 570; 20th April, 1916, p. 827; 4th January, 1917, p. 7; 4th January, 1917, p. 8; 25th January, 1917, p. 203; 5th September, 1918, p. 565; 30th January, 1919, p. 232; 8th May, 1919, p. 832; 3rd July, 1919, p. 2; 2nd September, 1920, p. 528; 23rd June, 1921, p. 1318; 9th February, 1922, p. 524; 28th June, 1923, p. 1377; 27th November, 1924, p. 1405; 22nd April, 1926, p. 1088; 10th February, 1927, p. 298; 24th February, 1927, p. 400; 2nd June, 1927, p. 1216; 27th October, 1927, p. 1008; 5th September 1929, p. 570; 21st August, 1930, p. 350; 30th October, 1930, p. 895; 11th August, 1932, p. 235; 22nd December, 1932, p. 1188; 11th January, 1934, p. 42; 30th August, 1934, p. 428; 3rd November, 1938, p. 1214; 26th April, 1945, p. 603; 27th September, 1945, p. 516; 18th October, 1945, p. 568; 4th April, 1946, p. 536; 11th December, 1947, p. 1997; 30th April, 1953, p. 1012; 27th February, 1957, p. 289.

Rules of Court: *Gazette* 19th April, 1917, p. 639.

Hawkers Act, 1934-1948.

Regulations: *Gazette* 14th February, 1935, p. 523.

Health Act, 1935-1959.

Administration: Committed to the Minister of Health *Gazette* 28th February, 1952, p. 465.

s. 5a. Proclamation: *Gazette* 9th February, 1956, p. 223.

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.

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.

Model regulations for the guidance of local boards: *Gazette* 29th June, 1899, p. 1442.

General regulations: *Gazette* 25th November, 1948, p. 1593; 2nd April, 1953, p. 696; 28th January, 1954, p. 159; 10th June, 1954, p. 1138; 14th June, 1956, p. 1382.

Health Act, 1935-1959—*continued.*

Regulations under Part IXA : *Gazette* 16th September, 1954, p. 734.

Regulation under the Fees Regulation Act, 1927, relating to fees for examination of plans and inspection of bacteriolytic tanks : *Gazette* 24th November, 1927, p. 1226.

Hide, Skin, and Wool Dealers Act, 1915-1959.

Commencement of sections 4 and 6 of the Hide, Skin and Wool Dealers Act Amendment Act, 1959 : at 1st May, 1960, these sections had not been brought into operation.

Regulations : *Gazette* 26th November, 1936, p. 1150.

Highways Act, 1926-1955.

Commencement : 3rd February, 1927 ; *Gazette* 3rd February, 1927, p. 258.

Administration : Committed to the Minister of Local Government *Gazette* 10th February 1927, p. 297.

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, pp. 1379 and 1380 ; 4th January, 1940, p. 2 (republished 18th January, 1940, p. 70), 15th February, 1940, p. 369 ; 22nd February, 1940, pp. 409 and 410 ; 28th March, 1940, pp. 645 and 646 ; 8th August, 1940, pp. 222 and 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.

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.

Regulations as to the control of traffic, etc., at Birkenhead and Jervois Bridges : *Gazette* 8th November, 1945, p. 696.

Hire-Purchase Agreements Act, 1931.

Rules of Local Court under section 5 : *Gazette* 18th February, 1932, p. 312.

Holidays Act Amendment Act, 1958.

Commencement : 8th January, 1960 ; *Gazette* 17th December, 1959, p. 1504.

Homes Act, 1941-1958.

s. 10. Proclamation : 5th July, 1945, p. 1.

Regulations : *Gazette* 15th January, 1942, p. 67 ; 13th June, 1946, p. 1095 ; 16th June 1955, p. 1395.

Homestead Act, 1895-1935.

Regulations : *Gazette* 6th February, 1896, p. 289.

Honey Marketing Act, 1949-1959.

Commencement : 12th January, 1950 ; *Gazette* 12th January, 1950, p. 41.

s. 36a. Notice of affirmative result of poll : *Gazette* 14th June, 1956, p. 1426.

Regulations : *Gazette* 24th August, 1950, p. 467.

Hospitals Act, 1934-1959.

Commencement : 1st May, 1937; *Gazette* 25th March, 1937, p. 642.

Commencement of the 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 ; 1st March, 1934, p. 405 ; 9th August, 1934, p. 251 ; 24th September, 1936, p. 626 ; 3rd December, 1936, p. 1195 ; 1st July, 1937, p. 1 ; 26th January, 1939, p. 246 ; 16th March, 1939, p. 616 ; 17th August, 1939, p. 421 ; 11th February, 1954, p. 226.

s. 15. Proclamation : *Gazette* 21st November, 1912, p. 1093.

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 ; 19th December, 1929, p. 1307, 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.

Hospitals Act, 1934-1959—*continued.*

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; 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; 20th June, 1946, p. 1097; 31st July, 1952, p. 253; 2nd August, 1956, p. 257.

Proclamation of Her Majesty as to The Queen Elizabeth Hospital: *Gazette* 24th March, 1954, p. 615.

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, 1925, 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.

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 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* 14th January, 1960, p. 120.

Hospital Benefits Act, 1945.

Commencement: 17th January, 1946: *Gazette* 17th January, 1946, p. 71.

Hospital Benefits (Amending Agreement) Act, 1948.

Commencement: 17th February, 1949; *Gazette* 17th February, 1949, p. 403.

Housing Improvement Act, 1940-1958.

Commencement: 19th December, 1940; *Gazette* 19th December, 1940, p. 1551.

Administration: Committed to the Treasurer; *Gazette* 19th December, 1940, p. 1551.

s. 5. Proclamation committing execution of Act to the South Australian Housing Trust; 19th December, 1940, p. 1551.

s. 6. Proclamation: *Gazette* 19th May, 1949, p. 1212.

s. 49. Proclamation: *Gazette* 9th October, 1941, p. 713.

Regulations under section 6; *Gazette* 19th December, 1940, p. 1587.

Regulations as to standards of habitation: *Gazette* 29th May, 1941, p. 806; 8th January, 1942, p. 57; 25th September, 1952, p. 897.

Rules of Local Court: *Gazette* 10th July, 1941, p. 45; 13th August, 1959, p. 397.

Immigration Act, 1923-1937.

Administration: Committed to the Minister of Immigration *Gazette* 24th April, 1924, p. 973.

Regulations: *Gazette* 1st March, 1928, p. 454; 3rd May, 1928, p. 917.

Impounding Act, 1920-1947.

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 the Taxation Act, 1884, and its amendments: *Gazette* 22nd January, 1885, p. 203; 29th December, 1904, p. 1205; 24th December, 1908, p. 1257.

Regulations under the 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 the 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 the 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, 1923-1958.

Regulations : *Gazette* 13th November, 1924, p. 1316 ; 19th May, 1955, p. 1142.
Rules of Court under section 9 (3): *Gazette* 2nd October, 1924, p. 830.

Industrial Code, 1920-1959.

s. 269b. Proclamation of living wage : *Gazette* 11th June, 1959, p. 1195.
Rules of the Industrial Court : *Gazette* 24th August, 1944, p. 229 ; 20th September, 1945, p. 467.
Regulations : 10th October, 1957, p. 805 ; 17th July, 1958, p. 133.
Rules as to the Board of Industry : *Gazette* 21st October, 1954, p. 1030 ; 1st September, 1955, p. 493.
Regulations under the Fees Regulation Act, 1927, fixing charges for transcript of proceedings before the Board of Industry : *Gazette* 14th February, 1957, p. 228. Varying the fees for registration of factory, *Gazette* 1st October, 1959, p. 824.

Inebriates Act, 1908-1934.

Regulations : *Gazette* 26th October, 1911, p. 859 ; 8th August, 1912, p. 300 ; 7th January, 1915, p. 2.
Rules of Court : *Gazette* 26th October, 1911, p. 864 ; 14th February, 1957, p. 229.

Infectious Diseases Hospital Transfer Act, 1947.

s. 3. Notice fixing 1st April, 1948, as the "appointed day" : *Gazette*, 25th March, 1948, p. 644.
s. 8. Commencement : 16th September, 1948 ; *Gazette* 16th September, 1948, p. 1068.

Inflammable Oils Act, 1908-1954.

Commencement : 1st June, 1909 ; *Gazette* 4th March 1909, p. 444.
Administration : Committed to the Minister of Industry *Gazette*, 17th November, 1932, p. 953.
s. 46. Proclamation : *Gazette* 28th October, 1920, p. 1120.
General regulations : *Gazette* 31st January, 1952, p. 204 ; 19th July, 1956, p. 124.
Regulations under the Fees Regulation Act, 1927, varying fees and making other provision : *Gazette* 1st October, 1959, p. 818.

Institute of Medical and Veterinary Science Act, 1937-1944.

Commencement : 9th June, 1938 ; *Gazette* 9th June, 1938, p. 1270.
Regulations : *Gazette* 30th June, 1938, p. 1568 ; 22nd December, 1949, p. 1581 ; 4th October, 1956, p. 790.

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.
s. 3. Notices : *Gazette* 25th January, 1945, p. 91 ; 25th September, 1952, p. 899 ; 12th July, 1956, p. 120 ; 23rd August, 1956, p. 466.

Interstate Destitute Persons Relief Act, 1910-1958.

Commencement : 5th January, 1911 ; *Gazette* 5th January, 1911, p. 1.
s. 5. Proclamations : *Gazette* 23rd March, 1911, p. 499 ; 20th February, 1913, p. 343, 2nd October, 1913, p. 762 ; 5th August, 1915, p. 555 ; 21st July, 1921, p. 95.
Regulations : *Gazette* 27th April, 1911, p. 720 ; 14th June, 1956, p. 1386 ; 9th July, 1959, p. 53.

Irrigation Act, 1930-1946.

Commencement : 5th February, 1931 ; *Gazette* 5th February, 1931, p. 189.
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.
Regulations : *Gazette* 16th September, 1954, p. 707 ; 29th November, 1956, p. 1238.

Irrigation on Private Property Act, 1939-1958.

Commencement: 5th January, 1940: *Gazette* 4th January, 1940, p. 1.

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

Juries Act, 1927-1937.

Commencement: 6th January, 1928; *Gazette* 5th January, 1928, p. 1.

ss. 9 and 10. Proclamations: *Gazette* 28th September, 1950, p. 738; 29th November, 1956, p. 1231; 24th July, 1958, p. 187.

s. 77. Proclamation: *Gazette* 29th November, 1956, p. 1231.

Justices Act, 1921-1957.

Commencement: 26th July, 1922; *Gazette* 29th June, 1922, p. 1575.

Commencement of the Justices Act Amendment Act, 1957: 1st February, 1958: *Gazette* 19th December, 1957, p. 1529.

Rules of the Supreme Court as to appeals under Part VI: *Gazette* 13th December, 1956, p. 1329.

Rules made by the Governor under section 203: *Gazette* 27th February, 1930, p. 443; 3rd April, 1930, p. 650; 6th April, 1933, p. 552; 29th April, 1937, p. 947; 1st September, 1938, p. 499; 15th June, 1944, p. 718; 6th December, 1956, p. 1283; 19th December, 1957, p. 1540.

Regulations as to payment to witnesses and others for attendance at courts of summary jurisdiction: *Gazette* 7th January, 1954, p. 7.

Rules under the Maintenance Orders (Facilities for Enforcement) Act, 1922, and the Justices Act, 1921: *Gazette* 25th October, 1923, p. 953; 26th February, 1931, p. 374; 14th June, 1956, p. 1384.

Rules under the Licensing Act, 1932, and the Justices Act, 1921: *Gazette* 29th April, 1937, p. 945; 11th April, 1946, p. 653.

Juvenile Courts Act, 1941.

Commencement: 1st July, 1942; *Gazette* 18th June, 1942, p. 847.

Administration: Committed to the Attorney-General; *Gazette* 18th June, 1942, p. 847.

Land Agents Act, 1955-1959

Commencement: 1st May 1956; *Gazette* 19th April, 1956, p. 739.

Commencement of the Land Agents Act Amendment Act, 1959; 18th January, 1960; *Gazette* 14th January, 1960, p. 117.

