ACTS OF THE PARLIAMENT OF SOUTH AUSTRALIA

—

1952

ACTS

OF

THE PARLIAMENT

OF

SOUTH AUSTRALIA

1952

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

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1953

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ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 1 of 1952.

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-two, and for other purposes.

[*Assented to 27th June,* 1952.]

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), 1952 ".

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-two, any further sum or sums not exceeding in the whole three hundred and seventy thousand 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 purpose—

Railways Department £370,000

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 purpose 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.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 2 of 1952.

An Act to apply, out of the General Revenue, the sum of Five Million, Five Hundred Thousand Pounds to the Public Service for the year ending on the thirtieth day of June, nineteen hundred and fifty-three.

[*Assented to 27th June,* 1952.]

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), 1952".

Issue and application of £5,500,000.

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 fifty-three, any moneys not exceeding in the whole five million, five hundred thousand 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-two: 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.

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 3 of 1952.

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

[*Assented to 28th August,* 1952.]

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

1. This Act may be cited as the " Supply Act (No. 2), 1952 ". Short title.

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 fifty-three, in addition to any moneys so issued and applied pursuant to the Supply Act (No. 1), 1952, any moneys not exceeding in the whole six million pounds. Issue and application of £6,000,000.

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-two, 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, Payments not to exceed last year's Estimates except in certain respects.

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, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 4 of 1952.

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 25th September,* 1952.]

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, 1952 ".

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, 1936-1949 ;

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

Power to borrow.

4. The Treasurer may arrange for the sum of twenty-seven million and nineteen 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 and nineteen thousand pounds.

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

(3) If the amount mentioned in any line of the first schedule as the estimated 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 1952-1953 for works and purposes mentioned in the first schedule shall not exceed twenty-nine million and nineteen thousand pounds.

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 seven hundred and fifty thousand pounds, being the amount advanced by the Treasurer pursuant to subsection (2) of section 32b of the Public Finance Act, 1936-1949.

(2) There may be issued out of the Loan Fund a further sum not exceeding seven hundred and fifty thousand pounds.

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

Flotation expenses.

7. 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.

8. 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 first schedule the Treasurer may use other money in his hands for those purposes, but any money so used shall be repaid from the loan fund as soon as there is sufficient money in that fund to make the repayment.

Power to borrow additional sums if further loan money available.

9. (1) If, during the financial year 1952-1953, the Treasurer is of opinion that additional loan money may be available for the State, he may arrange for the borrowing, on behalf of the State in accordance with the financial agreement, of an additional sum not exceeding eight million one hundred and ninety-thousand pounds.

(2) There may be issued out of the loan fund, in addition to the sums mentioned in the preceding sections of this Act, any further sums not exceeding the amount borrowed under this section.

(3) Any sum so issued shall be applied to meet expenditure on all or any of the loan undertakings mentioned in the first schedule, additional to the amount of the estimated expenditure indicated in that schedule, but so that the total amount spent on those undertakings during the financial year 1952-1953 shall not exceed thirty-seven million two hundred and nine thousand pounds.

The amount to be allocated out of any sum so issued to each loan undertaking shall be determined by the Treasurer.

Power to borrow and apply loan money in 1953-1954.

10. (1) The Treasurer may arrange to borrow, during the period between the 30th June, 1953, and the commencement of the Act authorizing the raising and expenditure of loan money for the financial year 1953-1954, on behalf of the State in accordance with the financial agreement any sums not exceeding six million pounds.

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

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

Duration of Act.

11. The authority to borrow money and to issue and apply money from the loan fund, given by the provisions of this Act, other than sections 7, 8 and 10 shall cease on the thirtieth day of June, 1953.

Commencement of Act.

12. This Act shall be deemed to have come into operation on the first day of July, 1952.

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

J. M. NAPIER, Lieutenant-Governor.

FIRST SCHEDULE.

Amounts Proposed to be Expended from the Loan Fund During the Financial Year Ending 30th June, 1953.

Loan Undertakings.	Estimated Expenditure.
	£
STATE BANK.	
Advances for Homes	1,050,000
Loans to Producers	175,000
Advances to Settlers	5,000
Loans for Fencing and Water Piping	2,000
Vermin-proof Fencing	1,000
Advances to State Bank	800,000
Advances to State Bank Act, 1925-1941, Part VI.A—For Loans to Primary Producers	2,000
Loans for Water Conservation	2,000
HIGHWAYS AND LOCAL GOVERNMENT.	
Roads and Bridges	300,000
LANDS.	
Land Repurchased for Closer Settlement	5,000
Crown Lands Development Act	110,000
IRRIGATION AND DRAINAGE.	
Irrigation and Reclamation of Swamp Lands	170,000
Lessees Reclaimed Swamp Lands, Loans to	1,000
South-Eastern Drainage	340,000
WOODS AND FORESTS.	
Afforestation and Timber Milling	1,110,000
RAILWAYS.	
Railway Accommodation	3,050,000
HARBORS BOARD.	
Harbors Accommodation	900,000
ENGINEERING AND WATER SUPPLY.	
Water Works and Sewers	3,580,000
River Murray Weirs, Dams, Locks, Etc.	75,000
ARCHITECT-IN-CHIEF.	
Government Buildings and Land	2,117,000
MISCELLANEOUS.	
Expenses and Discounts of Floating Conversion Loans	200,000
Produce Department—Buildings and Plant	100,000
Settlement of Discharged Soldiers on the Land, 1914-1918	5,000
South Australian Housing Trust—Wartime and Post-war Housing	2,890,000

Amounts Proposed to be Expended from the Loan Fund During the Financial Year Ending 30th June, 1953—continued.

Loan Undertakings.	Estimated Expenditure.
	£
MISCELLANEOUS—*continued.*	
Leigh Creek Coal Field	600,000
Electricity Trust of South Australia—Loan to	5,400,000
Purchase of Stores	1,147,000
Temporary and Emergency Housing Accommodation	290,000
Industries Development Act—Advances under	15,000
Municipal Tramways Trust—Loan to	400,000
Metropolitan and Export Abattoirs Board—Loan to	25,000
Public Parks Act—Purchase of Land	5,000
Mines Department	250,000
Uranium Production	3,883,000
Lands—Buildings, plant, etc.	7,000
Printing and Stationery—Plant, machinery, etc.	7,000
Total	£29,019,000

SECOND SCHEDULE.

Warrants Issued Since the Commencement of the Public Purposes Loan Act, 1951, Pursuant to Section 32b of the Public Finance Act, 1936-1949.

Loan Undertaking.	£
Uranium Production	750,000

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 5 of 1952.

An Act to amend the Stamp Duties Act, 1923-1950.

[*Assented to 2nd October,* 1952.]

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, 1952".

(2) The Stamp Duties Act, 1923-1950, as amended by this Act, may be cited as the "Stamp Duties Act, 1923-1952".

(3) The Stamp Duties Act, 1923-1950, 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. 7 of principal Act—

Commission on duty paid on cheque forms.

3. Section 7 of the principal Act is amended by inserting therein after subsection (2) thereof the following subsections:—

(3) A bank paying duty to the Treasurer in respect of cheque forms issued pursuant to section 48a of this Act may be allowed commission at the rate authorized by regulations made under this Act, as if—

(*a*) the bank had been duly appointed a distributor of stamps:

(*b*) the amount of the duty so paid were money paid by the bank for the purchase of stamps.

(4) Subsection (3) of this section shall be deemed to have come into operation on the second day of November, nineteen hundred and fifty, and the Treasurer may, out of the general revenue and without any further appropriation than this section, pay to any bank the commission allowed under subsection (3) of this section, in respect of all duty paid to the Treasurer as mentioned in subsection (3) of this section after the said day.

Amendment of second schedule to principal Act, paragraph 23—General exceptions.

4. Paragraph 23 of the second schedule of the principal Act is amended by striking out paragraph (*c*) of the definition of " prescribed person " contained therein, and inserting in place thereof the following paragraphs :—

(*c*) a person who has been on active service in the Korean war as a member of a naval, military, or air force of the Commonwealth or of the United Kingdom or of any other part of Her Majesty's Dominions whether or not he is still on such service at the time when he claims exemption under this paragraph ;

The expression " Korean war " in this paragraph of this definition means the war in Korea which commenced on the twenty-fifth day of June, nineteen hundred and fifty. For the purposes of this paragraph of this definition the said war shall be deemed to end on the day on which a proclamation is issued by the Governor declaring that the Korean war has ceased ;

(*d*) a person who has been on active service as a member of a naval, military, or air force of the Commonwealth or of the United Kingdom or of any other part of Her Majesty's Dominions operating for the suppression of unlawful violence in Malaya, whether or not he is still on such service at the time when he claims exemption under this paragraph ;

(*e*) the widow of any deceased person who during his lifetime served or was employed as mentioned in paragraph (*a*), (*b*), (*c*), or (*d*) of this definition.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 6 of 1952.

An Act to create the Minister of Agriculture a body corporate.

[*Assented to 2nd October,* 1952.]

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

1. This Act may be cited as the " Minister of Agriculture Incorporation Act, 1952 ". **Short title.**

2. (1) The Minister of Agriculture and his successors in office are hereby constituted a body corporate under the name of " The Minister of Agriculture " and shall have perpetual succession and a common seal and by that name shall be capable of suing and being sued and of being a party to arbitration and of purchasing, holding, and alienating land and of doing and suffering all such other acts and things as bodies corporate may by law do and suffer. **Incorporation of Minister of Agriculture.**

(2) All courts, judges, and persons acting judicially shall take judicial notice of such seal when affixed to any instrument and shall, until the contrary is proved, assume that the seal was properly affixed to the instrument.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

***

(*b*) by striking out the word "fifty" occurring in the last line of subsection (1a) thereof and inserting in its place the word "fifty-three".

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 8 of 1952.

An Act to amend the Prices Act, 1948-1951.

[*Assented to 9th October,* 1952.]

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, 1952 ".

(2) The Prices Act, 1948-1951, as amended by this Act, may be cited as the " Prices Act, 1948-1952 ".

(3) The Prices Act, 1948-1951, 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. 21a of principal Act—

3. The following section is enacted and inserted in the principal Act after section 21 thereof:—

Price for butter and cheese.

21a. (1) The Minister shall exercise his powers under this Act so far as they relate to fixing and declaring the maximum price for butter or cheese sold by a person other than the proprietor of a butter factory or cheese factory, so that every such maximum price will at all times be based on a price from time to time determined by the Minister of State for Commerce and Agriculture of the Commonwealth, and notified by him to the Minister, as the appropriate price for butter or cheese, as the case may be, sold by the proprietor of a butter factory or a cheese factory.

(2) In a prosecution for an offence against this Act, objection shall not be taken to an order fixing and declaring the maximum price at which butter or cheese may be sold on the ground that the Minister has not complied with subsection (1) of this section.

4. Section 53 of the principal Act is amended by striking out the word "fifty-three" at the end thereof and inserting in lieu thereof the word "fifty-four". Amendment of s. 53 of principal Act—Duration of Act.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 9 of 1952.

An Act to amend the Renmark Irrigation Trust Act, 1936-1950.

[*Assented to 9th October,* 1952.]

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, 1952".