Regulations: *Gazette* 19th April, 1956, p. 755; 30th April, 1959, p. 921; 3rd March, 1960, p. 680.

Landlord and Tenant Act, 1936.

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 645.

Landlord and Tenant (Control of Rents) Act, 1942-1959.

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* 29th January, 1959, p. 221.

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, 1944-1959,

Regulations: *Gazette* 20th December, 1951, p. 1568; 11th March, 1954, p. 517; 4th July, 1957, p. 5; 14th May, 1959, p. 1028.

Land Tax Act, 1936-1952.

Commencement: 7th January, 1937; *Gazette* 7th January, 1937, p. 1.

ss. 45 and 48. Proclamations: 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.

Regulations: *Gazette* 2nd April, 1953, p. 699.

Law of Property Act, 1936-1958.

Commencement: 1st November, 1937; *Gazette* 25th March, 1937, p. 646.
Regulations: *Gazette* 13th February, 1947, p. 681.

Legal Practitioners Act, 1936-1948.

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 645.
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.

Levi Park Act, 1948.

s. 7. Notice: *Gazette* 27th January, 1949, p. 191.
By-laws: *Gazette* 26th November, 1953, p. 1339.

Libraries and Institutes Act, 1939-1950.

Commencement: 1st February, 1940; *Gazette* 18th January, 1940, p. 69.
s. 36. Proclamations: 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; 25th 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, 1951, 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.
Regulations relating to the Public Library and other premises: *Gazette* 5th December, 1940, p. 1288; 14th February, 1946, p. 241; 21st January, 1954, p. 127.
Regulations relating to the lending of books from the Public Library: *Gazette* 14th February, 1946, p. 239; 20th July, 1950, p. 164; 10th October, 1957, p. 793.
Regulations relating to the Institutes Association: *Gazette* 6th October, 1910, p. 714; 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.

Licensing Act, 1932-1954.

Commencement: 8th December, 1932; *Gazette* 8th December, 1932, p. 1079.
s. 5. Order: *Gazette* 11th October, 1917, p. 852.
s. 114. Proclamations: *Gazette* 26th May, 1932, p. 963; 8th June, 1933, p. 974; 29th June, 1933, p. 1093; 10th August, 1939, p. 352; 15th May, 1958, p. 1273.
s. 223. Proclamation: *Gazette* 28th July, 1938, p. 166.
s. 230. For table of resolutions carried at local option polls prior to 26th April, 1937, see the footnote in Volume 4, p. 502 of the South Australian Statutes, 1837-1936. Notices of subsequent resolution: *Gazette* 8th June, 1944, p. 702 (Hindmarsh, Norwood and Semaphore districts); 20th March, 1947, p. 889 (Adelaide and Murray districts); 23rd March, 1950, p. 662 (Semaphore and Port Pirie Districts); 30th March, 1950, p. 684 (Stuart and Glenelg Districts); 9th April, 1953, p. 896 (Semaphore, Glenelg, Prospect, Port Pirie, Goodwood, Albert, Port Adelaide, and Murray Districts); 14th July, 1955, p. 119 (Albert Park, Bordertown, Brighton, Burnside, Edwardstown, Glandore, Henley Beach, Keswick, Kingscote, Lockleys, Loxton, Mount Gambier, Nailsworth, Northfield, Peterborough, Plympton, Port Pirie, Renmark, Salisbury, Tailem Bend, Tarcoola and Whyalla districts); 17th July, 1958, p. 163 (Adelaide, Beltana, Clarence Gardens, Edwardstown, Gawler, Glenelg, Hindmarsh, Loxton, Magill, Mitcham, Morphett Vale, Mount Gambier, Port Augusta, Port Lincoln, Renmark and St. Kilda.)
Regulations as to polls under section 62: *Gazette* 22nd December, 1932, p. 1187.
Regulation as to permits under section 150a; *Gazette*, 11th April, 1946, p. 653.
Regulations under section 189 as to declarations by *bona fide* travellers: *Gazette* 6th February, 1936, p. 302.
Regulations under section 195 as to declarations by *bona fide* lodgers: *Gazette* 17th December, 1931, p. 1118.
Regulations under section 197a as to permits to sell liquor in restaurants: *Gazette* 30th January, 1936, p. 271.
Regulations under section 199 as to permits to sell or consume liquor on special occasions: *Gazette* 29th April, 1937, p. 945.

Licensing Act, 1932-1954—*continued.*

Regulations under section 235 amending the regulations as to local option polls and contained in schedule W: *Gazette* 10th March, 1955, p. 549; 31st March, 1955, p. 757.

Regulations as to proof of notices: *Gazette* 14th October, 1937, p. 1027.

Regulations as to licensing districts: *Gazette* 28th July, 1938, p. 168.

Regulations under the Fees Regulation Act, 1927, as to the fees payable under section 30, 71 (3), 134 (3), 150a and 199 of the Licensing Act and for certain licences: *Gazette* 20th September, 1956, p. 629; 30th January, 1958, p. 162.

Life Assurance Companies Act, 1936-1952.

Regulations: *Gazette* 27th June, 1889, p. 1800; 2nd October, 1941, p. 676.

Lifts Regulation Act, 1908-1934.

Regulations: *Gazette* 21st November, 1935, p. 1273; 15th August, 1957, p. 368; 1st October, 1959, p. 821.

Liquid Fuel Act, 1941.

Commencement: At 1st May, 1960, this Act had not been brought into operation.

Liquid Fuel Act, 1949.

Regulations: *Gazette* 10th November, 1949, p. 1197.

Liquid Fuel (Rationing Orders); No. 1, *Gazette* 15th November, 1949, p. 1221; No. 2, *Gazette* 15th November, 1949, p. 1222.

Loans for Fencing and Water Piping Act, 1938-1952.

Commencement: 1st February, 1939; *Gazette* 19th January, 1939, p. 121.

s. 13 (7). Notice: *Gazette* 4th December, 1958, p. 1556.

Loans to Producers Act, 1927-1952.

Regulations: *Gazette* 21st July, 1927, p. 126; 6th March, 1930, p. 484; 8th April, 1948, p. 768.

Local Courts Act, 1926-1959.

Commencement: 7th March, 1927; *Gazette* 10th February, 1927, p. 297.

Commencement of the Local Courts Act Amendment Act, 1956; 18th March, 1957; *Gazette* 14th March, 1957, p. 519.

s. 8. Proclamations: *Gazette* 12th February, 1948, p. 359; 14th September, 1950, p. 654; 6th November, 1952, p. 1199; 22nd January, 1953, p. 71; 16th April, 1953, p. 923; 26th November, 1953, p. 1307; 21st October, 1954, p. 1027; 18th November, 1954, p. 1205; 9th December, 1954, p. 1365; 20th January 1955, p. 135; 22nd December, 1955, p. 1503; 28th June, 1956, p. 1615; 23rd August, 1956, p. 398; 30th August, 1956, p. 470; 6th December, 1956, p. 1277; 24th January, 1957, p. 94; 21st February, 1957, p. 287; 4th April, 1957, p. 650; 5th December, 1957, p. 1360; 5th December, 1957, p. 1361; 9th January, 1958, p. 34; 4th September, 1958, p. 748; 18th December, 1958, p. 1635; 19th November, 1959, p. 1232; 25th January, 1960, p. 575.

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.

General rules of Court: *Gazette* 4th August, 1952, p. 317; 17th December, 1953, p. 1460; 8th December, 1955, p. 1290; 26th January, 1956, p. 132; 14th March, 1957, p. 545.

Rules of Court as to bailiffs' fees: *Gazette* 20th October, 1932, p. 802.

Rules of Court as to practitioner's costs: *Gazette* 17th December, 1953, p. 1460.

Rules of Court as to appeals under the Bailiffs and Inquiry Agents Licensing Act, 1945: *Gazette* 9th May, 1946, p. 887.

Rules of Court as to appeals under section 21a of the Bush Fires Act, 1933-1955: *Gazette* 13th September, 1956, p. 582.

Rules of Court under section 13 of the Firearms Act, 1958: *Gazette* 17th September, 1959, p. 708.

Rules of Court as to applications under section 5 of the Hire-Purchase Agreements Act, 1931: *Gazette* 18th February, 1932, p. 312.

Rules of Court as to appeals under the Housing Improvement Act, 1940: *Gazette* 10th July, 1941, p. 45; 13th August, 1959, p. 397.

Rules of Court as to appeals and other matters under the 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 as to procedure under the Landlord and Tenant (Rent Reduction) Act, 1932-1936: *Gazette* 22nd December, 1932, p. 1209.

Rules of Court in respect of section 309 of the Local Government Act, 1934; *Gazette* 4th November, 1948, p. 1425.

Rules of Court in respect of section 666b of the Local Government Act, 1954: *Gazette* 3rd July, 1958, p. 7.

Regulations as to applications under section 10 of the Marine Stores Act, 1898-1936; *Gazette* 22nd June, 1899, p. 1357.

Local Courts Act, 1926-1959—*continued.*

Rules of Court as to applications under the Mortgagors Relief Act, 1931-1936: *Gazette* 28th January, 1932, p. 158.

Rules of Court as to proceedings under the National Security (Landlord and Tenant) Regulations: *Gazette* 20th September, 1945, p. 487.

Rules of Court in aid of the National Security (War Service Moratorium) Regulations: *Gazette* 26th June, 1941, p. 926; 4th October, 1945, p. 528; 15th August, 1946, p. 302.

Rules of Court as to appeals against refusal of drivers' licences under the Road Traffic Act, 1934-1938: *Gazette* 4th March, 1937, p. 484.

Regulations as to applications to Local Courts under the Second-hand Dealers Act, 1919-1934: *Gazette* 26th March, 1936, p. 705.

Rules of Court as to appeals under section 53 or section 96 of the South-Eastern Drainage Act 1931-1947: *Gazette* 5th May, 1932, p. 779.

Rules of Court under the Warehousemen's Liens Act, 1941: *Gazette* 26th March, 1942, p. 477.

Rules of Court under the Workmen's Compensation Act, 1932-1938: *Gazette* 4th May, 1933, p. 723; 2nd July, 1942, p. 22.

Regulations under the Workmen's Liens Act, 1893-1936: *Gazette* 21st February, 1895 p. 453.

Rules of the Supreme Court as to Local Court appeals: *Gazette* 31st March, 1927, p. 745; rules dated 6th February, 1928 (not published in the *Gazette*); 22nd March, 1934, p. 853; 4th November, 1937, p. 1230.

Local Government Act, 1934-1959.

Commencement: 2nd November, 1934: *Gazette* 25th October, 1934, p. 845.

Administration: Committed to the Minister of Local Government *Gazette* 25th October, 1934, p. 845.

s. 48. Proclamations: *Gazette* 23rd December, 1943, p. 810; 11th April, 1946, p 573; 21st November, 1946, p. 1279; 20th April, 1950, p. 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 January, 1960, p. 575.

s. 74. Proclamations: *Gazette* 18th May, 1939, p. 1206; 20th February, 1947, p. 685; 9th April, 1953, p. 895; 24th November, 1955, p. 1185.

s. 163b. Notice: *Gazette* 28th September, 1939, p. 868.

s. 179. Proclamations: *Gazette* 8th August, 1908, p. 249; 25th February, 1909, p. 387; 22nd December, 1910, p. 1300; 12th January, 1911, p. 45; 19th January, 1911, p. 95; 28th December, 1911, p. 1360; 28th March, 1912, p. 585; 17th April, 1913, p. 725; 26th June, 1913, p. 1343; 13th July, 1922, p. 54; 25th March, 1926, p. 866; 11th August, 1927, p. 347; 18th August, 1927, p. 411; 8th September, 1927, p. 599; 22nd September, 1927, p. 713; 18th October, 1928, p. 874; 15th November, 1928, p. 1053; 24th December, 1930, p. 1293; 22nd August, 1946, p. 308; 24th August, 1950, p. 462; 24th May, 1951, p. 1121; 28th June, 1951, p. 1373; 28th June, 1951, p. 1373; 2nd October, 1952, p. 939; 24th June, 1954, p. 1238; 30th August, 1956, p. 469; 8th November, 1956, p. 1041; 20th February, 1958, p. 627; 26th June, 1958, p. 1980; 21st August, 1958, p. 443; 4th September, 1958, p. 748; 9th July, 1959, p. 49; 3rd September, 1959, p. 564; 3rd March, 1960, p. 644.

s. 495. Proclamations: *Gazette* 21st September, 1922, p. 675; 31st July, 1924, p. 226; 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.

s. 601. Proclamation: 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; 28th April, 1955, p. 984; 28th April, 1955, pp. 984-985; 14th July, 1955, p. 59; 11th August, 1955, p. 290; 10th November, 1955, pp. 1057-1058; 22nd December, 1955, p. 1503; 22nd December, 1955, p. 1504; 9th May, 1957, p. 877; 27th June, 1957, p. 1563; 23rd January, 1958, p. 121; 30th January, 1958. p. 159; 6th February, 1958, p. 489; 20th February, 1958, p. 627; 7th April, 1960, p. 987.

s. 647. Proclamation: *Gazette* 3rd May, 1894, p. 1009.

s. 871t. Proclamation: *Gazette* 19th February, 1959, p. 349.

Regulations relating to Local Government Auditors' Certificates: *Gazette* 20th February, 1936, p. 459; 15th January, 1959, p. 71.

Regulations as to qualifications of officers: *Gazette* 13th October, 1938, p. 1023; 16th March, 1939, p. 670; 22nd August, 1940, p. 400; 16th November, 1944, p. 704; 16th May, 1946, p. 895; 24th October, 1946, p. 1113: 12th February, 1959, p. 281; 8th October, 1959, p. 875.

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.

Regulations relating to cemeteries generally: *Gazette* 5th October, 1944, p. 444; 15th February, 1951, p. 335.

Local Government Act, 1934-1959—*continued.*

Regulations relating to the West Terrace Cemetery: *Gazette* 2nd October, 1930, p. 662; 31st October, 1940, p. 960; 5th February, 1942, p. 237.

Rules as to appeals by clerks: *Gazette* 27th March, 1947, p. 925.

Rules of the Local Court in respect of section 309: *Gazette* 4th November, 1948, p. 1425.

Rules of the Local Court in respect of notices for removal of unsightly chattels and structures *Gazette* 3rd July, 1958, 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. I.); 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).

Local Government (City of Enfield Loan) Act, 1953.

Administration: Committed to the Minister of Local Government *Gazette* 14th January, 1954, p. 57.

Local Government (Forestry Reserves) Act, 1944.

Administration: Committed to the Minister of Forests *Gazette* 25th January, 1945, p. 86.

Long Service Leave Act, 1957.

Commencement: 21st November, 1957: *Gazette* 21st November, 1957, p. 1198.

Administration: Committed to the Minister of Industry and Employment: *Gazette* 21st November, 1957, p. 1198.

Regulations: *Gazette* 2nd April, 1959, p. 698.

Lottery and Gaming Act, 1936-1956.

Commencement of the Lottery and Gaming Act Amendment Act (No. 2), 1938; 19th December, 1938: *Gazette* 15th December, 1938, p. 1497.

Commencement of the Lottery and Gaming Act Amendment Act (No. 1), 1950: 1st December, 1950: *Gazette* 30th November, 1950, p. 1301.

ss. 32 and 32a. Proclamations: *Gazette* 13th February, 1936, p. 398; 12th March, 1936, p. 593; 23rd July, 1936, p. 109; 24th December, 1936, p. 1321; 18th February, 1937, p. 334; 21st October, 1937, p., 1053; 13th April, 1939, p. 887; 9th September, 1948, p. 955; 28th October, 1948, p. 1345; 9th December, 1948, p. 1744; 7th July, 1949, p. 1; 5th January, 1950 p. 2; 5th March, 1953, p. 398; 9th December, 1954, p. 1364; 10th March, 1955, p. 551; 31st May, 1956, p. 1064; 23rd August, 1956, p. 398.

s. 42. Directions as to procedure: *Gazette* 31st January, 1946, p. 194.

Rules and regulations as to the totalizator: *Gazette* 27th May, 1937, p. 1207; 7th December; 1939, p. 1556. (These rules and regulations are reprinted in Volume 5, pp. 455-458 of the South Australian Statutes, 1837-1936, and in the 1938 volume, pp. 427-430 and with the amendments made in 1939, in the 1950 volume, pp. 273-277); 26th July, 1951, p. 212; 18th February, 1960, p. 557.

Regulations as to betting tickets: *Gazette* 20th December, 1933, p. 1231; 6th March, 1941, p. 337; 2nd June, 1955, p. 1269.

Rules as to bookmakers: *Gazette* 13th February, 1947, p. 651; 23rd September, 1948, p. 1147; 2nd December, 1948, p. 1686; 21st July, 1949, p. 208; 28th July, 1949, p. 280; 1st December, 1949, p. 1361; 30th November, 1950, p. 1311; 18th December, 1952, p. 1593; 24th December, 1952, p. 1648; 12th March, 1953, p. 515; 30th July, 1953, p. 409; 8th April, 1954, p. 710; 1st July, 1954, p. 16; 8th July, 1954, p. 63; 29th July, 1954, p. 228; 24th February, 1955, p. 426; 7th April, 1955, p. 816; 28th July, 1955, p. 246; 10th January, 1957, p. 45; 21st February, 1957, p. 289; 12th December, 1957, p. 1469; 17th April, 1958, p. 1087.

Rules under section 22a: *Gazette* 28th April, 1955, p. 990.

Lower River Broughton Irrigation Trust Act, 1938-1940.

Commencement: 2nd February, 1939: *Gazette* 2nd February, 1939, p. 334.

Administration: Committed to the Commissioner of Public Works *Gazette* 16th February 1939, p. 422.

ss. 7 and 8. Proclamation: *Gazette* 20th July, 1939, p. 114.

Maintenance Act, 1926-1958.

Commencement: 7th April, 1927; *Gazette* 7th April, 1927, p. 791.

Maintenance Act, 1926-1958—*continued.*

s. 152. Proclamations: *Gazette* 11th June, 1891, p. 1582; 2nd April, 1896, p. 731; 20th January, 1898, p. 81; 9th October, 1947, p. 1034; 5th November, 1959, p. 1106.

s. 153. Proclamations: *Gazette* 3rd August, 1922, p. 217; 17th December, 1942, p. 1150; 9th October, 1947, p. 1033.

Regulations: *Gazette* 24th February, 1927, p. 400; 7th April, 1927, p. 793; 15th April, 1943, p. 495; 1st November, 1945, p. 673; 2nd May, 1946, p. 837; 10th February, 1949, p. 336; 3rd March, 1949, p. 537; 3rd August, 1950, p. 226; 25th October, 1951, p. 1003; 23rd April, 1953, p. 971; 31st January, 1957, p. 148; 12th December, 1957, p. 1470.

Maintenance Orders (Facilities for Enforcement) Act, 1922-1955.

Commencement of sections 4(*a*), 5(*a*) and 6 of the Maintenance Order (Facilities for Enforcement) Act Amendment Act, 1955: At 1st May, 1960, these sections had not been brought into operation.

s. 12. Proclamations: *Gazette* 7th December, 1922, p. 1458; 24th May, 1923, p. 1140; 20th March, 1924, p. 711; 12th November, 1925, p. 1298; 12th November, 1925, p. 1299; 17th December, 1925, p. 1606; 17th December, 1925, p. 1607; 24th December, 1925, p. 1661; 7th July, 1927, p. 1; 29th November, 1928, p. 1138; 15th November, 1929, p. 401; 10th April, 1941, p. 521; 10th December, 1942, p. 1124; 17th December, 1942, p. 1150; 9th December, 1948, p. 1743; 5th October, 1950, p. 797; 20th November, 1952, p. 1330; 4th February, 1954, p. 191; 17th June, 1954, pp. 1195-1196; 25th November, 1954, p. 1259; 21st April, 1955, p. 900; 19th April, 1956, p. 740; 27th September, 1956, p. 689; 20th December, 1956, p. 1375; 28th August, 1958, p. 518; 21st January, 1960, p. 193; 28th January, 1960, p. 265.

Rules made under the above Act, and the Justices Act, 1921: *Gazette* 25th October, 1923, p. 953; 26th February, 1931, p. 374; 14th June, 1956, p. 1384.

Rules of Court made under the above Act, and the Supreme Court Acts, 1878 and 1926: *Gazette* 16th February, 1928, p. 316.

Manufacturing Industries Protection Act, 1937.

Administration: Committed to the Minister of Industry and Employment *Gazette* 17th February, 1938, p. 357.

s. 3. Proclamations: *Gazette* 5th May, 1938, p. 938; 11th August, 1938, p. 273; 20th April, 1939, p. 915.

Margarine Act, 1939-1957.

Regulations: *Gazette* 29th February, 1940, p. 490; 8th January, 1942, p. 55.

Marine Act, 1936-1957.

Commencement: 1st July, 1937; *Gazette* 25th March, 1937, p. 641.

Administration: Committed to the Minister of Marine *Gazette* 25th March, 1937, p. 641.

Regulations and rules made under the Marine Board and Navigation Acts, 1881-1933, and the Marine Act, 1936:—

River Murray navigation: *Gazette* 30th October, 1884, p. 1641; 26th January, 1893, p. 157; 4th October, 1906, p. 714; 15th January, 1942, p. 64; 20th June, 1946, p. 1099.

Adjustment of compasses: *Gazette* 9th August, 1900, p. 367; 30th May, 1935; p. 1433.

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.

Examination of masters and mates: *Gazette* 14th May, 1959, p. 1030.

Examination of engineers: *Gazette* 16th October, 1902, p. 763; 16th July, 1908, p. 95; 17th March, 1949, p. 654.

Court of Survey (Rules): *Gazette* 19th November, 1885, p. 1328.

Court of Marine Inquiry (Rules): *Gazette* 27th February, 1936, p. 506.

Dangerous goods: *Gazette* 20th July, 1950, p. 159; 24th July, 1952, p. 178.

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. 1002.

The Marine Stores Act, 1898-1958.

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.

Regulations under the Fees Regulation Act, 1927, as to fee for dealer's licence: *Gazette* 24th November, 1927, p. 1227.

Marketing of Eggs Act, 1941-1959.

Regulations: *Gazette* 4th June, 1942, p. 818; 18th December, 1947, p. 2219.

The Markets Clauses Act, 1870-1956.

s. 49. Proclamation: *Gazette* 24th October, 1889, p. 1584.

Marriage Act, 1936-1957.

Commencement: 1st May, 1937; *Gazette* 28th January, 1937, p. 187.
Commencement of the Marriage Act Amendment Act, 1957: 1st March, 1958: *Gazette* 9th January, 1958, p. 34.
Administration: Committed to the Chief Secretary *Gazette* 18th February, 1937, p. 334.
Regulations: *Gazette* 22nd March, 1951, p. 647.

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.

Medical Practitioners Act, 1919-1955.

s. 30a. Proclamation: *Gazette* 12th July, 1956, p. 58.
Regulations: *Gazette* 29th April, 1920, p. 1137; 26th May, 1921, p. 1111.

Mental Health Act, 1935-1959.

Commencement: 2nd January, 1936; *Gazette* 2nd January, 1936, p. 1.
Commencement of Part VIIA: 1st January, 1942; *Gazette* 17th July, 1941, p. 83.
Administration: Committed to the Chief Secretary *Gazette* 5th March, 1936, p. 537.
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.
s. 16. Proclamation: *Gazette* 24th October, 1940, p. 841.
s. 122. Proclamations: *Gazette* 21st January, 1915, p. 127; 26th October, 1922, p. 941; 6th November, 1952, p. 1200; 16th June, 1955, p. 1391.
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, 1935, 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.
Rules of Court: *Gazette* 3rd September, 1914, p. 585.

Metropolitan and Export Abattoirs Act, 1936-1958.

Commencement: 1st April, 1937; *Gazette* 25th March, 1937, p. 646.
Commencement of the Metropolitan and Export Abattoirs Act Amendment Act, 1956 6th February, 1957: *Gazette* 24th January, 1957, p. 94.
Regulations: *Gazette* 28th August, 1952, p. 627; 9th April, 1953, p. 922; 25th March, 1954, p. 621; 24th June, 1954, p. 1240; 30th June, 1955, p. 1550; 26th July, 1956, p. 255; 18th April, 1957, p. 752; 10th July, 1958, p. 64; 25th September, 1958, p. 926; 18th December, 1958, p. 1638; 2nd July, 1959, p. 4.