(2) The Renmark Irrigation Trust Act, 1936-1950, as amended by this Act, may be cited as the "Renmark Irrigation Trust Act, 1936-1952".

(3) The Renmark Irrigation Trust Act, 1936-1950, 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 s.92 of principal Act—Rates.

3. Section 92 of the principal Act (as amended by the Renmark Irrigation Trust Act Amendment Act, 1948) is further amended by striking out the word "two" in the last line of paragraph (*a*) of subsection (1) and inserting in lieu thereof the word "four".

4. This Act shall be deemed to have come into operation on the first day of August nineteen hundred and fifty-two. Commencement of Act.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 10 of 1952.

An Act to amend the Fruit Fly Act, 1947-1950.

[*Assented to 16th October,* 1952.]

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 " Fruit Fly Act Amendment Act, 1952 ".

(2) The Fruit Fly Act, 1947-1950, as amended by this Act, may be cited as the " Fruit Fly Act, 1947-1952 ".

(3) The Fruit Fly Act, 1947-1950, 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. 4— Right to compensation.

3. Section 4 of the principal Act is amended by adding after subsection (2) thereof the following subsection :—

(2a) Any person who is prohibited from growing or planting any plant, or from removing fruit or vegetables from any land, by the operation of any proclamation made under the Vine, Fruit, and Vegetable Protection Act, 1885-1936, between the thirty-first day of December, 1951, and the first day of January, 1953, shall be entitled to compensation for any actual or prospective loss incurred by or accruing to him by reason of that prohibition.

4. The schedule to the principal Act is amended by adding thereto the following lines :— Amendment of the Schedule to the principal Act.

Date of Proclamation.	Date and Page of *Gazette*.
21/12/50	21/12/50, pages 1851-1852
29/1/52	29/1/52, page 169
10/4/52	10/4/52, page 773

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 11 of 1952.

An Act to authorise the Minister of Lands to purchase certain land from the Commonwealth and to sell portion of the said land to the Returned Sailors', Soldiers', and Airmen's Imperial League of Australia (Port Augusta Sub-Branch) Incorporated.

[*Assented to 16th October*, 1952.]

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 "Port Augusta Sub-Branch R.S.S. and A.I.L.A. (Purchase of Land) Act, 1952".

Power of Minister of Lands to purchase.

2. The Minister of Lands (hereinafter called "the Minister") may purchase in fee simple from the Commonwealth all those pieces of land situated in the Town of Port Augusta Hundred of Davenport County of Frome and being the allotments numbered 4 and 107 on the Public Plan of the said Town deposited in the Land Office at Adelaide, on such terms and conditions as may be agreed between the Minister and the Commonwealth.

Power of Minister to sell.

3. The Minister may sell the said allotment numbered 107 to the Returned Sailors', Soldiers', and Airmen's Imperial League of Australia (Port Augusta Sub-Branch) Incorporated on such terms and conditions as may be agreed between the Minister and the said body.

Financial provision.

4. (1) This Act without further appropriation shall be sufficient authority for the payment of the purchase price of the said pieces of land out of the General Revenue of the State.

(2) Money received from the sale of the said piece of land shall be paid into the General Revenue of the State.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 12 of 1952.

An Act to amend The South Australian Gas Company's Act, and for other purposes.

[*Assented to* 16*th October,* 1952.]

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

Short titles.

1. (1) This Act may be cited as the "South Australian Gas Company's Act Amendment Act, 1952".

(2) The South Australian Gas Company's Act is hereinafter called "the principal Act".

(3) The principal Act as amended by an Act intituled an Act to amend an Act intituled "An Act to incorporate a Company to be called 'The South Australian Gas Company (Limited)' and for other purposes," and The South Australian Gas Company's Further Amendment Act, 1882, and the South Australian Gas Company's Act, 1912, and the South Australian Gas Company's Act, 1919, and this Act may be cited as the "South Australian Gas Company's Act, 1861-1952".

Incorporation.

2. This Act is incorporated with the principal Act as amended by an Act intituled an Act to amend an Act intituled "An Act to incorporate a Company to be called 'The South Australian Gas Company (Limited)' and for other purposes," and The South Australian Gas Company's Further Amendment Act, 1882, and the South Australian Gas Company's Act, 1912, and the South Australian Gas Company's Act, 1919, and those Acts and this Act shall be read as one Act.

Amendment of principal Act, s. 6—Power to borrow money.

3. Section 6 of the principal Act is amended—

(*a*) by inserting the words "Notwithstanding the deed of settlement of the Company" at the beginning of the first line thereof:

(*b*) by striking out the words "not exceeding at any time the amount of the capital of the Company then actually paid up" in the fourth and fifth lines thereof.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 13 of 1952.

An Act to amend the Supreme Court Act, 1935-1947.

[*Assented to 16th October,* 1952.]

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

Short titles.

1. (1) This Act may be cited as the "Supreme Court Act Amendment Act, 1952.".

(2) The Supreme Court Act, 1935-1947, as amended by this Act, may be cited as the "Supreme Court Act, 1935-1952".

(3) The Supreme Court Act, 1935-1947, 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. 7 of principal Act—Number of judges.

3. Section 7 of the principal Act is amended by striking out the word "four" in the second line and inserting in lieu thereof the word "five".

Enactment of s. 53a of principal Act—

4. The following section is enacted and inserted in the principal Act after section 53 thereof:—

Supplementary commissions for circuit sessions.

53a. (1) At any time after the issue of a commission under section 53 of this Act the Governor upon the recommendation of the judges of the court may issue a supplementary commission assigning a practitioner of the court of at least seven years standing to hold the sessions according to the tenor of the original commission.

(2) Any practitioner so assigned shall have the same power authority and jurisdiction, and the original commission shall be read, as if he had been named therein.

(3) It shall not be necessary to give notice in the *Gazette* of the issue of a supplementary commission.

(4) The word " commissioner " where used in subsection (4) of section 53, and in sections 54 and 55 of this Act, shall include a practitioner to whom a supplementary commission is issued under this section.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

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No. 14 of 1952.

An Act to provide for the increase of the salaries of certain public officers and for other purposes.

[*Assented to* 16*th October,* 1952.]

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 Officers Salaries Act, 1952 ".

Increase of salaries and payment of cost of living allowances.

2. (1) The salaries of the Public Service Commissioner, the Auditor-General, and the Commissioner of Police shall each be increased by one hundred and fifty pounds a year, and these increases shall be deemed to have come into force on the first day of July, nineteen hundred and fifty-two and be payable in respect of the service of the said officers on and after that day.

(2) There shall also be payable to each of the said officers the sum of fifty pounds as an allowance for the increased cost of living during the financial year 1951-1952.

Financial provision.

3. The money required to make the payments provided for in this Act shall be paid out of the general revenue of the State under authority of this Act and without other appropriation.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 15 of 1952.

An Act to amend the Health Act, 1935-1951.

[*Assented to 16th October,* 1952.]

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, 1952".

(2) The Health Act, 1935-1951, as amended by this Act, may be cited as the "Health Act, 1935-1952".

(3) The Health Act, 1935-1951, is hereinafter referred to as "the principal Act".

Amendment of principal Act, s. 128—
Duty to notify cases of tuberculosis.

2. Section 128 of the principal Act is amended—

(*a*) by striking out the passage "(together with particulars of the form of tuberculosis from which the person is suffering)" in subsection (1) thereof; and

(*b*) by adding at the end of subsection (1) thereof the words "Every such report shall be made in the form prescribed by regulation made by the Governor or in a form to the like effect and in the report the medical practitioner shall supply such of the particulars specified in the said form as are known to the medical practitioner".

Amendment of principal Act, s. 129—
Fee to medical practitioner.

3. Subsection (2) of section 129 of the principal Act (as enacted by section 3 of the Health Act Amendment Act, 1950) is amended so as to read as follows:—

(2) The Central Board shall in respect of every report made to it in compliance with section 128 by a medical practitioner in the course of private practice, pay to the medical practitioner a fee of ten shillings and six pence.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

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No. 16 of 1952.

An Act to amend The Municipal Tramways Trust Act, 1935-1949, and for other purposes.

[*Assented to 23rd October,* 1952.]

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 " Municipal Tramways Trust Act Amendment Act, 1952 ".

(2) The Municipal Tramways Trust Act, 1935-1949, as amended by this Act, may be cited as the " Municipal Tramways Trust Act, 1935-1952 ".

(3) The Municipal Tramways Trust Act, 1935-1949, 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. The sections of this Act, other than sections 6 and 7, shall come into operation on the day on which this Act is assented to by the Governor. Sections 6 and 7 shall come into operation on the proclaimed day as defined in section 8 of the principal Act.

Amendment of s. 5 of principal Act—Interpretation.

4. Section 5 of the principal Act is amended by striking out the definition of " Trust " and inserting in its place the following definition :—

"Trust" means the Municipal Tramways Trust as constituted for the time being under this Act.

Repeal of ss. 8-15 and enactment of other provisions—

5. Sections 8 to 15 (inclusive) of the principal Act are repealed and the following sections are enacted in lieu thereof:—

Reconstitution of Trust.

8. (1) The Governor may by proclamation fix a day on and after which the Trust shall be reconstituted as provided in this Act.

(2) The day fixed by proclamation under subsection (1) of this section is in this section and sections 9 and 10 of this Act called "the proclaimed day".

(3) Until the proclaimed day the members of the Trust in office immediately before the day on which the Municipal Tramways Trust Act Amendment Act, 1952, is assented to shall continue to constitute the Trust, as if the said Act had not been passed; but the Governor may temporarily fill any vacancy occurring in the membership of the Trust between the passing of the said Act and the proclaimed day.

Members of Trust.

9. On and after the proclaimed day the Trust shall, subject to this Act, consist of five members appointed by the Governor.

Term of office.

10. (1) Except as hereinafter provided each member of the Trust shall hold office for five years: Provided that at the end of each of the first five years after the proclaimed day one member of the Trust shall retire.

(2) The member to retire in each of the said first five years shall be determined by the Governor.

(3) A member appointed to fill a casual vacancy shall hold office only for the remainder of the term of the member in whose place he was appointed.

Amendment of s. 21 of principal Act—Quorum.

6. Section 21 of the principal Act is amended by striking out the word "five" in the first line and inserting in lieu thereof the word "three".

Amendment of s. 23 of principal Act—Payment of members.

7. Section 23 of the principal Act is amended by striking out subsections (1) and (2) and inserting in lieu thereof the following subsection:—

(1) Each member of the Trust shall be paid out of the funds of the Trust, remuneration for his services at such rate as is approved by the Governor.

The chairman's rate of remuneration may differ from that of the other members.

8. Section 26 of the principal Act is amended as follows :— Amendment of s. 26 of principal Act Accounts.

(*a*) Paragraph (*f*) thereof is struck out and the following paragraph inserted in lieu thereof :—

(*f*) shall, within four months after the thirtieth day of June in every year present to the Minister and publish in the *Gazette* a revenue account covering its operations for the previous financial year and a balance-sheet showing its assets and liabilities as at the preceding thirtieth day of June. Every revenue account and balance-sheet shall be signed as correct by all the members of the Trust. The Minister shall cause such revenue account and balance-sheet to be laid before both Houses of Parliament as soon as practicable after the receipt thereof: Provided that this paragraph shall not apply in respect of the financial year ending on the thirtieth day of June, nineteen hundred and fifty-two, and the revenue account presented to the Minister under this paragraph in the year nineteen hundred and fifty-three shall cover the operations of the Trust for the period of seventeen months preceding the thirtieth day of June, nineteen hundred and fifty-three.

(*b*) Paragraph (*h*) is struck out.

9. The following sections are enacted and inserted in the principal Act after section 26 thereof :— Enactment of ss. 26a and 26b of principal Act—

26a. (1) The accounts of the Trust shall be audited by the Auditor-General. Audit.

(2) The Trust and every officer thereof shall make the books and accounts of the Trust available to the Auditor-General and his officers for the purpose of audit and shall furnish the Auditor-General and his officers with all other facilities and information which he or they reasonably require for the purpose of the audit.

(3) The Auditor-General shall report annually to the Minister of Works on the financial position and accounts of the Trust.

Annual report by Trust.

26b. The Trust shall within four months after the end of each financial year prepare and present to the Minister of Works a report on its operations during that financial year, and the Minister shall cause that report to be laid before both Houses of Parliament as soon as practicable after the receipt thereof.

Amendment of s. 30 of principal Act—Right of Trust to operate and license omnibuses.

10. Section 30 of the principal Act is amended—

(*a*) by striking out the words "one shilling" in the fifth line and inserting in lieu thereof "two shillings";

(*b*) by striking out the word "three" in the seventh line and inserting in lieu thereof the word "five";

Amendment of s. 32 of principal Act—Routes and fares for Trust omnibuses.

11. Section 32 of the principal Act is amended—

(*a*) by striking out the words "one shilling" in the fourth line and inserting in lieu thereof the words "two shillings"

(*b*) by striking out the word "three" in the sixth line and inserting in lieu thereof the word "five".

Enactment of s. 43a of principal Act—Grants to Trust.

12. The following section is enacted and inserted in the principal Act after section 43 thereof:—

43a. The Treasurer may from time to time, out of money voted by Parliament for the purpose, make grants to the Trust to enable it to meet the expenses incurred by it in the exercise of its functions under this Act.

Amendment of s. 94 of principal Act—Unlicensed motor omnibuses.

13. Section 94 of the principal Act is amended—

(*a*) by striking out the words "one shilling" in the fourth line of the proviso to subsection (1) and inserting in lieu thereof the words "two shillings";

(*b*) by striking out the word "three" in the fifth line of the said proviso and inserting in lieu thereof the word "five";

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

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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, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

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No. 18 of 1952.

An Act to amend the Uranium Mining Act, 1949-1951.

[*Assented to 30th October,* 1952.]

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 "Uranium Mining Act Amendment Act, 1952".

(2) The Uranium Mining Act, 1949-1951, as amended by this Act, may be cited as the "Uranium Mining Act, 1949-1952".

(3) The Uranium Mining Act, 1949-1951, 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 ss. 4a-4l of principal Act—

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

Oath of service and secrecy.

4a. (1) Any person employed by the State in or in connection with operations or work under this Act shall, if required by the Minister, take an oath or affirmation in the form set out in subsection (3) of this section.

Any such oath or affirmation may be taken before any justice or commissioner for taking affidavits.

(2) If any person when so required does not take such an oath or affirmation, the Minister may, upon reasonable notice, terminate his employment.

(3) The oath or affirmation shall be in the following form, subject, in the case of an affirmation, to the modifications required by section 14 of the Oaths Act, 1936.

Uranium Mining Act, 1949-1952.

OATH OF FAITHFUL SERVICE AND SECRECY.

I, , do swear that I will well and faithfully serve Her Majesty Queen Elizabeth the Second, Her Heirs and Successors according to law, as an employee of the Government of South Australia ; and that I will not, except as allowed by law, communicate to any person any information obtained by me concerning any operations or work carried out, or any act, matter or thing done, arising, or existing under the Uranium Mining Act, 1949-1952 : So Help me God.

Power to declare prohibited areas.

4b. (1) The Governor may by proclamation from time to time—

(*a*) declare any area of land to be a prohibited area for the purposes of this Act :

(*b*) alter any prohibited area so declared by adding land thereto or excluding land therefrom :

(*c*) revoke any proclamation for the time being in force under the preceding paragraphs.

(2) In this section " area of land " includes any building, office, room or other premises.

(3) In this Act the expression " prohibited area " means any area which is a prohibited area within the meaning of any proclamations for the time being in force under this section.

Officer in charge.

4c. The Minister may, by writing under his hand, appoint a person to be the officer in charge of a prohibited area.

Unlawful entry to prohibited areas.

4d. (1) A person shall not enter, be in, or fly over a prohibited area unless he is the holder of a permit granted under this section authorizing him so to enter, be in, or fly over that area : Provided that—

(*a*) no permit shall be required to fly over a prohibited area consisting only of a building office or room ;

(*b*) a permit granted to a person operating aircraft for the carriage of passengers for hire shall be sufficient authority for all persons in an aircraft operated by the person holding the permit to fly over a prohibited area.

(2) The Minister, the officer in charge of a prohibited area, or some other person appointed by the Minister to issue permits under this section, may issue a permit authorizing a person to be in, enter or fly over a prohibited area.

(3) A person who, being the holder of a permit under this section, enters or is in a prohibited area, shall comply with any direction for regulating his conduct while he is in the prohibited area, which is given to him by the officer in charge of the prohibited area.

(4) A person who contravenes or fails to comply with subsection (1) or (3) of this section shall be guilty of an offence.

Wrongful obtaining or communication of information.

4e. (1) In this section "record" includes any written account or description, or any photograph, sketch, plan, model, note or other representation, likeness or record.

(2) A person shall not, except with the permission of the Minister or of a person authorized by the Minister to give permissions under this section—

(*a*) make, have in his possession, or deliver to any other person a record of anything in a prohibited area or of any operations carried out or work done in a prohibited area:

(*b*) communicate to any person any information relating to anything in a prohibited area or to any operations carried out or work done in a prohibited area.

(3) A person who contravenes subsection (2) of this section shall be guilty of an offence.

(4) The preceding subsections of this section shall not apply to the recording or communication of any information which—

(*a*) has been given to either House of the Parliament of the State by a Minister at a public sitting of that House; or

(*b*) is contained in any paper laid by a Minister on the table of either House of Parliament.

Use of cameras.

4f. (1) A person shall not, except with the permission of the officer in charge of a prohibited area, have in his possession carry or use a camera while he is in or on the prohibited area.

(2) A person who contravenes subsection (1) of this section shall be guilty of an offence.

(3) In this section "camera" includes any apparatus capable of taking photographs or other similar representations of any object.

Damage to and interference with works.

4g. (1) A person shall not, without lawful authority, destroy damage or interfere with any real or personal property forming part of, or being within or upon a prohibited area.

(2) A person who contravenes subsection (1) of this section shall be guilty of an offence.

Provisions as to permits and permissions.

4h. (1) Every permit issued or permission given under this Act—

(*a*) shall be in writing signed by the person issuing or giving it:

(*b*) shall be in operation for such period, and contain such conditions and restrictions as are indicated therein:

(*c*) may be suspended or revoked either by the person who issued or gave it or by any other person authorized to issue permits or give permissions under this Act.

(2) The holder of a permit issued under this Act, and the person to whom a permission has been given under this Act, shall comply with the conditions and restrictions specified in the permit or permission and if he does not do so shall be guilty of an offence.

Search of persons entering, leaving or in prohibited areas.

4i. (1) The officer in charge of a prohibited area, or any member of the police force, or any person authorized by the Minister may without warrant detain for the purpose of search, and forthwith search—

(*a*) a person who is in the neighbourhood of, or within, or leaving or entering a prohibited area; and

(*b*) any bag or other article in the possession of any such person.

(2) A person conducting a search in pursuance of the last preceding subsection may seize anything which appears to have been made, obtained, collected, recorded or possessed in contravention of any provision of this Act or which he has reasonable ground for believing will afford evidence of an offence against this Act.

(3) Anything made, obtained, collected, recorded, used or possessed in contravention of this Act shall be the property of the Crown.

(4) A girl or woman shall not be searched under this section except by a woman.

Hearing in camera, etc.

4j. (1) In this section the expression "secret information" means information relating to any operations carried out, or work done, or material obtained or stored, or other transactions, acts, matters or things entered into, done or arising under this Act.

(2) A court which is hearing or about to hear legal proceedings of any kind shall have power to make orders directing all or any of the following things:—

(*a*) that while evidence involving the disclosure of secret information is being given, any persons specified by name or otherwise by the court, or all persons except persons so specified, shall absent themselves from the place where the court is being held;

(*b*) that any evidence involving the disclosure of secret information or any report or account of such evidence or any specified part thereof, shall not be published, or shall be published only in such terms or form or such manner or to such extent as is specified in the order;

(*c*) that the name of any party or witness, or any information intended or sufficient to disclose the identity of a party or witness shall not be published.

(3) In any legal proceedings the Attorney-General (whether he or the Crown is a party to the proceedings or not) may apply to the court for an order under this section and if the court is satisfied by the affidavit of a Minister that it is in the public interest that any evidence indicated in the affidavit (being evidence involving the disclosure of secret information) should not be published or that

the name of any witness should not be published, it shall make such orders of the kind authorized by this section as it deems necessary to prevent such publication.

(4) A person who contravenes or fails to comply with an order made in pursuance of this section shall be guilty of an offence.

Punishment of offences.

4k. (1) A person guilty of an offence against section 4d, 4e, 4f, 4g, 4i, or 4j of this Act may be prosecuted either in a court of summary jurisdiction or on information in the Supreme Court.

(2) Where a person is prosecuted for any such offence in a court of summary jurisdiction the punishment for the offence shall be a fine not exceeding one hundred pounds or imprisonment for not more than six months: Provided that if it is proved that the act or omission constituting the offence was done or made for a purpose prejudicial to the safety or interests of the State or the Commonwealth the punishment shall be a fine not exceeding two hundred pounds or imprisonment for not more than twelve months.

(3) Where a person is prosecuted for any such offence on information in the Supreme Court the punishment for the offence shall be a fine not exceeding two hundred pounds or imprisonment for not more than two years: Provided that if it is proved that the act or omission constituting the offence was done or made for a purpose prejudicial to the safety or interests of the State or the Commonwealth the punishment shall be a fine not exceeding five hundred pounds or imprisonment for not more than seven years.

(4) A court of summary jurisdiction hearing a complaint for an offence against this Act shall be constituted by a special magistrate.

Clubs and refreshment rooms.

4l. (1) The Minister may, within two miles of any mine where mining for uranium is being carried on—

(*a*) establish and maintain premises for use as club rooms or refreshment rooms or both:

(*b*) at any such premises conduct clubs or refreshment rooms or both.

(2) The power to conduct clubs or refreshment rooms under this section shall include power to sell and supply refreshments, including liquor, to provide such accommodation, conveniences and amenities as the Minister thinks

fit, and to do all things incidental to the conduct of clubs and refreshment rooms.

(3) The Minister shall not sell liquor pursuant to this section at any time except during such hours as are prescribed by the Governor by regulations made under this section, or if no hours are so prescribed, during the hours in which it is lawful for the holder of a publican's licence to sell such liquor.