Metropolitan Drainage Act, 1935.

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, 1946-1957.

Commencement of Part III: 2nd October, 1947; *Gazette* 2nd October, 1947, p. 970.
Commencement of the Metropolitan Milk Supply Act Amendment Act, 1957: 6th March, 1958; *Gazette* 6th March, 1958, p. 757.
s. 18. Notices: *Gazette* 20th December, 1951, p. 1622; 10th December, 1953, p. 1443.
s. 28. Notice: *Gazette* 2nd October, 1947, p. 1002.

Metropolitan Milk Supply Act, 1946-1957—*continued.*

s. 31. Notice: *Gazette* 2nd October, 1947, p. 1002.

Regulations fixing the price of milk: *Gazette* 3rd December, 1959, p. 1397.

Regulations fixing the price of cream: *Gazette* 9th May, 1957, p. 888; 2nd July, 1959, p. 4.

Regulations as to herd testing, etc.: *Gazette* 3rd September, 1953, p. 694.

Regulations as to zoning: *Gazette* 28th February, 1957, p. 469; 12th December, 1957, p. 1472; 12th March, 1959, p. 545.

Regulations defining the metropolitan area: *Gazette* 6th March, 1958, p. 762; 10th September, 1959, p. 686.

General regulations: *Gazette* 13th November, 1947, p. 1649; 17th February, 1949, p. 437; 9th August, 1951, p. 293; 18th December, 1952, p. 1548; 4th April, 1957, p. 675; 12th March, 1959, p. 545; 6th August, 1959, p. 339.

Metropolitan Taxi-Cab Act, 1956-1957.

Administration: Committed to the Minister of Local Government, *Gazette* 20th December, 1956, p. 1374.

s. 3. Proclamation: 19th March, 1959, p. 587.

s. 25. Proclamation of 1st April, 1958, as the proclaimed day: *Gazette* 28th November, 1957, p. 1277.

Regulations under section 4: *Gazette* 7th February, 1957, p. 182.

General regulations: *Gazette* 27th March, 1958, p. 929; 5th June, 1958, p. 1785; 5th March, 1959, p. 492; 24th September, 1959, p. 772; 3rd March, 1960, p. 683.

The Metropolitan Transport Advisory Council Act, 1954-1957.

Administration: Committed to the Minister of Railways *Gazette* 20th January, 1955, p. 134.

Mines and Works Inspection Act, 1920-1955.

Commencement: 20th January, 1921; *Gazette* 20th January, 1921, p. 106.

Administration: Committed to the Minister of Mines *Gazette* 17th March, 1921, p. 537.

Regulations: 5th December, 1957, p. 1375; 21st August, 1958, p. 445; 5th March, 1959, p. 492; 29th October, 1959, p. 1035.

Mining Act, 1930-1958.

Regulations: 16th October, 1947, p. 1139; 9th September, 1948, p 970; 3rd June, 1954 p. 1100; 12th January, 1956, p. 44.

Mining (Petroleum) Act, 1940-1958

Commencement: 31st July, 1941; *Gazette* 31st July, 1941, p. 165.

Regulations: *Gazette* 31st July, 1941, p. 211.

Moneylenders Act, 1940.

Commencement: 1st April, 1941; *Gazette* 9th January, 1941, p. 11.

Administration: Committed to the Chief Secretary: *Gazette* 9th January, 1941, p. 12.

s. 5 (2). Proclamations: *Gazette* 31st July, 1958, p. 266; 3rd September, 1959, p. 564; 29th October, 1959, p. 1031.

Regulations: *Gazette* 27th March, 1941, p. 445.

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 Vehicles Act, 1959.

Commencement: 14th April, 1960; *Gazette* 14th April, 1960, p. 1039.

Regulations: *Gazette* 14th April, 1960, p. 1055.

Municipal Tramways Trust Act, 1935-1952.

s. 8. Proclamation of 2nd February, 1953, as "proclaimed day": *Gazette* 29th January 1953, p. 107.

By-laws: *Gazette* 24th December, 1958, p. 1546.

Regulations as to the election of members of the trust: *Gazette* 29th November, 1945, p. 812.

Museum Act, 1939.

Commencement: 1st February, 1940; *Gazette* 18th January, 1940, p. 69.
Regulations: *Gazette* 28th March, 1940, p. 672; 24th July, 1952, p. 179.

The National Park and Wild Life Reserves Act, 1891-1955.

s. 4a. Proclamation: *Gazette* 3rd May, 1956, p. 896.
By-laws: *Gazette* 17th July, 1947, p. 97; 30th September, 1948, p. 1168; 13th December, 1951, p. 1502; 6th November, 1952, p. 1201.

The National Pleasure Resorts Act, 1914-1935.

Administration: Committed to the Minister of Immigration *Gazette* 22nd May, 1924, p. 1141.
By-laws: *Gazette* 29th October, 1925, p. 1165.

Native Plants Protection Act, 1939.

Administration: Committed to the Minister of Afforestation; *Gazette* 10th October, 1940, p. 745.
s. 3. Proclamation: *Gazette* 10th October, 1940, p. 745.
Regulations: *Gazette* 1st August, 1946, p. 183.

Northern Areas and Whyalla Water Supply Act, 1940.

Commencement: 3rd October, 1940; *Gazette* 3rd October, 1940, p. 675.

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.

Notification of Births Act, 1926-1936.

Regulations: *Gazette* 22nd December 1927, p. 1611.

Noxious Insects Act, 1934-1955.

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.
Regulations: *Gazette* 10th January, 1935, p. 264; 3rd November, 1955, p. 999.

Noxious Trades Act, 1943-1955.

Commencement: 1st January, 1949: *Gazette* 9th December, 1948, p. 1744.
Administration: Committed to the Minister of Health: *Gazette* 17th February, 1944, p. 88.
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.

Nurses Registration Act, 1920-1959.

Commencement: 2nd May, 1921; *Gazette* 28th April, 1921, p. 939.
Commencement of the Nurses Registration Act Amendment Act, 1959: At 1st May, 1960, this Act had not been brought into operation.
Regulations as to the nomination of members of the board and duties of registrar: *Gazette* 7th February, 1924, p. 326.
Regulations relating to applications for registration: *Gazette* 2nd February, 1922, p. 472; 9th February, 1922, p. 524; 21st December, 1922, p. 1560; 20th September, 1951, p. 740; 8th November, 1956, p. 1047.
Regulations as to training and examination of nurses: *Gazette* 5th October, 1922, p. 783; 7th February, 1924, p. 324; 10th July, 1924, p. 56; 12th March, 1925, p. 434; 20th August, 1931, p. 306; 17th December, 1931, p. 1116; 7th July, 1932, p. 1 (disallowed *Gazette* 13th October, 1932, p. 744); 11th August, 1932, p. 238; 20th September, 1951, p. 740; 22nd July, 1954, p. 164; 12th May, 1955, p. 1105; 22nd December, 1955, p. 1544; 26th January, 1956, p. 129; 7th June, 1956, p. 1127; 9th August, 1956, p. 312; 8th November, 1956, p. 1047; 4th April, 1957, p. 652; 27th June, 1957, p. 1578; 21st November, 1957, p. 1201; 21st August, 1958, p. 446; 18th December, 1958, p. 1639; 30th April, 1959, p. 922.
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.
Regulations as to infectious diseases training: *Gazette* 19th August, 1943, p. 226.
Regulations as to special nursing certificates, etc.: *Gazette* 21st September, 1939, p. 856.
Regulations as to the practice of midwives: *Gazette* 7th February, 1924, p. 324.
Regulations relating to the wearing of badges: *Gazette* 15th July, 1926, p. 84; 6th December, 1956, p. 1280.
Regulations as to the form of consent to legal proceedings: *Gazette* 11th September, 1930, p. 531.

Offenders Probation Act, 1913-1953.

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.

Opticians Act, 1920-1949.

Commencement : 23rd June, 1921 ; *Gazette* 23rd June, 1921, p. 1315.
General regulations : *Gazette* 28th February, 1929, p. 470 ; 27th June, 1929, p. 1494 ; 5th September, 1929, p. 570 ; 8th March, 1934, p. 462 ; 4th April, 1940, p. 679 ; 28th March 1946 p. 529 ; 13th March 1947 p. 850 ; 4th December 1952 p. 1439 ; 19th May, 1955, p. 1142 ; 28th November, 1957, p. 1282 ; 7th April, 1960, p. 992.
Regulations under the 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.

Pastoral Act, 1936-1959.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 645.
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.

Pest Destroyers Act, 1919-1935.

Regulations : *Gazette* 18th October, 1934, p. 774 ; 31st January, 1935, p. 372.

Pharmacy Act, 1935-1952.

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.
Regulations under the 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, 1936-1948.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 645.

Physiotherapists Act, 1945-1955.

Commencement : 6th June, 1946 ; *Gazette* 6th June, 1946, p. 1021.
Administration : Committed to the Chief Secretary, *Gazette* 17th January, 1946, p. 71 ; 3rd October, 1946, p. 747.
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.

Pistol Licence Act, 1929.

Commencement : 1st January, 1930 ; *Gazette* 19th December, 1929, p. 1305.
Regulations : *Gazette* 5th December, 1929, p. 1216 ; 15th January, 1959, p. 72.

The Places of Public Entertainment Act, 1913-1955.

Administration : Committed to the Chief Secretary *Gazette* 11th December, 1913, p. 1679 ;
s. 4. Proclamations : *Gazette* 18th December, 1913, p. 1734 ; 15th July, 1915, p. 331 , 7th October, 1915, p. 1020 ; 8th February, 1917, p. 263 ; 9th May, 1918, p. 945 ; 24th October, 1918, p. 916 ; 21st August, 1919, p. 379 ; 24th August, 1922, p. 415 ; 24th May, 1923, p. 1137 ; 5th March, 1925, p. 390 ; 26th November, 1925, p. 1405 ; 18th March, 1926, p. 794 ; 30th September, 1926, p. 802 ; 27th September, 1928, p. 686 ; 19th September, 1929, p. 698 ; 6th August, 1931, p. 203 ; 19th April, 1934, p. 1057 ; 7th June, 1934, p. 1393 ; 1st November, 1934, p. 885 ; 13th December, 1934, p. 1186 ; 14th February, 1935, p. 463 ; 4th July, 1935, p. 1 ; 5th September, 1935, p. 517 ; 14th November, 1935, p. 1133 ; 13th February, 1936, p. 397 ; 18th March, 1937, p. 586 ; 9th September, 1937, p. 639 ; 9th November, 1939, p. 1259 ; 15th July, 1943, p. 53 ; 20th December, 1945, p. 909 ; 7th November, 1946, p. 1173 ; 23rd January, 1947, p. 475 ; 1st May, 1947, p. 1117 ; 16th September, 1948, p. 1068 ; 6th January, 1949, p. 1 ; 20th January, 1949, p. 114 ; 20th January, 1949, p. 114 ; 11th August, 1949, p. 357 ; 22nd March, 1956, p. 567 ; 10th January, 1957, p. 22 ; 31st January, 1957, p. 145 ; 31st October, 1957, p. 1007 ; 12th December, 1957, p. 1467 ; 6th March, 1958, p. 758 ; 15th May, 1958, p. 1274 ; 14th August, 1958, p. 385 ; 9th October, 1958, p. 1017 ; 6th November, 1958, p. 1251 ; 12th February, 1959, p. 277 ; 9th April, 1959, p. 748 ; 8th October, 1959, p. 871.
Regulations : *Gazette* 25th July, 1957, p. 209.

Police Offences Act, 1953-1958.

Commencement: 1st March, 1954: *Gazette* 28th January, 1954, p. 155.
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.

Police Pensions Act, 1954-1959.