The Governor may by regulation from time to time fix the hours during which liquor may be sold under this section. Any regulations so made may fix different hours for different premises.

Except as provided in this subsection the Minister in selling and supplying liquor under this section shall not be subject to the Licensing Act, 1932-1949.

(4) An amount equal to the profits derived by the Minister from the conduct of any club or refreshment room under this section shall be used for such purposes beneficial to the persons residing in the vicinity of the said club or refreshment room as are approved by the Minister.

(5) In this section "liquor" means liquor as defined in the Licensing Act, 1932-1949.

4. Section 5 of the principal Act is repealed.

Consequential repeal of s. 5 of principal Act.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

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No. 19 of 1952.

An Act to amend the Friendly Societies Act, 1919-1950.

[*Assented to 30th October,* 1952.]

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 " Friendly Societies Act Amendment Act, 1952 ".

(2) The Friendly Societies Act, 1919-1950, as amended by this Act, may be cited as the " Friendly Societies Act, 1919-1952 ".

(3) The Friendly Societies Act, 1919-1950, is hereinafter referred to as " the principal Act ".

Amendment of principal Act, s. 5— Variation of second schedule.

2. Section 5 of the principal Act is amended by adding at the end thereof the following subsections :—

(4) The Governor may, from time to time, by proclamation strike out from the list of societies in the second schedule the names of any societies which have been terminated or dissolved and from the date mentioned in such proclamation this Act shall be read and construed as if the names of the societies so struck out had not been specified in the said schedule at such date.

(5) The Governor may, from time to time, by proclamation strike out from the list of societies in the second schedule the name of any society which has been changed

in pursuance of this Act and may in manner aforesaid add to the said list the new name of the society and from the date mentioned in the proclamation this Act shall be read and construed as if at such date the name of the society so struck out had not been specified in the said schedule and the name so added had been specified in the said schedule.

Amendment of principal Act, s. 7—

Funds for physiotherapy benefits.

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

IIIc. For providing physiotherapeutic treatment to the members, their husbands, wives, widows, children, fathers, mothers, brothers, sisters, nephews, nieces, widowed mothers of deceased members, and wards of members (being orphans) ;

Enactment of s. 7b of principal Act—

4. The following section is enacted and inserted in the principal Act after section 7a thereof :—

Power to society to participate in Commonwealth medical, hospital, etc., schemes.

7b. (1) Any society may, subject to the general laws or rules of the society, become registered as an organization under any law of the Commonwealth relating to the provision of hospital, medical or other benefits or may take such other measures as are necessary to enable the society to be authorized to act under any such law.

(2) Any such society may, subject to the general laws or rules of the society, out of the appropriate fund or funds of the society make any payments for the purpose of securing to the members, their husbands, wives, widows, children, fathers, mothers, brothers, sisters, nephews, nieces, widowed mothers of deceased members and wards of members (being orphans) any of the benefits to which they may be entitled under any such law. The society may receive from the Commonwealth any amount which, under any such law, is payable to the society in repayment (whether in whole or in part) of any payments made by the society as aforesaid. Any amount so received shall be paid by the society into the fund or funds from which the payments aforesaid were made by the society.

Enactment of s. 8a of principal Act—

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

Power to admit members with limited rights.

8a. (1) Every society may, subject to the general laws or rules of the society, admit persons to the membership of the society upon condition that the persons so admitted shall have the right to contribute only to any specified fund or funds of the society.

(2) Notwithstanding anything in the general laws or rules of the society, any person admitted to membership upon a condition such as is referred to in subsection (1) shall have the same rights as other members of the society to vote at meetings of the society on any question relating to the fund or funds to which the person so admitted to membership contributes.

Enactment of s. 10b of principal Act—

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

Powers of committee of management as to entrance fees, etc.

10b. (1) Subject to subsection (2) the committee of management of any society may, from time to time, vary the entrance fees and subscriptions payable to the society and the benefits payable by or provided by the society.

(2) If the committee of management of any society varies the entrance fees or subscriptions payable to the society or the benefits payable by or provided by the society then, whether the variation is made pursuant to the powers conferred by subsection (1) or whether the variation is made pursuant to powers given to the committee of management by the general laws or rules of the society, the variation shall be submitted for approval at the first annual general meeting of the society held after the making of the variation.

If the variation is not so submitted or if at the meeting a resolution approving the variation is not carried, then the variation shall, as from the time the general meeting is concluded, cease to have any force or effect.

Amendment of principal Act, s. 11—Signatures to cheques.

7. Section 11 of the principal Act is amended by adding at the end of subsection (2) thereof the words " or by a person authorized by the committee of management of the society to countersign such cheques. The committee of management of any society may from time to time authorize any one person to countersign cheques for the withdrawal of such funds and may from time to time withdraw any such authority. If any person is so authorized by the committee of management to countersign cheques no other person shall be so authorized so long as the authority aforesaid is not withdrawn ".

Enactment of s. 44b of principal Act—

8. The following section is enacted and inserted in the principal Act after section 44a thereof:—

Change of name of society.

44b. (1) Any society may by resolution of the society change the name of the society.

(2) No resolution by any society for the change of the name of the society shall be valid unless the resolution is—

(*a*) agreed to by the committee of management of the society ; and

(*b*) confirmed by not less than three-fourths of the votes recorded by members of the society or of the representatives of the branches of the society at a general meeting duly convened for that or some other purpose.

(3) The change of name of a society shall not affect any rights or obligations of the society, or render defective any legal proceedings instituted by or against the society, and any legal proceedings which might have been continued or commenced by or against the society in its former name may be continued or commenced against it by its new name.

Amendment of principal Act, s. 45—Registration of resolution for change of name.

9. Section 45 of the principal Act is amended—

(*a*) by inserting after the passage " section 44a " in the sixth line thereof the passage " or section 44b " ;

(*b*) by adding at the end of subsection (2) thereof the words " The Public Actuary shall not register any such resolution for the change of the name of a society if the new name of the society is the same as that of any society specified in the second schedule or is so similar thereto as to be likely to be mistaken for it ".

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 20 of 1952.

An Act to amend the Hospitals Act, 1934-1951.

[*Assented to 30th October,* 1952.]

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, 1952".

(2) The Hospitals Act, 1934-1951, as amended by this Act, may be cited as the "Hospitals Act, 1934-1952".

(3) The Hospitals Act, 1934-1951, is hereinafter referred to as "the principal Act".

Amendment of principal Act, s. 49—Interpretation.

2. Section 49 of the principal Act is amended—

(*a*) by striking out paragraph (*c*) of the definition of "Government hospital" therein;

(*b*) by striking out the word "assurance" in the fourth to last line thereof and by inserting in lieu thereof the word "insurance".

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 21 of 1952.

An Act to amend the Local Government Act, 1934-1951.

[*Assented to 6th November,* 1952.]

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, 1952 ".

(2) The Local Government Act, 1934-1951, as amended by this Act, may be cited as the " Local Government Act, 1934-1951 ".

(3) The Local Government Act, 1934-1951, is hereinafter referred to as " the principal Act.".

Amendment of principal Act, s. 47—

Petition for constitution of municipality as a city.

2. Section 47 of the principal Act is amended—

(*a*) by inserting after the word " any " in the first line thereof the word " metropolitan " ;

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

(1a) If the council of any municipality (other than a metropolitan municipality) has reason to believe that the total number of inhabitants within the municipality exceeds ten thousand, the council may, by petition, pray the Governor to make a proclamation declaring the municipality to be a city.

(*c*) by adding at the end of subsection (2) thereof the words " or, as the case may be, ten thousand ".

Amendment of principal Act, s. 48—
Proclamation of municipality as a city.

3. Section 48 of the principal Act is amended—

(*a*) by inserting after the word "any" in the second line thereof the word "metropolitan";

(*b*) by inserting after the word "thousand" in the third line thereof the words "or in any municipality (other than a metropolitan municipality) exceeds ten thousand".

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 22 of 1952.

An Act to amend the Electricity Trust of South Australia Act, 1946-1949.

[*Assented to 13th November,* 1952.]

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

Short titles.

1. (1) This Act may be cited as the "Electricity Trust of South Australia Act Amendment Act, 1952".

(2) The Electricity Trust of South Australia Act, 1946-1949, as amended by this Act, may be cited as the "Electricity Trust of South Australia Act, 1946-1952".

(3) The Electricity Trust of South Australia Act, 1946-1949, 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. 6 of principal Act—Members of trust.

3. Section 6 of the principal Act is amended by striking out the word "sixty-five" in paragraph (*b*) of subsection (2) and inserting in its place the word "seventy".

Enactment of s. 8a of principal Act—

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

Retirement on account of age.

8a. (1) Every member of the trust shall retire upon attaining the age of seventy years, whether or not he has then held office for five years, and shall not thereafter be eligible for re-appointment.

(2) A person who has attained the age of sixty-five years may be re-appointed as a member of the trust for a period ending on his seventieth birthday.

Enactment of s. 20a of principal Act—

5. The following section is enacted and inserted in the principal Act after section 20 thereof:—

Inscribed debenture stock.

20a. (1) In any case where the Trust has power to issue debentures it may issue inscribed debenture stock instead of such debentures.

(2) On the application of the owner of any debentures issued by the Trust, whether before or after the passing of the Electricity Trust of South Australia Act Amendment Act, 1952, the Trust may convert them into inscribed debenture stock.

(3) The Trust shall keep a Register of inscribed debenture stock. The Register of inscribed debenture stock is hereinafter in this section called " the Register ".

(4) Inscribed debenture stock shall be deemed to be issued, and debentures shall be deemed to be converted into inscribed debenture stock, when the name of the owner, and the amount and description of the stock, and any other particulars determined by the Trust, are entered in the Register.

(5) A person whose name is inscribed in the Register as the owner of any inscribed debenture stock shall be deemed to be the owner of that stock and may dispose of and transfer it in the manner prescribed by this section and may give effectual receipts for any money paid to him by way of consideration.

(6) The Trust may, if it sees reasonable cause for doing so, issue to any person a certificate stating that any person was on a day and at an hour mentioned in the certificate inscribed in the Register as the owner of a specified amount of inscribed debenture stock.

Such a certificate shall be *prima facie* evidence of the fact stated thereon.

(7) The legal ownership of inscribed debenture stock shall not be transferred from the owner whose name is inscribed in the Register to any other person until—

(*a*) the said owner and the transferee have executed a transfer in a form fixed by the Trust, and the name of the transferee and the amount of his stock have been entered in the Register; or

(*b*) a person to whom the title to any inscribed debenture stock has passed on death or bankruptcy or otherwise by operation of law has produced to the Trust such reasonable evidence of his title as the Trust requires, and his name has been entered in the Register as the owner of the stock.

(8) No notice of any trust, express implied or constructive, affecting inscribed debenture stock, shall be received by the Trust or entered in the Register or any other book kept by the Trust.

(9) Subject to the provisions of this section relating to the transfer and transmission of inscribed debenture stock and notice of trusts, equitable interests may be enforced against the owners of inscribed debenture stock.

(10) Section 20 of this Act shall apply in relation to inscribed debenture stock in the same way as it applies to debentures.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 23 of 1952.

An Act to amend the Industrial and Provident Societies Act, 1923-1935.

[*Assented to 13th November,* 1952.]

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 " Industrial and Provident Societies Act Amendment Act, 1952 ".

(2) The Industrial and Provident Societies Act, 1923-1935, as amended by this Act, may be cited as the " Industrial and Provident Societies Act, 1923-1952 ".

(3) The Industrial and Provident Societies Act, 1923-1935, 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. 15— Audit.

3. Section 15 of the principal Act is amended by striking out the words " of receipts and payments and " in the first and second lines of paragraph (*a*) of subsection (3) thereof.

Amendment of principal Act, s. 16— Periodical returns and statements.

4. Section 16 of the principal Act is amended by striking out the words " of receipts and payments and " in the fourth and fifth lines of subsection (1) thereof.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 24 of 1952.

An Act to amend the Metropolitan and Export Abattoirs Act, 1936-1948.

[*Assented to 13th November,* 1952.]

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

Short titles.

1. (1) This Act may be cited as the "Metropolitan and Export Abattoirs Act Amendment Act, 1952."

(2) The Metropolitan and Export Abattoirs Act, 1936-1948, as amended by this Act, may be cited as the "Metropolitan and Export Abattoirs Act, 1936-1952."

(3) The Metropolitan and Export Abattoirs Act, 1936-1948, is hereafter referred to as "the principal Act."

Amendment of principal Act, s. 67—Signing of cheques.

2. Subsection (2) of section 67 of the principal Act is amended so as to read as follows:—

(2) No funds shall be withdrawn from any bank except by cheque signed by the chairman, by any member, or by an officer of the board authorized in that behalf by the board and countersigned by an officer of the board authorized in that behalf by the board. The board may from time to time authorize any officer of the board to sign cheques as aforesaid and may from time to time authorize any officer of the board to countersign cheques as aforesaid. Any such authority may at any time be withdrawn by the board.

Amendment of principal Act, s. 85—Slaughtering of stock by Zoological Society.

3. Section 85 of the principal Act is amended by striking out the proviso thereto and by inserting in lieu thereof the following proviso:—

Provided that this section shall not apply to stock slaughtered by the Royal Zoological Society of South Australia Incorporated for consumption at the Zoological Gardens by animals thereat.

Amendment of principal Act, s. 86—Disposal of stock dying.

4. Section 86 of the principal Act is amended—

(*a*) by inserting at the end of paragraph (*b*) thereof the word "or";

(*b*) by inserting after paragraph (*b*) thereof the following paragraph:—

(*c*) arrange with the Royal Zoological Society of South Australia Incorporated for the carcass of such stock to be conveyed to the Zoological Gardens for consumption by animals thereat:

(*c*) by striking out the words "or to stock killed at the Zoological Gardens for consumption by animals thereat" in the last three lines thereof and by inserting in lieu thereof the words "Provided also that this section shall not apply to stock slaughtered by the Royal Zoological Society of South Australia Incorporated for consumption at the Zoological Gardens by animals thereat."

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 25 of 1952.

An Act to amend the Early Closing Act, 1926-1945.

[*Assented to 20th November*, 1952.]

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 " Early Closing Act Amendment Act, 1952 ".

(2) The Early Closing Act, 1926-1945, as amended by this Act, may be cited as the " Early Closing Act, 1926-1952 ".

(3) The Early Closing Act, 1926-1945, 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.

Enactment of s. 36a of principal Act—

3. The following section is enacted and inserted after section 36 of the principal Act :—

Closing time not to apply to hairdressers' shops in proclaimed area

36a. (1) The Governor may in respect of any shopping district (other than the Metropolitan Shopping District) specified in the proclamation or in respect of any part of any such shopping district specified in the proclamation, from time to time by proclamation declare either or both of the following, namely :—

(*a*) that the closing times prescribed by section 35 shall not apply with respect to the business of hairdressing carried on in hairdressers' shops within that shopping district or part ;

(*b*) that the closing times prescribed by section 36 shall not apply with respect to the business of hairdressing carried on in hairdressers' shops within that shopping district or part.

(2) If any proclamation is made pursuant to paragraph (*a*) of subsection (1) hereof then during the time the proclamation remains in operation the provisions of section 35 shall not apply with respect to the business of hairdressing carried on in hairdressers' shops within the shopping district or part thereof specified in the proclamation and if any proclamation is made pursuant to paragraph (*b*) of subsection (1) hereof then during the time the proclamation remains in operation the provisions of section 36 shall not apply with respect to the business of hairdressing carried on in hairdressers' shops within the shopping district or part thereof specified in the proclamation.

(3) The Governor may, by proclamation, revoke or, from time to time, vary any such proclamation.

Enactment of s 73a of principal Act—

4. The following section is enacted and inserted in the principal Act after section 73 thereof:—

Discretion of Minister.

73a. Notwithstanding any other provision of this Act, if the Minister is of opinion that it would not be in the best interests of the public to grant a petition presented under section 57 or 67 of this Act, he shall not be obliged to grant such petition, and may refrain from making any declaration pursuant to such petition.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

***

Estimates, 1952-53.

for the year ending the thirtieth day of June, nineteen hundred and fifty-three, the sum of thirty-nine million, nine hundred and sixty-nine thousand, eight hundred and seventy-seven pounds, the said amount being appropriated as follows, viz. :—

	£
Legislative Council	8,314
House of Assembly	12,732
Parliamentary Library	4,014
Joint House Committee	9,312
Electoral	43,078
Government Reporting	23,049
Parliamentary Standing Committee on Public Works	3,017
Parliamentary Committee on Land Settlement	3,203
Legislature, Miscellaneous	28,528
State Governor's Establishment	4,691
Chief Secretary	13,163
Statistical	45,320
Audit	45,754
Printing and Stationery	200,439
Police	1,302,589
Sheriff and Gaols and Prisons	170,529
Hospitals	2,894,617
Children's Welfare and Public Relief	460,215
Public Health	108,112
Chief Secretary, Miscellaneous	913,267
Attorney-General	10,336
Registrar of Companies	8,182
Crown Solicitor	25,206
Parliamentary Draftsman	5,419
Public Trustee	43,376
Supreme Court	51,644
Adelaide Local Court	26,408
Adelaide Police Court	26,854
Country and Suburban Courts	34,774
Coroners	4,675
Registrar-General of Deeds	82,637
Attorney-General, Miscellaneous	6,237
The Treasury	26,962
Superannuation	36,102
Motor Vehicles	136,558
Agent-General in England	26,128
Land Tax	75,668
Stamp and Succession Duties	29,950
Publicity and Tourist Bureau and Immigration	147,908
Prices Control	84,078
Building Materials	10,489
Treasurer, Miscellaneous	5,606,963
Lands	507,426
Botanic Garden	47,692
Government Motor Garage	19,355
Advances to Settlers, Vermin Proof Fencing and Loans for Fencing and Water Piping	4,980
Minister of Lands, Miscellaneous	22,199
Public Works (Office of the Minister)	5,483
Engineering and Water Supply	1,739,720
Architect-in-Chief	171,720

	£
Government Offices	108,797
Cemetery	18,100
Public Stores	102,381
Aborigines	87,896
Public Works	759,850
Minister of Works, Miscellaneous	24,864
Education	4,370,326
The Libraries	92,403
The Museum	30,823
The Art Gallery	14,694
Observatory	408
Minister of Education, Miscellaneous	672,855
Industry	55,561
Factories and Steam Boilers	43,371
Minister of Industry, Miscellaneous	1,743
Minister of Agriculture	6,744
Agriculture	436,203
Agricultural College	102,924
Produce	189,688
Fisheries and Game	16,876
Chemistry	36,016
Primary Producers' Assistance	5,342
Minister of Agriculture, Miscellaneous	70,994
Department of Lands—Irrigation and Drainage	445,741
Mines	504,586
Minister of Mines, Miscellaneous	2,500
Harbors Board	1,183,356
Minister of Marine, Miscellaneous	535
Railways	15,019,841
Transport Control Board	16,019
Minister of Railways, Miscellaneous	6,432
Highways and Local Government	180,176
Minister of Local Government, Miscellaneous	42,760
Total	£39,969,877

(2) If—

(*a*) during the financial year ending on the thirtieth day of June nineteen hundred and fifty-three 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, 1936-1947 (as amended by the Public Finance Act, 1949), 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, 1920-1951, 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 fifty-four.

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 fifty-three notwithstanding that the payment is—

(*a*) in respect of a period prior to the first day of July, nineteen hundred and fifty-two; 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, 1936-1951, or under any regulation of the South Australian Railways Commissioner.

Payments to be in addition to other payments.

7. Any amount appropriated by this Act may be paid for the purpose for which it is so appropriated, in addition to any other amount appropriated by law for that purpose.

Authority for certain payments for use of vehicles.

8. (1) Payments may be made to officers of the public service for the hire of any motor car, motor cycle or cycle used by any such officer on or after the first day of January, nineteen hundred and fifty-two at the rates prescribed by Public Service Regulation 67, as if that regulation had come into force on the first day of January, nineteen hundred and fifty-two.

(2) Any payments made as mentioned in subsection (1) of this section whether before or after the passing of this Act shall be deemed to have been lawfully made.

(3) In this section "Public Service Regulation 67" means regulation 67 of the regulations made under the Public Service Act, 1916-1920, as published in the *Government Gazette* dated 15th May, 1952, at pages 1060-1062.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 27 of 1952.

An Act to amend the Criminal Law Consolidation Act, 1935-1940.

[*Assented to 27th November,* 1952.]

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

Short titles.

1. (1) This Act may be cited as the "Criminal Law Consolidation Act Amendment Act, 1952".

(2) The Criminal Law Consolidation Act, 1935-1940, as amended by this Act, may be cited as the "Criminal Law Consolidation Act, 1935-1952".

(3) The Criminal Law Consolidation Act, 1935-1940, is hereinafter called "the principal Act".

Incorporation.

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

Enactment of s. 14a. of the principal Act—

3. The following section is enacted and inserted in the principal Act after section 14 thereof:—

Power to convict for careless driving on trial for manslaughter, etc.

14a. (1) If upon the trial of a person for manslaughter or for an offence against section 14 of this Act the jury is not satisfied that the accused is guilty of the offence charged, but is satisfied that he is guilty of an offence of driving a motor vehicle without due care or attention,

or without reasonable consideration for other persons using the road, or recklessly, or at a speed or in a manner which is dangerous to the public, the jury may bring in a verdict that he is guilty of the offence as to which it is so satisfied.

(2) If the accused is found guilty of any such offence the court may impose on him either or both of the following penalties, namely :—

(*a*) a fine not exceeding one hundred pounds ;

(*b*) imprisonment for a term not exceeding six months.

In addition the court may make such order under section 38a of the Road Traffic Act, 1934-1951, as the court deems just.

Consequential amendment of s. 15 of principal Act.

4. Section 15 of the principal Act is amended by striking out in the first line the words " the last preceding section " and inserting in their place the words "section 14 of this Act ".

Enactment of s. 38a of principal Act—

5. The following section is enacted and inserted in the principal Act after section 38 thereof :—

Power to convict of careless driving on charge of causing bodily harm.

38a. (1) If upon the trial of a person for an offence against section 38 of this Act the jury is not satisfied that the accused is guilty of the offence charged, but is satisfied that he is guilty of driving a vehicle or animal without due care or attention, or without reasonable consideration for other persons using the road, or recklessly, or at a speed or in a manner which is dangerous to the public the jury may bring in a verdict that he is guilty of the offence as to which it is so satisfied.