Commencement: 16th December, 1954; *Gazette* 16th December, 1954, p. 1468.
Commencement of the Police Pensions Act Amendment Act, 1956: 1st January, 1957, *Gazette* 20th December, 1956, p. 1375.
Commencement of the Police Pensions Act Amendment Act, 1957: 1st December, 1957: *Gazette* 28th November, 1957, p. 1278.
General regulations: *Gazette* 19th December, 1929, p. 1307.
Regulations as to contributions of members on leave without pay: *Gazette* 10th October, 1935, p. 754; 18th January, 1940, p. 73.

Police Regulation Act, 1952-1959.

Commencement: 13th April, 1953; *Gazette* 2nd April, 1953, p. 634.
Commencement of the Police Regulation Act Amendment Act, 1955: 26th January, 1956, *Gazette* 26th January, 1956, p. 127.
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.

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.

Potato Marketing Act, 1948.

Commencement: 24th February, 1949; *Gazette* 24th February, 1948, p. 484.
s. 2. Notice of affirmative result of poll: *Gazette* 17th February, 1949, p. 467.
s. 6 (5). Notice: *Gazette* 4th June, 1953, p. 1388.
s. 12. Notices: *Gazette* 3rd November, 1949, p. 1156; 19th January, 1950, p. 105; 6th April, 1950, p. 758.
s. 20. Orders: Potato Marketing Orders: No. 1, *Gazette* 3rd November, 1949, p. 1156, No. 2, *Gazette* 6th July, 1950, p. 20; No. 3, *Gazette* 24th April, 1952, p. 887; No. 4; *Gazette* 11th February, 1954, p. 228. Potato Prices Orders: No. 18, *Gazette* 24th March, 1955, p. 688; No. 67, *Gazette* 28th November, 1957, p. 1286; No. 102, *Gazette* 28th April, 1960, p. 1219; No. 103, 28th April, 1960, p. 1219.
Regulations: *Gazette* 17th March, 1949, p. 649; 22nd September, 1949, p. 765; 26th January, 1950, p. 176; 12th August, 1954, p. 318.

Prevention of Cruelty to Animals Act, 1936-1954.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.

Prices Act, 1948-1959.

Commencement: 20th September, 1948; *Gazette* 16th September, 1948, p. 1067.
Administration: Committed to the Treasurer *Gazette* 16th September, 1948, p. 1067.
s. 5 (4). Notices: *Gazette* 20th September, 1948, p. 1119; 20th September, 1948, p. 1119; 7th October, 1948, p. 1218; 7th October, 1948, p. 1218; 16th November, 1948, p. 1503; 14th April, 1949, p. 941; 5th May, 1949, p. 1093; 12th May, 1949, p. 1149; 7th July, 1949, p. 5; 22nd September, 1949, p. 764; 17th August, 1950, p. 329; 12th October, 1950, p. 863; 18th January, 1951, p. 76; 31st May, 1951, p. 1187; 25th October, 1951, p. 1004; 17th July, 1952, p. 125; 20th November, 1952, p. 1332; 11th March, 1954, p. 518; 17th January, 1957, p. 56; 9th January, 1958, p. 36; 15th January, 1959, p. 93; 10th March, 1960, p. 712.
s. 12 (2). Notices: *Gazette* 20th January, 1949, p. 117; 20th January, 1949, p. 120; 4th August, 1949, p. 302; 4th August, 1949, p. 305; 22nd March, 1951, p. 650; 5th April, 1951, p. 745; 9th August, 1951, p. 289; 6th September, 1951, p. 515; 6th September, 1951, p. 519; 6th September, 1951, p. 524; 6th December, 1951, p. 1401; 4th December, 1952, p. 1438; 26th March, 1953, p. 596; 2nd April, 1953, p. 648; 17th September, 1953, p. 772; 28th July, 1955, p. 211; 14th June, 1956, p. 1425; 27th June, 1957, p. 1572; 25th September, 1958, p. 933; 16th July, 1959, p. 195.
s. 19. Proclamations of declared goods and services: *Gazette* 20th September, 1948, p. 1115; 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; 14th April, 1949, p. 940; 14th April, 1949, p. 940; 16th June, 1949, p. 1787; 23rd June, 1949, p. 1815; 30th June, 1949,

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p. 1867; 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. 799; 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, 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.

ss. 21 and 24. Orders fixing maximum prices of declared goods and declared services:—

Admission to cinemas: *Gazette* Prices Order No. 479, 22nd April, 1954, p. 812.

Aerated waters: *Gazette* Prices Order No. 148, 22nd March, 1951, p. 654. *See also* Non-intoxicating drinks.

Attache cases. *See* Kit bags.

Automotive greases: *Gazette* Prices Order No. 439, 3rd September, 1953, p. 717.

Bacon and ham: *Gazette* Prices Order No. 641, 30th January, 1958, p. 164.

Bags. *See* Kit bags: Secondhand bags and sacks.

Baling wire, galvanized fencing wire, and galvanized wire netting (manufactured in the Commonwealth of Australia): *Gazette* Prices Orders No. 337, 24th July, 1952, p. 183: No. 372, 9th October, 1952, p. 998.

Barbed wire (imported): *See* Fencing wire, barbed wire, and wire netting (imported).

Barley: *Gazette* Prices Order No. 24, 7th April, 1949, p. 891.

Basic iron and steel products (imported): *Gazette* Prices Order No. 252, 22nd November, 1951, p. 1285.

Blankets and travelling rugs. *See* Woven woollen blankets and travelling rugs.

Boot and shoe repairs: *Gazette* Prices Order No. 705, 18th February, 1960, p. 541.

Bran and pollard: *Gazette* Prices Order No. 698, 3rd December, 1959, p. 1386.

Bread—

- Adelaide metropolitan area: *Gazette* Prices Order No. 700, 14th January, 1960, p. 123.
- beyond Adelaide metropolitan area: *Gazette* Prices Order No. 701, 14th January, 1960, p. 125.
- rye bread—Adelaide metropolitan area: *Gazette* Prices Order No. 530, 21st July, 1955, p. 139.
- wrapped, sales by retail: *Gazette* Prices Order No. 702, 14th January, 1960, p. 122.

Breakfast foods (oats and oatmeal): *Gazette* Prices Order No. 559, 9th February, 1956, p. 228.

Bricks—

- Adelaide metropolitan area: *Gazette* Prices Order No. 712, 24th March, 1960, p. 843.
- building, cartage and delivery of: *Gazette* Prices Order No. 591, 20th December, 1956, p. 1384.
- cement. *See* Cement concrete building bricks.
- country areas: *Gazette* Prices Order No. 713, 24th March, 1960, p. 843.

Brooms, whisks, mops, brushes (domestic) and broom handles: *Gazette* Prices Order No. 539, 11th August, 1955, p. 292

Brown onions: *Gazette* Prices Order No. 78, 23rd February, 1950, p. 430.

Brushes. *See* Brooms

Builder's hardware: *Gazette* Prices Order No. 60, 17th October, 1949, p. 1011.

Butter: *Gazette* Prices Order No. 659, 3rd July, 1958, p. 13.

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Canned fruits: *Gazette* Prices Order No. 149, 29th March, 1951, p. 694.
Canned meats: *Gazette* Prices Orders No. 137, 22nd February, 1951, p. 405; No. 449, 22nd October, 1953, p. 1067.
Cement: *See* Imported cement: Portland cement.
Cement concrete building bricks and blocks: *Gazette* Prices Order No. 414, 26th March, 1953, p. 588.
Cheese. *See* Loaf cheese.
Chemists. *See* Compounding and dispensing drugs and chemicals: Ethical proprietary pharmaceutical preparations.
Chocolates and confectionery: *Gazette* Prices Order No. 297, 3rd April, 1952, p. 721.
Cigarettes. *See* Tobacco and cigarettes.
Cinemas. *See* Admission to cinemas.
Clothing and certain furnishings and household drapery sales by wholesale: *Gazette* Prices Order No. 209, 6th September, 1951, p. 516.
Clothing and household drapery—sales by retail: *Gazette* Prices Order No. 679, 14th May, 1959, p. 1036.
Clothing and household drapery—sales by wholesale: *Gazette* Prices Order No. 675, 19th March, 1959, p. 612.
Clothing, garments, etc., purchased or obtained from Richard Allen & Sons (1919), Pty., Ltd., and others: *Gazette* Prices Order No. 376, 16th October, 1952, p. 1058.
Compounding and dispensing drugs and chemicals: *Gazette* Prices Order No. 711, 24th March, 1960, p. 844.
Cooking and kitchen utensils: *Gazette* Prices Order No. 618, 19th September, 1957, p. 634.
Copper bars, blocks ingots, and pigs: *Gazette* Prices Order No. 448, 22nd October, 1953, p. 1081.
Copper, scrap. *See* Scrap copper.
Cornsacks. *See* New cornsacks.
Crockery, chinaware, earthenware, or glassware (imported): *Gazette* Prices Order No. 617, 19th September, 1957, p. 637.
Drinks. *See* Liquors: Non-intoxicating drinks.
Drugs. *See* Compounding and dispensing drugs and chemicals.
Eggs in shell—sales by retail: *Gazette* Prices Order No. 288, 14th February, 1952, p. 336.
Electrical installations: *Gazette* Prices Orders No. 569, 14th June, 1956, p. 1421; No. 687, 16th July, 1959, p. 195.
Ethical proprietary pharmaceutical preparations (including ethical prescription proprietaries): *Gazette* Prices Order No. 709, 3rd March, 1960, p. 691.
Exercise books. *See* School exercise books.
Feed wheat—
  Adelaide metropolitan area: *Gazette* Prices Order No. 699, 3rd December, 1959, p. 1387.
  Country areas: *Gazette* Prices Order No. 406, 12th February, 1953, p. 200.
Feltex and teprac floor coverings and other floor coverings of a similar and like nature: *Gazette* Prices Order No. 501, 19th August, 1954, p. 443.
Fencing posts—split gum: *Gazette* Prices Order No. 516, 10th February, 1955, p. 245.
Fencing wire. *See* Baling wire, etc.
Fencing wire, barbed wire, and wire netting (imported): *Gazette* Prices Order No. 234, 25th October, 1951, p. 1005.
Fertilizers: *Gazette* Prices Order No. 451, 29th October, 1953, p. 1103.
Fibrous plaster: *Gazette* Prices Order 441, 17th September, 1953, p. 771.
Firewood and mallee roots: *Gazette* Prices Order No. 626, 24th October, 1957, p. 982.
Firewood, industrial. *See* Industrial firewood.
Floor coverings. *See* Feltex.
Flour: *Gazette* Prices Order No. 697, 3rd December, 1959, p. 1388.
Footwear—
  sales by retail: *Gazette* Prices Order No. 688, 20th August, 1959, p. 454.
  materials used in the repair of. *See* Materials used in the repair of footwear.
Fruits, canned. *See* Canned fruits.
Funeral services: *Gazette* Prices Order No. 534, 28th July, 1955, p. 208.
Furniture—retail: *Gazette* Prices Order No. 139, 22nd February, 1951, p. 406.
Galvanized barbed wire (manufactured in the Commonwealth of Australia): *Gazette* Prices Orders No. 338, 24th July, 1952, p. 184; No. 355, 11th September, 1952, p. 799.
Galvanized fencing wire, barbed wire, and wire, netting (manufactured in the Commonwealth of Australia). *See* Baling wire.

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Galvanized iron, imported. See Imported galvanized iron.
Galvanized iron water tanks: *Gazette* Prices Order No. 693, 5th November, 1959, p. 1131.
Galvanized roofing nails: *Gazette* Prices Order No. 377, 16th October, 1952, p. 1060.
Galvanized steel pipe manufactured in the Commonwealth of Australia: *Gazette* Prices Order No. 707, 25th February, 1960, p. 627.
Garden hose. *See* Plastic garden hose: Rubber garden hose.
Glass jars and bottles (preserving): *Gazette* Prices Order No. 629, 14th November, 1957, p. 1122.
Golden syrup. *See* Goods—miscellaneous: Sugar, golden syrup and treacle.
Goods—Miscellaneous: *Gazette* Prices Order No. 533, 28th July, 1955, p. 213.
Goods (various): *Gazette* Prices Orders No. 114, 30th November, 1950, p. 1305; No. 203, 6th September, 1951, p. 521; No. 220, 11th October, 1951, p. 907.
Goods and services (general): *Gazette* Prices Orders No. 192, 9th August, 1951, p. 285; No. 219, 11th October, 1951, p. 907.
Grease. *See* Automotive greases.
Haircutting—Men and boys: *Gazette* Prices Order No. 527, 7th July, 1955, p. 7.
Hairdressing. *See* Ladies and girls hairdressing.
Ham. *See* Bacon and ham.
Handkerchiefs: *Gazette* Prices Order No. 152, 26th April, 1951, p. 926.
Handbags. *See* Travelware, handbags, purses and wallets.
Hand tools: *Gazette* Prices Order No. 43, 15th July, 1949, p. 161.
Hemlock. *See* Oregon and hemlock.
Hessian and Liverpool twill cloth: *Gazette* Prices Order No. 14, 20th January, 1949, p. 122.
Hides and skins (cattle, yearling and calf): *Gazette* Prices Order No. 419, 2nd April, 1953, p. 640.
Honey: *Gazette* Prices Order No. 544, 3rd November, 1955, p. 1039.
Ice—Adelaide metropolitan area: *Gazette* Prices Order No. 237, 1st November 1951, p. 1053.
Ice-cream—sales by retail: *Gazette* Prices Order No. 502, 19th August, 1954, p. 444.
Imported galvanized iron: *Gazette* Prices Order No. 178, 12th July, 1951, p. 60.
Imported Portland cement (grey): *Gazette* Prices Order No. 173, 5th July, 1951, p. 9.
Indian terra cotta roofing tiles: *Gazette* Prices Order No. 320, 12th June, 1952, p. 1296.
Industrial firewood: *Gazette* Prices Order No. 565, 5th April, 1956, p. 670.
Iron and steel products (imported). *See* Basic iron and steel products.
Jams and jellies: *Gazette* Prices Order No. 260, 29th November, 1951, p. 1334.
Kerosene—lighting and heating: *Gazette* Prices Order No. 706, 25th February, 1960, p. 626.
Kitbags, attache cases, satchels and the like—Sales by wholesale and retail: *Gazette* Prices Order No. 540, 11th August, 1955, p. 293.
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Ladies and girls hairdressing: *Gazette* Prices Order No. 535, 28th July, 1955, p. 208.
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Loaf cheese: *Gazette* Prices Order No. 660, 3rd July, 1958, p. 12.
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Malleable pipe fittings manufactured in the Commonwealth of Australia: *Gazette* Prices Order No. 680, 2nd July, 1959, p. 9.
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Meat. *See also* Bacon and ham: Pork.
Meats, canned. *See* canned meats.
Mild steel rods (reinforcing quality) manufactured in the Commonwealth: *Gazette* Prices Orders No. 251, 22nd November, 1951, p. 1285; No. 269, 6th December, 1951, p. 1404; No. 339, 24th July, 1952, p. 185.
Milk products. *See* Processed milk products.
Mineral lubricating oils: *Gazette* Prices Order No. 496, 5th August, 1954, p. 293.
Mops. *See* Brooms.
Motor spirit. *See* Petroleum and shale products.
Mouldings: *Gazette* Prices Order No. 442, 17th September, 1953, p. 773.
Nails, brads, clouts, and staples: *Gazette* Prices Order No. 361, 18th September, 1952, p. 849.

Prices Act, 1948-1958—*continued.*

Nails. *See* Galvanized roofing nails.
New Cornsacks: *Gazette* Prices Order No. 249, 15th November, 1951, p. 1193.
New tyres and tubes—sales by retail: *Gazette* Prices Orders No. 146, 15th March, 1951, p. 581; No. 185, 19th Ju y, 1951, p. 112; No. 226, 18th October, 1951, p. 965; No. 325, 19th June, 1952, p. 1328; No. 436, 6th August, 1953 p. 454; No. 570, 21st June, 1956, p. 1585.
Non-intoxicating drinks—sales by retail—Adelaide metropolitan area: *Gazette* Prices Order No. 674, 11th December, 1958, p. 1577.
Oatmeal. *See* Breakfast foods.
Oats. *See* Breakfast foods.
Onions. *See* Brown onions.
Oregon and hemlock: *Gazette* Prices Order No. 514, 16th December, 1954, p. 1475.
Paint: *Gazette* Prices Order No. 661, 10th July, 1958, p. 66.
Perambulators and baby carriages—sales by retail: *Gazette* Prices Order No. 275, 10th January, 1952, p. 46.
Petroleum and shale products—motor spirit: *Gazette* Prices Order No. 703, 21st January, 1960, p. 198.
Pig lead: *Gazette* Prices Order No. 369, 9th October, 1952, p. 998.
Pillows. *See* Mattresses and pillows.
Pipes. *See* Galvanized and black steel pipes: Goods—Miscellaneous: Malleable pipe fittings.
Plaster, fibrous. *See* Fibrous plaster.
Plastic garden hose: *Gazette* Prices Order No. 373, 16th October, 1952, p. 1059.
Plumbing charges: *Gazette* Prices Order No. 686, 16th July, 1959, p. 196.
Pollard. *See* Bran and pollard.
Pork: *Gazette* Prices Order No. 665, 7th August, 1958, p. 339.
Portland cement (grey) manufactured from imported materials: *Gazette* Prices Order No. 313, 5th June, 1952, p. 1245.
Portland cement (grey) manufactured in South Australia: *Gazette* Prices Order No. 490, 15th July, 1954, p. 110.
Portland cement (grey) manufactured in the Commonwealth of Australia (other than in South Australia): *Gazette* Prices Order No. 357, 18th September, 1952, p. 850.
Posts. *See* Fencing posts.
Potatoes: *Gazette* Prices Order No. 487, 8th July, 1954, p. 66.
Processed milk products: *Gazette* Prices Order No. 244, 15th November, 1951, p. 1193.
Purses. *See* Travelware, handbags, purses and wallets.
Radiata pine sawn timber: *Gazette* Prices Order No. 483, 22nd April, 1954, p. 811.
Radio receivers, radio gramophones and radiograms: *Gazette* Prices Order No. 138, 22nd February, 1951, p. 406.
Ready-made garments: *Gazette* Prices Orders No. 207, 6th September, 1951, p. 513; No. 240, 1st November, 1951, p. 1054.
Retreading and recapping: *Gazette* Prices Order No. 480, 15th April, 1954, p. 771.
Rice (polished): *Gazette* Prices Order No. 425, 4th June, 1953, p. 1379.
Roofing nails. *See* Galvanized roofing nails.
Rubber articles: *Gazette* Prices Order No. 107, 2nd November, 1950, p. 1070.
Rubber garden hose: *Gazette* Prices Order No. 454, 5th November, 1953, p. 1170.
Rye bread. *See* bread.
Sacks. *See* Secondhand bags and sacks: Secondhand wool sacks.
Safety matches: *Gazette* Prices Order No. 440, 17th September, 1953, p. 770.
Sago and tapioca: *Gazette* Prices Order No. 640, 2nd January, 1958, p. 1. *See also* Goods—Miscellaneous.
Salt, loose, fine: *Gazette* Prices Order No. 507, 14th October, 1954, p. 977.
Satchels. *See* Kitbags.
Sauce. *See* Tomato sauce.
Sawn Tasmanian timber: *Gazette* Prices Order No. 493, 29th July, 1954, p. 236.
School exercise books and the like—sales by retail: *Gazette* Prices Orders No. 533, 28th July, 1955, p. 213; No. 704, 21st January, 1960, p. 197.
Scrap copper: *Gazette* Prices Order No. 352, 4th September, 1952, p. 727.
Scrap lead: *Gazette* Prices Order No. 370, 9th October, 1952, p. 999.
Secondhand bags and sacks: *Gazette* Prices Order No. 322, 19th June, 1952, p. 1332
Secondhand wool sacks: *Gazette* Prices Order No. 180, 12th July, 1951, p. 61.
Services (general). *See* Goods and services.
Services (various): *Gazette* Prices Order No. 202, 6th September, 1951, p. 522.
Sheets tea towels, etc.: *Gazette* Prices Orders No. 124, 21st December, 1950, p. 1859; No. 177, 12th July, 1951, p. 60; No. 248, 15th November, 1951, p. 1188.
Shirts, collars, flannels, underpants and pyjamas: *Gazette* Prices Orders No. 208, 6th September, 1951, p. 525; No. 239, 1st November, 1951, p. 1054.
Smallgoods: *Gazette* Prices Order No. 630, 28th November, 1957, p. 1281.
Soap: *Gazette* Prices Order No. 445, 22nd October, 1953, p. 1081.
Solder: *Gazette* Prices Order No. 365, 2nd October, 1952, p. 942.
Soup. *See* Tomato soup.

Prices Act, 1948-1959—*continued.*

Steel products (imported): *See* Basic iron and steel products.
Steel rods. *See* Mild steel rods.
Steel sheets (galvanized and zinc anneal) manufactured in the Commonwealth of Australia: *Gazette* Prices Order No. 710, 10th March, 1960, p. 715.
Sugar, and golden syrup: *Gazette* Prices Order No. 567, 17th May, 1956, p. 968.
Tanks. *See* Galvanized iron water tanks.
Tapioca. *See* Goods—Miscellaneous: Sago and tapioca.
Tea: *Gazette* Prices Order No. 610, 27th June, 1957, p. 1568.
Teprac floor coverings. *See* Feltex.
Tiles. *See* Indian terra cotta roofing tiles.
Timber. *See* Fencing posts; Mouldings: Oregon and hemlock: Radiata pine sawn timber; Sawn Tasmanian timber: Western Australian hardwood.
Tobacco and cigarettes—sales by retail: *Gazette* Prices Order No. 575, 30th August, 1956, p. 475.
Tomato sauce: *Gazette* Prices Order No. 525, 16th June, 1955, p. 1397.
Tomato soup: *Gazette* Prices Order No. 424, 14th May, 1953, p. 1098.
Travelware, handbags, purses and wallets—
sales by manufacturers: *Gazette* Prices Order No. 267, 6th December, 1951, p. 1401.
sales by wholesale and retail: *Gazette* Prices Order No. 268, 6th December, 1951, p. 1400.
Tyres and tubes. *See* New tyres and tubes.
Wallets. *See* Travelware, handbags, purses and wallets.
Wattle bark: *Gazette* Prices Order No. 57, 13th October, 1949, p. 914.
Wax matches (waterproof): *Gazette* Prices Order No. 348, 14th August, 1952, p. 512.
Western Australian hardwood: *Gazette* Prices Order No. 494, 29th July, 1954, p. 233.
Wheat. *See* Feed wheat.
Whisks. *See* Brooms.
Wire. *See* Baling wire, et c.; Galvanized barbed wire.
Wire netting. *See* Baling wire, etc.; Fencing wire, etc.
Wool furnishing materials: *Gazette* Prices Order No. 41, 30th June, 1949, p. 1871.
Wool sacks. *See* Secondhand wool sacks.
Woven woollen blankets and travelling rugs manufactured by the Onkaparinga Woollen Company Limited: *Gazette* Prices Orders No. 190, 26th July, 1951, p. 177; No. 272, 13th December, 1951, p. 1457.
Zinc bars, blocks, and ingots: *Gazette* Prices Order No. 371, 9th October, 1952, p. 998.
s. 27 (5). Notices of exemption: *Gazette* 16th November, 1948, p. 1505; 16th November, 1948, p. 1508; 24th March, 1949, p. 793; 7th April, 1949, p. 890; 3rd November, 1949, p. 1086; 10th November, 1949, p. 1168; 12th January, 1950, p. 46; 3rd August, 1950, p. 228; 24th August, 1950, p. 464; 2nd November, 1950, p. 1071; 23rd November, 1950, p. 1256; 30th November, 1950, p. 1303; 4th January, 1951, p. 3; 8th February, 1951, p. 237; 17th May, 1951, p. 1071; 14th June, 1951, p. 1305; 25th October, 1951, p. 1004; 1st November, 1951, p. 1053; 17th January, 1952, p. 105; 3rd July, 1952, p. 12; 6th November, 1952, p. 1204; 12th February, 1953, p. 200; 19th March, 1953, p. 519; 20th August, 1953, p. 548; 29th October, 1953, p. 1104; 29th October, 1953, p. 1105; 26th November, 1953, p. 1313; 10th December, 1953, p. 1406 7th January, 1954, p. 40; 4th February, 1954, p. 203; 11th February, 1954, p. 228; 3rd June, 1954, p. 1104; 8th July, 1954, p. 66; 8th December, 1955, p. 1295; 13th December, 1956, p. 1361; 5th December, 1957, p. 1368; 20th March, 1958, p. 871; 4th December, 1958, p. 1545; 3rd December, 1959, p. 1387.
s. 35 (2). Orders of exemption: *Gazette* 20th January, 1949, p. 115; 22nd September, 1949, p. 764.
Regulations: *Gazette* 3rd March, 1949, p. 537; 19th May, 1949, p. 1420; 15th June, 1950, p. 1273; 5th April, 1951, p. 735; 20th September, 1951, p. 740; 1st April, 1954, p. 667.
Notice pursuant to regulation 6: *Gazette* 22nd June, 1950, p. 1277 (lead and scrap lead).