(2) If the accused is found guilty of any such offence the court may impose on him either or both of the following penalties, namely :—

(*a*) a fine not exceeding one hundred pounds ;

(*b*) imprisonment for a term not exceeding six months.

In addition the court may make such order under section 38a of the Road Traffic Act, 1934-1951, as the court deems just.

(3) In this section " vehicle " has the same meaning as in section 38.

Repeal of s. 46 of principal Act and enactment of other provisions—

6. Section 46 of the principal Act is repealed and the following section inserted in its place :—

Summary proceedings for assault.

46. (1) A complaint for assault or battery laid by or on behalf of the party aggrieved may be heard and determined summarily.

(2) In any such summary proceedings the court may punish the defendant by a fine not exceeding one hundred pounds, or imprisonment for any term not exceeding six months.

(3) Where the complaint is laid by the person aggrieved by the assault or battery the court may on the application of that person, in addition to imposing such penalty (if any) as the court deems proper, order the offender to pay to the said party such sum by way of compensation for the injury or loss suffered by him from the assault or battery as the court deems just.

(4) If at the conclusion of the hearing of the complaint the court is of opinion that it has not sufficient evidence to enable it to determine the liability for, or the amount of, the compensation, or that for any other reason it is not expedient to determine the question of compensation in those proceedings, it may decline to consider the application for compensation.

In such a case the application for compensation under this section shall not be a bar to any other proceedings for compensation.

Amendment of s. 54 of principal Act—Consequential amendment.

7. Section 54 of the principal Act is amended by striking out the words " any of the last preceding four sections " in the first and second lines of section 54 and inserting in lieu thereof the words " section 50, 51, 52 or 53 ".

Amendment of s. 55 of principal Act—Carnal knowledge

8. Section 55 of the principal Act is amended—

(*a*) by striking out the word " sixteen " in the fourth line of paragraph (*a*) of subsection (1) and inserting in lieu thereof the word " seventeen " ;

(*b*) by inserting after the word " attempt " in the fourth line of subsection (2) the words " the said female was of or above the age of sixteen years and " ;

(*c*) by striking out the word " sixteen " in paragraphs (*a*) and (*b*) of subsection (2) and inserting in lieu thereof in each case the word " seventeen " ; and

(*d*) by striking out subsection (3) thereof.

Enactment of s. 57a and 57b of principal Act—

9. The following sections are enacted and inserted in the principal Act after section 57 thereof :—

Power to take plea of guilty without evidence.

57a. (1) When a person is charged with carnal knowledge of a girl under seventeen years of age, or with indecent assault, the justice sitting to conduct the preliminary

examination of the witnesses may, without taking any evidence, accept a plea of guilty and commit the defendant to gaol, or admit him to bail, to appear for sentence.

(2) The justice shall take written notes of any facts stated by the prosecutor as the basis of the charge and of any statement made by the defendant in contradiction or explanation of the facts stated by the prosecutor, and shall forward those notes to the Attorney-General, together with any proofs of witnesses tendered by the prosecutor to the justice.

(3) The Attorney-General shall cause the said notes and proofs of witnesses to be delivered to the proper officer of the court at which the defendant is to appear for sentence, before or at the opening of the said court on the first sitting thereof, or at such other time as the judge who is to preside in such court may order.

(4) This section shall not restrict or take away any right of the defendant to withdraw a plea of guilty and substitute a plea of not guilty.

Indecent interference with children and females.

57b. (1) Any person who indecently interferes with—

(*a*) any child, male or female, under the age of seventeen years, whether with or without the consent of such child ; or

(*b*) any female of or above the age of seventeen years, without her consent,

shall be guilty of an offence punishable on summary conviction.

Penalty : For a first offence, imprisonment for not more than one year, or a fine of not more than fifty pounds or both such imprisonment and fine.

(2) Every complaint for an offence against this section shall be heard by a magistrate.

(3) If at the close of the case for the prosecution it appears to the Magistrate hearing a complaint under this section that the offence includes carnal knowledge or attempted carnal knowledge or is, in his opinion, of such an aggravated nature that it cannot be sufficiently punished under this section, he shall commit the defendant for trial on any charge which, in his opinion, is disclosed by the evidence.

Enactment of s. 76a of principal Act—

10. The following section is enacted and inserted in the principal Act after section 76 thereof:—

Limitation of time for laying informations for certain offences.

76a. (1) No information shall be laid for any offence specified in subsection (3) of this section more than three years after the commission of the offence.

(2) For the purpose of computing the time within which any such information may be laid, any time during which the defendant was out of the State shall not be counted.

(3) The offences to which this section applies are the offences mentioned in sections 48, 49, 50, 51, 52, 53, 55, 56, 57b, 58, 59, 60, 61, 62, 63, 64, 65, 66, 68, 69, 70, 71, and 72 of this Act.

Amendment of s. 77a of principal Act—

Detention of persons incapable of controlling sexual instincts.

11. Section 77a of the principal Act (as enacted by section 7 of the Criminal Law Consolidation Act Amendment Act, 1940) is amended—

(*a*) by adding at the end of subsection (2) thereof the following passage:—

> For the purpose of conducting the said examination and making their report the medical practitioners may obtain the assistance of any psychologist, social worker, probation officer, or other person whose assistance they deem necessary:

(*b*) by striking out the words "it is expedient to release him" at the end of subsection (3) and inserting in lieu thereof the words "he is fit to be at liberty";

(*c*) by inserting after the words "but that" in the third line of subsection (4) the figure "(i.)";

(*d*) by inserting after the word "others" in the sixth line of subsection (4) the words and figure "or (ii.) for any other reason it would be expedient for him to be detained in an institution" and

(*e*) by inserting after the word "control" in the ninth line of subsection (4) the words "or that it is expedient that the offender be so detained".

Repeal of s. 313 of principal Act and enactment of other provisions—

Fines, and sureties.

12. Section 313 of the principal Act is repealed and the following section is enacted in lieu thereof:—

313. (1) Where any person is convicted in the Supreme Court of any felony (other than treason or murder) or of any misdemeanour the court may, in addition to or in lieu

of imposing any other punishment which may lawfully be imposed, exercise all or any of the following powers, namely—

(*a*) fine the offender such amount as the court deems just;

(*b*) grant time for the payment of any fine and permit payment thereof by instalments and impose a term of imprisonment in default of payment of the fine or of any instalment thereof;

(*c*) require the offender to enter into his own recognizance with or without sureties for keeping the peace or being of good behaviour, or for both of those purposes, and for complying with such other conditions as the court may impose.

(2) A person shall not be imprisoned for more than one year for not finding sureties under this section.

(3) Notwithstanding any other enactment any power conferred by subsection (1) of this section may be exercised in relation to any offence punishable in the Supreme Court, other than—

(*a*) treason and murder; and

(*b*) any offence in respect of which it is expressly provided by any enactment that the said power shall not be used.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

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No. 28 of 1952.

An Act to amend the Advances to Settlers Act, 1930-1944.

[*Assented to 27th November,* 1952.]

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 " Advances to Settlers Act Amendment Act, 1952 ".

(2) The Advances to Settlers Act, 1930-1944, as amended by this Act, may be cited as the " Advances to Settlers Act, 1930-1952 ".

(3) The Advances to Settlers Act, 1930-1944, is hereinafter referred to as " the principal Act ".

Amendment of principal Act, s. 3—Interpretation.

2. Section 3 of the principal Act is amended—

(*a*) by inserting after the word " settler " in the definition of " holding " therein the words " in fee simple or " ;

(*b*) by striking out the definition of " settler " therein and by inserting in lieu thereof the following definition :—

" settler " means any person who is engaged in agricultural, horticultural, viticultural, or pastoral pursuits on any land—

(*a*) of which he is the proprietor of any estate in fee simple ; or

(*b*) which is comprised in a lease or agreement held by him, whether the original lessee or holder or a successor in title of the original lessee or holder.

Amendment of principal Act, s. 7—Advances to settlers.

3. Section 7 of the principal Act is amended—

(*a*) by striking out subsections (2) to (5), both inclusive, thereof and by inserting in lieu thereof the following subsections :—

(2) Advances may be made to a settler for any purpose mentioned in subsection (1) hereof but the total sum so advanced shall, subject to subsection (3) hereof, not exceed the amount of two thousand four hundred pounds.

(3) Any advance made under this section shall not be made to an amount so that the total amounts secured by mortgage (whether made pursuant to this or any other Act or otherwise) of the holding of the settler exceeds nine-tenths of the fair estimated value of the holding of the settler and any improvements already made on his holding and those in the course of being made thereon.

(*b*) by striking out the words " lease or agreement under which they hold " in the penultimate and last lines thereof and by inserting in lieu thereof the word " holding ".

Amendment of principal Act, s. 11—Advance to be secured by mortgage.

4. Section 11 of the principal Act is amended—

(*a*) by striking out the words " lease or agreement, and his " in the third line thereof ;

(*b*) by striking out the word " his " in the eighth line thereof and by inserting in lieu thereof the word " any ".

Amendment of principal Act, s. 12a—Advances for erection of dwelling-houses.

5. Section 12a of the principal Act is amended—

(*a*) by striking out subsection (1) thereof ;

(*b*) by inserting after the word " thousand " in the second line of subsection (2) thereof the words " seven hundred and fifty " ;

(*c*) by striking out the words " primary producer " wherever they occur in the said section and by inserting in lieu thereof in every case the word " settler ".

Enactment of s. 17a of principal Act—

6. The following section is enacted and inserted in the principal Act after section 17 thereof:—

Power of bank to pay off prior mortgage.

17a. (1) In any case where—

(*a*) an advance made under this Act or any repealed Act in respect of any holding is secured by a mortgage which is subject to a previous mortgage or charge; and

(*b*) the settler has made default in any payment required to be made pursuant to the previous mortgage or charge; and

(*c*) the bank is satisfied that, for the proper protection of the security given to secure the repayment of the advance made under this Act or any repealed Act it is desirable so to do,

the bank may pay to the person entitled thereto the whole or any part of the amount by which the settler is so in default.

(2) Any amount so paid by the bank shall be deemed to be added to the advance made under this Act or any repealed Act and any mortgage (whether given before or after the passing of the Advances to Settlers Act Amendment Act, 1952) to secure any such advance shall be deemed to provide accordingly.

Amendment of principal Act, s. 18—Breach of mortgage.

7. Section 18 of the principal Act is amended by inserting after the word "mortgage" in the second line thereof the words "of his estate or interest in any lease or agreement".

Amendment of principal Act, s. 19—Recovery of instalments.

8. Section 19 of the principal Act is amended—

(*a*) by striking out the words "and his lease or agreement" in the eighth line of subsection (2) thereof;

(*b*) by striking out the words "holding and the lease or agreement" in the penultimate line of subsection (2) thereof and by inserting in lieu thereof the words "estate and interest of the settler in the holding".

Amendment of principal Act, s. 21—Restriction on transfer, subletting, etc.