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, 1935-1943.

Administration: Committed to the Minister of Lands *Gazette* 25th February, 1954, p. 400.
Regulations: *Gazette* 11th July, 1935, p. 75; 18th June, 1936, p. 1210.

Prisons Act, 1936-1956.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.
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.
s. 18. Proclamations: *Gazette* 21st September, 1939, p. 813; 3rd March, 1960, p. 644.

Prisons Act, 1936-1956—*continued.*

General prison regulations: *Gazette* 15th October, 1936, p. 809; 21st July, 1949, p. 207; 26th June, 1952, p. 1386; 21st July, 1955, p. 155; 18th August, 1955, p. 349; 18th July, 1957, p. 127; 7th May, 1959, p. 989; 25th June, 1959, p. 1550.

Police prison regulations: *Gazette* 30th August, 1906, p. 453; 13th August, 1908, p. 309.

Proof of Sunrise and Sunset Act, 1923.

Administration: Committed to the Minister of Local Government *Gazette* 20th December, 1923, p. 1435.

Public Charities Funds Act, 1935-1940.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 643.

Administration: Committed to the Chief Secretary *Gazette* 25th March, 1937, p. 643.

s. 4. Proclamations: *Gazette* 19th December, 1940, p. 1552; 17th June, 1954, p. 1196.

Public Parks Act, 1943.

Administration: Committed to the Minister of Local Government *Gazette* 27th January, 1944, p. 92.

Public Service Act, 1936-1959.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.

Commencement of sections 4 to 10 of the Public Service Act Amendment Act, 1948: 14th June, 1949; *Gazette* 2nd June, 1949, p. 1500.

Commencement of section 11 of the Public Service Act Amendment Act, 1948: 16th December, 1948: *Gazette* 16th December, 1948, p. 1801.

s. 6. (1). Proclamations: *Gazette* 26th June, 1952, p. 1381; 15th December, 1955, p. 1337; 1st March, 1956, p. 421; 22nd March, 1956, p. 569; 19th April, 1956, p. 741; 14th June, 1956, p. 1378; 2nd August, 1956, p. 259; 23rd August, 1956, p. 398; 14th February, 1957, p. 226; 4th July, 1957, p. 2.

s. 6 (2). Proclamations: *Gazette* 22nd June, 1944, p. 735; 17th July, 1947, p. 93; 23rd June, 1949, p. 1329; 21st July, 1949, p. 167; 23rd February, 1950, p. 427; 19th October, 1950, p. 945; 7th December, 1950, p. 1365; 17th June, 1954, p. 1196; 16th October, 1958, p. 1071.

s. 25. Proclamations: *Gazette* 14th June, 1917, p. 992; 30th January, 1919, p. 231; 4th September, 1919, p. 517; 4th December, 1919, p. 1411; 22nd July, 1920, p. 117; 28th October, 1920, p. 1119; 13th October, 1921, p. 866; 23rd February, 1922, p. 641; 29th March, 1923, p. 689; 31st March, 1927, p. 741; 7th April, 1927, p. 791; 16th June, 1927, p. 1301; 8th December, 1927, p. 1514; 13th December, 1928, p. 1214; 31st January, 1929, p. 217; 28th March, 1929, p. 635; 3rd October, 1929, p. 802; 13th November, 1930, p. 985; 20th November, 1930, p. 1025; 2nd April, 1936, p. 734; 2nd July, 1936, p. 1; 8th October, 1936, p. 698; 14th March, 1940, p. 537; 16th March, 1944, p. 301; 21st September, 1944, p. 357; 12th February, 1948, p. 360; 19th February, 1948, p. 399; 11th November, 1948, p. 1459; 22nd June, 1950, p. 1275; 28th June, 1951, p. 1373; 21st January, 1954, p. 123; 25th February, 1954, p. 400; 10th June, 1954, p. 1136; 14th May, 1959, p. 1025; 15th October, 1959, p. 935.

s. 45. Notices: *Gazette* 9th September, 1937, p. 667; 16th September, 1937, p. 699.

Regulations: *Gazette* 16th February, 1922, p. 569; 13th July, 1922, p. 54; 20th March, 1924, p. 711; 19th June, 1924, p. 1360; 18th October, 1926. p. 965 (Nos. 2-10, inclusive, not now in force); 10th May, 1928, p. 964; 1st November, 1928, p. 978; 14th August, 1930, p. 296; 3rd September, 1936, p. 418; 12th November, 1936, p. 1065; 31st March, 1938, p. 708; 13th October, 1938, p. 1032; 7th November, 1940. p. 1006; 18th December, 1941, p. 1503; 20th July, 1944, p. 110; 19th April, 1945, p. 595; 20th September, 1945, p. 485; 14th March, 1946, p. 432; 6th May, 1948, p. 928; 10th June, 1948, p. 1204; 17th March, 1949, p. 653; 14th July, 1949, p. 67, 20th October, 1949, p. 999; 10th November, 1949, p. 1196; 19th January, 1950, p. 108; 20th July, 1950, p. 158; 5th April, 1951, p. 735; 17th May, 1951, p. 1072; 21st June, 1951, p. 1371; 28th June, 1951, p. 1376; 12th July, 1951, p. 58; 19th July, 1951, p. 154; 15th May, 1952, p. 1060; 6th August, 1953, p. 450; 13th August, 1953, p. 505; 23rd September, 1954, p. 798; 7th October, 1954, p. 919; 8th September, 1955, p. 559; 3rd November, 1955, p. 1000; 12th September, 1957, p. 586; 31st October, 1957, p. 1012; 5th December, 1957, p. 1373; 9th October, 1958, p. 1022; 26th March, 1959, p. 650; 13th August, 1959, p. 396.

Public Supply and Tender Act, 1914-1940.

Commencement. 17th December, 1914; *Gazette* 17th December, 1914, p. 1265.

Administration: Committed to the Commissioner of Public Works; *Gazette* 17th December, 1914, p. 1265.

Regulations: *Gazette* 6th November, 1930, p. 961 28th May, 1931, p. 855.

Public Works Standing Committee Act, 1927-1955.

Commencement of the Public Works Standing Committee Act Amendment Act, 1951 14th February, 1952; *Gazette* 14th February, 1952, p. 329.

Public Works Standing Committee Act, 1927-1955—*continued.*

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.

Pulp and Paper Mills Agreement Act, 1958.

Commencement: 15th January, 1959, *Gazette* 15th January, 1959, p. 65.
Administration: Committed to the Minister of Works; *Gazette* 22nd January, 1959, p. 105.

Radium Hill Water Supply Agreement Act, 1953.

Commencement: 28th January, 1954; *Gazette* 28th January, 1954, p. 155.

The Real Property Act, 1886-1945.

Commencement of Real Property Act Amendment Act, 1939: 1st February, 1940; *Gazette* 11th January, 1940, p. 38 (republished 18th January, 1940, p. 70).
Regulations under the Fees Regulation Act, 1927, relating to fees: *Gazette* 24th November, 1927, p. 1229; 30th August, 1934, p. 428; 13th September, 1956, p. 581.

Real Property (Registration of Titles) Act, 1945.

Regulations: *Gazette* 12th September, 1946, p. 486.

Recreation Grounds (Regulations) Act, 1931-1935.

Regulations as to the Adelaide Oval: *Gazette* 18th August, 1932, p. 273.
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 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

Redhill to Port Augusta Railway Agreement Act, 1935.

Commencement: 20th December, 1935; *Gazette* 19th December, 1935, p. 1445.

Registration of Business Names Act, 1928-1955.

Commencement: 1st October, 1928; *Gazette* 27th September, 1928, p. 686.
Regulations: *Gazette* 27th September, 1928, p. 688; 28th May, 1942, p. 791; 1st March, 1956, p. 422.

Registration of Deeds Act, 1935.

Rules and regulations: *Gazette* 13th February, 1919, p. 325; 29th November, 1945, p. 811.

Registration of Dogs Act, 1924-1957.

Administration: Committed to the Minister of Local Government *Gazette* 18th December, 1924, p. 1561.
s. 6. Proclamations: *Gazette* 30th March, 1933, p. 520; 27th April, 1933, p. 657; 18th January, 1934, p. 77; 13th June, 1935, p. 1511; 20th February, 1936, p. 442; 26th March, 1936, p. 689; 8th April, 1937, p. 745; 30th March, 1944, p. 382; 8th June, 1944, p. 699; 19th April, 1945, p. 551; 7th June, 1945, p. 845; 27th March, 1947, p. 901; 11th July, 1957, p. 51.
Regulations: *Gazette* 22nd January, 1925, p. 100; 9th February, 1928, p. 261.

Renmark Irrigation Trust Act, 1936-1959.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 643.
Commencement of sections 4, 6, 8, 10, 14, 15, 18 and 19 of the Renmark Irrigation Trust Act Amendment Act, 1959: At 1st May, 1960, these sections had not been brought into operation.
Administration: Committed to the Minister of Irrigation *Gazette* 1st February, 1945, p. 145.
By-laws: *Gazette* 15th November, 1923, p. 1177; 24th July, 1930, p. 180.

River Murray Waters Act, 1935-1958.

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.
Regulations as to the use of surplus water: *Gazette* 23rd August, 1917, p. 481.
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 Waters Act, 1935-1958—*continued.*

River Murray traffic regulations : *Gazette* 24th September, 1936, p. 646.
Regulations for protection of locks and barrages : *Gazette* 18th July, 1940, p. 87.

River Torrens (Prohibition of Excavations) Act, 1927-1934.

Administration : Committed to the Commissioner of Public Works *Gazette* 17th June, 1937, p. 1306.

River Torrens Protection Act, 1949.

Commencement : 1st October, 1950 ; *Gazette* 31st August, 1950, p. 521.
Administration : Committed to the Minister of Works *Gazette* 31st August, 1950, p. 521.
s. 4. Proclamation : *Gazette* 31st August, 1950, p. 521.
Regulations : *Gazette* 12th October, 1950, p. 865.

Road and Railway Transport Act, 1930-1957.

Commencement of the Road and Railway Transport Act Amendment Act, 1956 : 1st February, 1957 ; *Gazette* 17th January, 1957, p. 53.
Administration : Committed to the Minister of Railways *Gazette* 12th March, 1931, p. 471,
s. 10. Orders : *Gazette* 16th July, 1942, p. 46 ; 13th September, 1956, p. 580.
s. 27e. Commencement : 14th March 1940 : *Gazette* 14th March, 1940, p. 538.
Regulations : *Gazette* 11th June, 1959, p. 1203.

Roads (Opening and Closing) Act, 1932-1946.

Regulations : *Gazette* 9th December, 1948, p. 1746.
Regulations under the Fees Regulation Act, 1927, relating to fees payable on issue of title and other matters : *Gazette* 31st May, 1928, p. 1147 ; 23rd May, 1957, p. 1202 ; 30th May, 1957, p. 1382.

Road Traffic Act, 1934-1959.