9. Section 21 of the principal Act is amended—

(*a*) by striking out the words "his lease or agreement" in the sixth line thereof and by inserting in lieu thereof the words "any part of his estate or interest in the holding";

(*b*) by striking out the words " his lease or agreement " in the second line of paragraph III. of subsection (1) thereof and by inserting in lieu thereof the words " any part of his estate or interest in the holding " ;

(*c*) by striking out the words " and his lease or agreement " in the penultimate line of paragraph III. of subsection (1) thereof ;

(*d*) by striking out the words " the lease or agreement " in the first line of paragraph IV. of subsection (1) thereof and by inserting in lieu thereof the words " any lease or agreement of the holding of the settler " ;

(*e*) by striking out the words " and his lease or agreement " in the penultimate and last lines of paragraph IV. of subsection (1) thereof.

Amendment of principal Act, s. 28—Balance-sheet

10. Section 28 of the principal Act is amended by striking out the words " Commissioner of Crown Lands " in the first and second lines thereof and by inserting in lieu thereof the words " Minister of Lands ".

Repeal of s. 30 of principal Act.

11. Section 30 of the principal Act is repealed.

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

J. M. NAPIER, Lieutenant-Governor.

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(2) Subsection (1) of this section 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, Lieutenant-Governor.

ANNO PRIMO

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storeys the total superficies calculated as aforesaid in respect of each storey in the building or structure; and

(*b*) the superficies calculated in accordance with paragraph (*a*) hereof of every verandah, balcony, porch and similar structure attached to the building or structure:

"building" includes any dwellinghouse or outbuilding:

"cost", in relation to any building operation referred to in this Act, includes wages paid or due to permanent or temporary employees, sums paid or due to contractors or sub-contractors, and the fair value of all materials used in connection with the building operation, including provisional and prime cost items, fixtures and installations incidental to the building operation (whether acquired for the purpose of the building operation in the course of which they are used or otherwise and whether acquired or paid for in the financial year in which the building operation is carried out or otherwise) and the fair value of all services rendered in connection with the building operation, but does not include the time or labour of the person for whom the building operation is carried out, unless it is within the business of that person to carry out that building operation and the time or labour is expended by him on the building operation within ordinary business hours:

"financial year" means a period of twelve months ending on the thirtieth day of June:

"metropolitan area" means the area comprised within the municipalities of Adelaide, Brighton, Burnside, Campbelltown, Enfield, Glenelg, Henley and Grange, Hindmarsh, Kensington and Norwood, Marion, Mitcham, Payneham, Port Adelaide, Prospect, St. Peters, Thebarton, Unley, Walkerville, West Torrens and Woodville and the area comprised within the Garden Suburb:

"Minister" means the Minister of the Crown to whom for the time being the administration of this Act is committed by the Governor:

"outbuilding" includes laundry, garage, stable, shed, workshop, and any other building of a similar nature:

"registered interest" means—

(*a*) an estate of freehold or leasehold; or

(*b*) an agreement for sale and purchase with the Crown,

which is registered under The Real Property Act, 1886-1945, or the Registration of Deeds Act, 1935 :

" repealed Act " means any Act repealed by this Act and any Act repealed by any Act so repealed :

" square " applied to the measurement of any area means an area of one hundred square feet.

(2) For the purposes of this Act an outbuilding shall be deemed to be appurtenant to a building or structure if the outbuilding is situated on land occupied with the building or structure.

Regulation of building operations.

4. (1) No person shall construct or cause to be constructed any building or structure or shall carry out or cause to be carried out any addition or alteration to any building or structure except as provided by subsection (2) of this section.

(2) The carrying out of any of the following works shall not be a contravention of this section :—

1. The construction of any dwellinghouse and any appurtenant outbuilding where—

(*a*) the total area of the dwellinghouse (including all outbuildings appurtenant to the dwellinghouse other than outbuildings upon land used as a grazing area, farm, orchard, vineyard, market garden, dairy farm, poultry farm, pig farm or apiary), does not exceed or, if completed, will not exceed eighteen squares ; and

(*b*) (i.) the dwellinghouse is constructed at the cost of a person upon land in which that person has a registered interest and the dwellinghouse is constructed for occupation by that person as his permanent and principal place of residence ; or

(ii.) the dwellinghouse is constructed at the cost of a person upon land in which that person has a registered interest and the dwellinghouse is constructed for occupation by a person employed or to be employed by the first mentioned person :

s. 4. FLANNAGAN v. MADDAFORD (1952) S.A.S.R. 174. Where the owner of a building to whom a permit for the making of additions to the building had been granted under section 4 of the Building Materials Act, 1949-1951, carried out those additions and, in the same financial year, made further additions within the cost provided by section 4 (2) III. of that Act, held that the owner had not contravened that section.

II. The construction of any dwellinghouse and any appurtenant outbuilding (other than a dwelling-house such as is referred to in paragraph I. of this subsection) where—

(*a*) the total area of the dwellinghouse (including all outbuildings appurtenant to the dwellinghouse other than outbuildings upon land used as a grazing area, farm, orchard, vineyard, market garden, dairy farm, poultry farm, pig farm or apiary) does not exceed or, if completed, will not exceed eighteen squares; and

(*b*) no materials of any of the kinds mentioned in subsection (1) of section 7 are used in the construction of the dwellinghouse or any outbuilding appurtenant thereto:

III. The construction of any dwellinghouse and any appurtenant outbuilding where—

(*a*) the total area of the dwellinghouse (including all outbuildings appurtenant to the dwellinghouse) does not exceed or, if completed, will not exceed twenty squares; and

(*b*) no materials of any of the kinds mentioned in subsection (1) of section 7 are used in the construction of the dwellinghouse or any outbuilding appurtenant thereto; and

(*c*) the dwellinghouse is constructed at the cost of a person upon land in which that person has a registered interest and is constructed for occupation by him as his permanent and principal place of residence; and

(*d*) no cement manufactured within the State and no cement product which is manufactured in whole or in part from cement manufactured within the State is, before the twenty-eighth day of February, nineteen hundred and fifty-three, used in the construction of the dwelling-house or any outbuilding appurtenant thereto:

IV. The construction of any building or structure (other than a dwellinghouse such as is referred to in paragraph I. II. or III. of this subsection), the total area of which does not exceed or, if completed, will not exceed three squares and the total cost of

construction of which does not exceed or, if completed, will not exceed three hundred pounds (exclusive of the cost of any painting): Provided that nothing in this paragraph shall be deemed to authorize the construction of an outbuilding appurtenant to a dwellinghouse during the time the dwellinghouse is under construction or within twelve months after its completion:

v. The construction of any outbuilding upon land used as a grazing area, farm, orchard, vineyard, market garden, dairy farm, poultry farm, pig farm, or apiary, or the carrying out of any addition to any such outbuilding:

vi. The carrying out of an addition to any dwellinghouse which dwellinghouse was completed after the third day of September, nineteen hundred and thirty-nine, where the total of the area of the dwellinghouse (including all outbuildings appurtenant to the dwellinghouse other than outbuildings upon land used as a grazing area, farm orchard, vineyard, market garden, dairy farm, poultry farm, pig farm or apiary) and the area of the addition does not exceed eighteen squares:

vii. The carrying out of an addition to any dwellinghouse where the total of the area of the dwellinghouse (including all outbuildings appurtenant to the dwellinghouse other than outbuildings upon land used as a grazing area, farm, orchard, vineyard, market garden, dairy farm, poultry farm, pig farm or apiary) and the area of the addition does not exceed eighteen squares and where the person at whose cost the addition is carried out resides in the dwellinghouse:

viii. The carrying out during any financial year of any additions to any completed building or structure where during that financial year the total area of all such additions to the building or structure and any outbuildings appurtenant thereto does not exceed three squares and the total cost of all such additions to the building or structure and any outbuildings appurtenant thereto does not exceed three hundred pounds (exclusive of the cost of any painting): Provided that nothing in this paragraph shall be deemed to authorize the carrying out of any addition to a building or structure during the time the building or structure is under construction or within twelve months after its completion:

ix. The carrying out during any financial year of any alterations to any completed building or structure where the total cost of all such alterations to that building or structure and to any outbuilding appurtenant to that building or structure during that financial year does not exceed three hundred pounds (exclusive of the cost of any painting): Provided that nothing in this paragraph shall be deemed to authorize the carrying out of any alterations to a building or structure during the time the building or structure is under construction or within twelve months after its completion:

x. The construction of any building or structure or the carrying out of any addition or alteration to any building or structure pursuant to and in accordance with the conditions of a permit issued by the Minister:

xi. The carrying out of any work if carried out in compliance with the provisions of any proclamation made under subsection (3) of this section.

(3) The Governor may by proclamation declare that the carrying out of any work of any kind described in the proclamation shall not, if carried out in compliance with the provisions of the proclamation, be a contravention of this section. Any such proclamation shall have effect notwithstanding that the provisions of the proclamation relate to matters provided for in subsection (2) of this section.

(4) Any person who commits any contravention of this section shall be guilty of an offence and in the case of a first offence liable to a penalty not exceeding one hundred pounds and in the case of a second or subsequent offence liable to a penalty not exceeding five hundred pounds.

Further restrictions on the use of local cement and cement products.

5. (1) Unless authorized by a permit issued by the Minister, no person shall use or cause to be used any cement manufactured within the State or any cement product which is manufactured in whole or in part from cement manufactured within the State for the construction of any footway, roadway, carriage-way, pavement, kerb, or water table in any street or road or for the paving of any uncovered area of land or for the construction of any kerbing or border on any land or for the construction of any fence, fence-wall, or structure constructed to serve as a fence.

(2) The Governor may make regulations declaring that no

s. 5. WOOLTANA INDUSTRIES LIMITED v. O'SULLIVAN (1948) S.A.S.R. 42. *Semble*, "cement products" includes concrete blocks and like materials, in which the cement has undergone a change in its nature.

person shall use or cause to be used any such cement or any such cement product for any purpose specified in the regulations.

(3) Any person who uses or causes to be used any such cement or any such cement product in contravention of this section or of any regulation made under this section shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds.

(4) This section shall cease to have operation after the twenty-eighth day of February, nineteen hundred and fifty-three: Provided that the Governor may by proclamation declare that this section shall cease to have operation on any day earlier than the said day.

Prohibition of demolition of dwellinghouse.

6. (1) Any person who—

(*a*) demolishes any dwellinghouse; or

(*b*) demolishes any part of any dwellinghouse or makes any alteration to any dwellinghouse so as to render it uninhabitable as a dwellinghouse,

shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds.

(2) It shall be a defence to any proceedings for an offence against this section if sufficient proof is given that the dwellinghouse was demolished or altered—

(*a*) with the permit of the Minister and in accordance with any conditions of that permit; or

(*b*) in compliance with an order or notice of a local board of health given pursuant to the Health Act, 1935-1952, or the Housing Improvement Act, 1940-1950.

(3) For the purposes of this section "dwellinghouse" means a building constructed or adapted for use as a place of habitation and includes any building which at any time within twelve months before it is demolished or altered is occupied by some person as a place of habitation.

Control of the use of certain building materials.