Commencement of the Road Traffic Act, 1934 (except section 110) : 2nd January, 1935 ; *Gazette* 20th December, 1934, p. 1217.
Commencement of section 110 of the Road Traffic Act, 1934 : 1st March, 1935 ; *Gazette* 20th December, 1934, p. 1217.
Commencement of the Road Traffic Act Amendment Act, 1936 (except sections 153 and 154) : 1st April, 1937 ; *Gazette* 18th March, 1937, p. 585.
Commencement of section 153 of the Road Traffic Act Amendment Act, 1936 : 3rd December, 1936 ; *Gazette* 3rd December, 1936, p. 1193.
Commencement of section 154 of the Road Traffic Act Amendment Act, 1936 : 1st December, 1937 ; *Gazette* 18th November, 1937, p. 1345.
Commencement of the Road Traffic Act Amendment Act, 1948 (except sections 4 and 14) ; 6th January, 1949 ; *Gazette* 6th January, 1949, p. 1.
Commencement of section 4 of the Road Traffic Act Amendment Act, 1948 : 1st June, 1949 : *Gazette* 31st March, 1949, p. 839.
Commencement of sections 4 to 27 of the Road Traffic Act Amendment Act, 1951 : 20th December, 1951 ; *Gazette* 20th December, 1951, p. 1554.
Commencement of section 13 of the Road Traffic Act Amendment Act (No. 2), 1953 : 1st July, 1954 ; *Gazette* 14th January, 1954, p. 57.
Commencement of sections 14, 15 and 16 of the Road Traffic Act Amendment Act (No. 2), 1953 : 25th January, 1954 ; *Gazette* 14th January, 1954, p. 57.
Commencement of sections 4 to 29 of the Road Traffic Act Amendment Act (No. 2), 1955 ; 7th June, 1956 ; *Gazette* 7th June, 1956, p. 1125.
Commencement of section 4 to 6, and 8 to 16 of the Road Traffic Act Amendment Act, 1956 : 20th December, 1956 ; *Gazette* 20th December, 1956, p. 1374.
Commencement of section 7 of the Road Traffic Act Amendment Act, 1956 : 1st April, 1957 ; *Gazette* 20th December, 1956, p. 1374.
Administration of Parts I, II, and III : Committed to the Treasurer *Gazette* 20th December, 1934, p. 1217.
Administration of Parts IV and V : Committed to the Minister of Local Government *Gazette* 20th December, 1934, p. 1217.
Adminstration of Parts IIA and VI : Committed to the Treasurer *Gazette* 18th March, 1937, p. 586.
Administration of Part VII : Committed to the Minister of Local Government *Gazette* 18th March, 1937, p. 586.
s. 36 Proclamation of 2nd January, 1958, as appointed day : *Gazette* 5th December, 1957, p. 1361.
s. 36a. Proclamation declaring 1st February, 1954, as the day on which the 1939-1945 war ceased : *Gazette* 28th January, 1954, p. 155.
s. 71. Proclamations : 27th January, 1938, p. 165 ; 10th February, 1938, p. 293.
s. 110. Proclamations : *Gazette* 25th April, 1940, p. 867 ; 11th November, 1943, p. 603 27th October, 1955, p. 941.
s. 110a. Commencement : 1st July, 1954 ; *Gazette* 14th January, 1954, p. 57.
s. 130a. Notices : *Gazette* 26th January, 1939, p. 315 ; 9th February, 1939, p. 378 ; 2nd March, 1939, p. 553 ; 9th March, 1939, p. 590 ; 31st August, 1939, p. 558 ; 23rd

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s. 130b. Notices: *Gazette* 15th August, 1940, p. 278; 26th June, 1941, p. 962; 18th September, 1941, p. 617; 28th May, 1942, p. 763; 1st April, 1943, p. 393; 9th December, 1943, p. 756; 13th June, 1946, p. 1087; 17th October, 1946, p. 1002; 2nd October, 1947, p. 973; 30th October, 1947, p. 1353; 2nd September, 1948, p. 909; 7th October, 1948, p. 1240; 28th October, 1948, p. 1348; 7th April, 1949, p. 928; 14th April, 1949, p. 972; 2nd June, 1949, p. 1512,; 16th June, 1949, p. 1790; 21st July, 1949, p. 180; 22nd September, 1949, p. 801; 9th February, 1950, p. 344; 8th June, 1950, p. 1185; 21st September, 1950, p. 710; 28th September. 1950, p. 740; 26th October, 1950, p. 1049; 9th November, 1950, p. 1167; 4th, January, 1951, p. 6; 22nd March, 1951, p. 677; 12th April, 1951, p. 813; 26th April, 1951, p. 961; 9th August, 1951, p. 279; 27th September, 1951, p. 816; 1st November, 1951, p. 1088; 13th March, 1952, p. 576; 20th March, 1952, p. 596; 17th April, 1952, p. 836; 30th October, 1952, p. 1155, 4th December, 1952, p. 1482; 22nd January, 1953, p. 95; 19th March, 1953, p. 554; 13th August, 1953, p. 526; 14th January, 1954, p. 61; 28th January, 1954, p. 183; 4th February, 1954, p. 198; 11th March, 1954, p. 518; 13th May, 1954, p. 991; 22nd July, 1954, p. 162; 2nd September, 1954, p. 522; 13th January, 1955, p. 38; 24th March, 1955, p. 745; 23rd June, 1955, p. 1447; 30th June, 1955, p. 1548; 11th August, 1955, p. 296; 6th October, 1955, p. 828; 22nd March, 1956, p. 570; 10th May, 1956, p. 930; 5th July, 1956, p. 10; 16th August, 1956, p. 379; 11th October, 1956, p. 813; 8th

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s. 143. Proclamation : *Gazette* 18th March, 1937, p. 586.

s. 151. Proclamation : *Gazette* 19th October, 1939, p. 1094.

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s. 57a. Commencement : 1st July, 1938 ; *Gazette* 9th June, 1938, p. 1270.

s. 57b. Commencement : 1st March, 1954 : *Gazette* 25th February, 1954, p. 400.

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Administration : Committed to the Minister of Local Government *Gazette* 24th January, 1924, p. 151.

s. 4 (1). Proclamation : *Gazette* 6th February, 1941, p. 148.

s. 28. Proclamations : *Gazette* 14th October, 1926, p. 922 ; 24th February, 1927, p. 397 ; 5th January, 1928, p. 2 ; 23rd May, 1929, p. 1051 ; 13th August, 1931, p. 253 ; 19th September, 1935, p. 637 ; 10th October, 1935, p. 754 ; 26th January, 1939, p. 246 ; 2nd May, 1940, p. 897 ; 20th June, 1940, p. 1350 ; 29th August, 1940, p. 405 ; 23rd April, 1942, p. 613 ; 10th June, 1943, p. 706.

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Administration : Committed to the Minister of Industry and Employment *Gazette* 25th March 1937, p. 642.

s. 3. Proclamations : *Gazette* 17th October, 1940, p. 777 ; 13th February, 1941, p. 181 ; 25th November, 1954, p. 1262 ; 3rd March, 1960, p. 644.

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s. 8. Proclamations : *Gazette* 7th January, 1935, p. 407 ; 27th August, 1959, p. 511.

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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.

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Sewerage Act, 1929-1955.

s. 79. Proclamation : *Gazette* 27th May, 1926, p. 1365.

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Regulation under the Fees Regulation Act, 1927, fixing fees for services relating to sewers: *Gazette* 14th April, 1960, p. 1042.

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Shearers Accommodation Act, 1922-1958.

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Administration: Committed to the Minister of Industry *Gazette* 18th January, 1923, p. 93.
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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.
s. 6c. Proclamations: *Gazette* 26th July, 1951, p. 173; 30th April, 1953, p. 1011; 15th July, 1954, p. 102; 27th November, 1958, p. 1428.
s. 9. Proclamations: *Gazette* 29th April, 1943, p. 549; 24th July, 1947, p. 131; 27th November, 1952, p. 1384.
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South Australian Housing Trust Act, 1936-1952.

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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.
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3. Tickets covering combined services—By-law G: *Gazette* 12th July, 1934, p. 42.
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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.
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14. Audit regulations : *Gazette* 16th March, 1944, p. 302 ; 3rd January, 1946, p. 21.

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Commencement : 1st January, 1932 ; *Gazette* 17th December, 1931, p. 1115.
Administration : Committed to the Minister of Irrigation *Gazette* 17th December, 1931, p. 1115.
s. 105. Notice : *Gazette* 28th February, 1957 p. 418.
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Commencement of sections 4, 5 and 6 of the Stamp Duties Act Amendment Act, 1952 ; 22nd January, 1953 : *Gazette* 22nd January, 1953, p. 72.
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Commencement : 1st February, 1926 ; *Gazette* 28th January, 1926, p. 151.
Administration : Committed to the Treasurer *Gazette* 28th January, 1926, p. 151.
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Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 643.
Administration : Committed to the Minister of Industry and Employment *Gazette* 25th March, 1937, p. 643.
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Regulation under the Fees Regulation Act, 1927, varying the fees prescribed in the fifth schedule : *Gazette* 22nd October, 1959, p. 972.

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s. 5 (1). Proclamations of "disease": *Gazette* 19th January, 1950, p. 101; 18th May, 1950 p. 1036; 26th April, 1951, p. 925; 21st June, 1951, p. 1333; 22nd April, 1954, p. 806; 20th June, 1957, p. 1502.

s. 5 (1). Notices under definition of "stock": *Gazette* 27th May, 1937, p. 1211; 5th April, 1945, p. 503; 18th December, 1952, p. 1546; 8th January, 1959, p. 3.

s. 6. Proclamations: *Gazette* 15th December, 1932, p. 1143; 10th December, 1942, p. 1124; 26th August, 1943, p. 230; 22nd April, 1948, p. 823; 18th December, 1952, p. 1544; 20th June, 1957, p. 1502; 8th January, 1959, p. 3; 27th August, 1959, p. 507.

s. 19. Notice: *Gazette* 20th June, 1957, p. 1505.

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s. 48. Proclamation: *Gazette* 5th April, 1945, p. 499.

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Stock Medicines Act, 1939-1956.

Commencement: 1st July, 1940; *Gazette* 21st March, 1940, p. 589.

Administration: Committed to the Minister of Agriculture *Gazette* 21st March, 1940, p. 589.

s. 4. Proclamation: *Gazette* 24th June, 1948, p. 1304.

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s. 8. Notice: *Gazette* 26th January, 1933, p. 111.

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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.

Regulations: *Gazette* 20th January, 1949, p. 129; 2nd April, 1953, p. 698; 19th January, 1956, p. 107.

Regulation under the 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.

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s. 3. Notice of "appointed day": *Gazette* 24th February, 1927, p. 400.

s. 23. Notice: *Gazette* 24th February, 1927, p. 400.

s. 66a. Notice of arrangement: *Gazette* 6th July, 1950, p. 47.

s. 66b. Proclamation: *Gazette* 30th November, 1950, p. 1301.

Regulations: *Gazette* 22nd December, 1926, p 1566; 16th June, 1927, p. 1306; 20th December, 1928, p. 1293; 10th September, 1931, p. 430; 23rd November, 1933, p. 1055; 11th July, 1940, p. 72; 20th November, 1947, p. 1705; 24th March, 1955, p. 749; 4th December, 1958, p. 1518.

Regulations as to superannuation rights of officers transferred from other Governments: *Gazette* 29th May, 1947, p. 1601; 9th November, 1950, p. 1146; 18th November, 1954, p. 1233; 15th March, 1956, p. 517; 16th April, 1959, p. 813.

Rules of Court: *Gazette* 12th May, 1932, p. 869.

Supreme Court Act, 1935-1958.

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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.

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Adoption of Children Act, 1925—Procedure: Rules dated 23rd December, 1926. Not published in the *Gazette*.

Companies Act, 1934: *Gazette* 8th February, 1940, p. 233. (Rule 147 and the fourth schedule disallowed, *Gazette* 19th September, 1940, p. 570); 14th, October, 1948, p. 1271.

Compulsory Acquisition of Land Act, 1925—Procedure: *Gazette* 10th May, 1928, p. 968.

Criminal appeals: Dated 1st September, 1925. Not published in the *Gazette*.

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Criminal trials: *Gazette* 15th June, 1944, p. 730.

Dentists Act, 1931—Appeals: *Gazette* 4th August, 1932, p. 183.

Detention of ships: Rules of Court, 1913, Order 53, Rule 17. Not published in the *Gazette*.

Evidence on Commission Act, 1857 (Imp.): *Gazette* 20th February, 1908, p. 313.

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