7. (1) No person shall use or cause to be used any of the following materials namely:—

(*a*) burnt building bricks;

(*b*) galvanized iron manufactured within the Commonwealth which is of No. 24 or No. 26 gauge;

(*c*) galvanized piping manufactured within the Commonwealth the internal diameter of which is not less than one-half an inch and is not more than three inches:

(*d*) *pinus radiata* flooring boards,

unless the materials are used pursuant to and in accordance with the conditions of a permit issued by the Minister or

unless the material is used as provided by subsection (2) of this section.

(2) It shall not be a contravention of this section—

(*a*) if burnt building bricks are used for the construction of a dwellinghouse, school, or hospital constructed in pursuance of section 4 or for carrying out in pursuance of section 4 any addition or alteration to any dwellinghouse, school, or hospital:

(*b*) if burnt building bricks are used for the underpinning of any building or structure:

(*c*) if galvanized iron of any of the kinds described in subsection (1) of this section is used—

(i.) for the construction of the roof of any dwellinghouse, school, or hospital constructed outside the metropolitan area in pursuance of section 4;

(ii.) for the construction of the roof of any outbuilding situated upon any land used as a grazing area, farm, orchard, vineyard, market garden, dairy farm, poultry farm, pig farm, or apiary, or of the roof of any addition thereto;

(iii.) for the construction in pursuance of section 4 of the roof of any addition to any dwellinghouse, school, or hospital situated outside the metropolitan area:

(iv.) for the construction in pursuance of section 4 of the roof of any addition to any dwellinghouse, school, or hospital situated within the metropolitan area where the roof existing upon the dwellinghouse, school, or hospital is of galvanized iron:

(v.) for the construction of guttering, flashing, ridgecapping, ant capping, downpipes or vent pipes to any building or structure constructed in pursuance of section 4;

(vi.) in the carrying out of any repairs to any existing galvanized iron roof of any dwellinghouse, school or hospital or of any building situated upon any land used as a grazing area, farm, orchard, vineyard, market garden, dairy farm, poultry farm, pig farm or apiary:

(vii.) in the carrying out of any repairs to the guttering, flashing, ridgecapping, ant-capping, downpipes or vent pipes of any building or structure; or

(viii.) in the manufacture of any water tank:

(*d*) if galvanized piping of any of the kinds described in subsection (1) of this section is used for the purposes of water reticulation:

(*e*) if *pinus radiata* flooring boards are used for the purpose—

(i.) of the construction of floors in a dwellinghouse, school, or hospital constructed in pursuance of section 4;

(ii.) of the construction in pursuance of section 4 of floors in any addition to any dwellinghouse, school, or hospital; or

(iii.) of carrying out repairs to any floor in any dwellinghouse, school, or hospital:

(*f*) if any materials described in subsection (1) hereof which have previously been used for any purpose are again used for any purpose:

(*g*) if any materials described in subsection (1) hereof are used in compliance with the provisions of any proclamation made under subsection (3) of this section.

(3) The Governor may by proclamation declare that it shall not be a contravention of this section if any materials of any kind described in subsection (1) hereof are used for any purpose specified in the proclamation and in accordance with any conditions specified in the proclamation. Any such proclamation shall have effect notwithstanding that the provisions of the proclamation relate to matters provided for in subsection (2) of this section.

(4) Any person who uses or causes to be used any material in contravention of this section shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds.

Notice to cease unlawful construction of building or structure.

8. (1) If any building or structure is being constructed contrary to any of the provisions of this Act or if any addition or alteration to any building or structure is being carried out contrary to any of the provisions of this Act, the Minister may give notice to all or any of the following persons, namely, the owner of the building or structure or any person carrying out or

employed or engaged in carrying out the construction of the building or structure or carrying out the addition or alteration requiring him to cease carrying on the construction of the building or structure, or as the case may be, the carrying out of the addition or alteration. If after the giving of notice to any such person, the requirements of the notice are not complied with by that person, that person shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds for every day during which the requirements of the notice are not complied with.

(2) When a notice has been given under subsection (1) of this section in respect of a dwellinghouse in course of construction, the owner may at any time after six months from the giving of the notice apply to the local court of full jurisdiction nearest to the dwellinghouse for the issue of a permit for the completion of the dwellinghouse to an area of eighteen squares (including all outbuildings appurtenant to the dwellinghouse).

(3) Upon such an application the local court may issue any permit which it thinks proper for the purpose of completing the dwellinghouse as aforesaid. Notwithstanding the notice issued under subsection (1) the permit shall give the same rights as if issued by the Minister.

Issue of permits.

9. (1) The Minister may issue to any person a permit in writing for any purpose specified in this Act. The issue of any such permit shall be in the discretion of the Minister and, without limiting that discretion, the Minister may take into account whether or not the issue of a permit would bring about the employment of persons in the work to be authorized by the permit who could otherwise be employed in the construction of dwellinghouses.

(2) Any permit may be issued upon such conditions as the Minister thinks fit.

(3) Without limitation of any other power given by this Act, the Minister may, on the issue of a permit for any purpose under this Act, issue the permit upon the condition that the cost of construction of or, as the case may be, of carrying out the work in respect of which it is issued shall not be more than an amount specified in the permit or an amount to be computed or approved in the manner specified in the permit.

(4) If any permit issued under any repealed Act after the first day of January, nineteen hundred and forty-nine, was issued upon the condition that the cost of construction of or, as the case may be, of carrying out the work in respect of which it was issued was not to be more than a sum specified in the

permit then, notwithstanding the provisions of the permit or of any repealed Act, the conditions of the permit shall be construed as if it provided that the said cost shall be not more than the amount specified therein together with such further amount or amounts as may be from time to time approved in writing by the South Australian Prices Commissioner.

Duration of permit.

10. (1) Every permit issued under this Act or under any repealed Act, shall cease to have any force or effect after the expiration of twelve months after the issue thereof unless the duration of the permit is extended as provided by this section or unless the work in respect of which it was issued was commenced before the expiration of the said period, in which event the permit shall continue in force until the completion of the work.

(2) The Minister may extend the duration of any permit issued under this Act or under any repealed Act.

(3) If any notice is given under section 8 with respect to any building or structure and if subsequent to the giving of the notice a permit (whether issued before or after the passing of this Act) is issued with respect to the building or structure and the permit is issued subject to the observance of any condition during any period of time specified in the permit then, notwithstanding the foregoing provisions of this section, the permit shall be deemed to continue in force until the expiration of any such period of time specified in the permit.

Revocation of permit.

11. The Minister, if satisfied—

(*a*) that any application for the issue of a permit upon which a permit was issued contains any false or misleading statement; or

(*b*) that any provision of or condition upon which any permit was issued or that any provision of this Act relating to any permit has been broken or has not been observed; or

(*c*) that it is for any other reason desirable that the permit should be revoked or suspended,

may revoke or suspend the permit.

Requirements of building contracts.

12. (1) If any contract is made which provides that some person (hereinafter in this section referred to as " the builder ") contracts to construct a dwellinghouse for some other person (hereinafter in this section referred to as " the owner ") and

if under or in pursuance of the contract the owner has paid or has agreed to pay to the builder any sum of money before the dwellinghouse is to be commenced to be constructed, then, if the contract is made after the first day of December, nineteen hundred and forty-nine, the contract shall be voidable at the option of owner at any time before the construction of the dwellinghouse is commenced if the contract does not provide—

(*a*) that the construction of the dwellinghouse is to be commenced within a time stated in the contract: and

(*b*) that any sum paid as aforesaid is to be paid by the builder into a special purpose account in a bank in South Australia in the joint names of the owner and the builder.

(2) Whether or not any contract such as is referred to in subsection (1) provides for the payment of the money aforesaid into a special purpose account, the builder shall, within three days after receiving any such money, pay the money into a special purpose account in a bank in South Australia in the joint names of the owner and the builder.

(3) If any builder fails to pay any money aforesaid into a special purpose account as provided by this section, he shall be guilty of an offence and liable for a first offence to a penalty not exceeding one hundred pounds or to imprisonment for any term not exceeding six months and for a second or subsequent offence to imprisonment for any term not exceeding twelve months.

(4) Whilst any money is held in a special purpose account as aforesaid any interest which may accrue upon the money shall be added to the capital thereof and shall be the property of the owner.

(5) Any money held in a special purpose account as aforesaid may be withdrawn on the order of the builder and the owner for payment to the builder on account of any work performed by him under the contract and for which he is not otherwise paid in pursuance of the contract, and all such money which is not withdrawn as aforesaid shall be the property of the owner.

(6) Nothing in this section shall require any bank with which any money is deposited as aforesaid to inquire whether any money withdrawn from the account is withdrawn pursuant to this section nor shall the provisions of this section impose any liability upon the bank in respect of any such money.

(7) Nothing in this section shall apply to any contract made by an institution to which sections 11 to 17 (inclusive) of the Homes Act, 1941-1951, apply and which is made in pursuance of any of the provisions of those sections for the construction of a dwellinghouse by the institution.

Penalty for procuring breach of Act.

13. Any person who procures or attempts to procure any breach of this Act by some other person by promising or undertaking to pay any fine imposed on that other person for the breach of this Act, shall be guilty of an offence and liable to a penalty not exceeding five hundred pounds, or to imprisonment for any period not exceeding six months.

Offence for breach of permit.

14. Any person who commits or causes to be committed any breach of any permit issued under this Act or any repealed Act shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds.

Power of entry.

15. (1) For the purpose of carrying out the provisions of this Act, the Minister may enter upon any land and may enter and examine any building or structure thereon.

(2) Any person who obstructs or hinders the Minister in the execution of any of the powers given by this section shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

Giving false information.

16. Any person who, in any application for the issue of a permit under this Act or for the purposes of any such application, makes any statement or furnishes any information which he knows or has reasonable cause to believe to be false in a material particular, shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds.

Evidentiary provision.

17. (1) In any proceedings for an offence against this Act a certificate in writing purporting to be signed by the Minister or by the Director, Building Materials Office, and stating that a permit under this Act, or that a permit or priority certificate under any repealed Act, had or had not at any date specified in the certificate been issued to any specified person or stating the conditions upon which any such permit or priority certificate was issued shall be *prima facie* evidence of the facts stated in the certificate.

(2) In any proceedings for an offence against this Act where it is alleged that any building or structure has been constructed or any addition or alteration to any building or structure has

been carried out contrary to this Act, the court, upon view of the building or structure to which the proceedings relate or upon the consideration of any plan or specifications with respect to the building or structure or after hearing evidence as to the probable cost of construction of the building or structure or the addition or alteration to the building or structure or the area of the building or structure or addition, may find that the cost of construction of the building or structure or of the addition or alteration thereto or, as the case may be, the area thereof exceeds or if completed will exceed any amount or area specified in section 4 without further proof thereof being given on behalf of the prosecution.

(3) In any proceedings for an offence against this Act, if evidence is given that any work has been carried out on any land and if proof is given that any person is the owner or occupier of that land, then that evidence and proof shall be *prima facie* evidence that the work was carried out or, as the case may be, caused to be carried out by that person.

(4) In any proceedings for an offence against this Act with respect to any dwellinghouse, the onus shall be on the defendant to satisfy the court that the dwellinghouse is constructed for occupation as the permanent and principal place of residence of the person at whose cost the dwellinghouse is constructed or, as the case may be, that the dwellinghouse is constructed for occupation by a person employed or to be employed by the person at whose cost the dwellinghouse is constructed.

(5) In any proceedings for an offence against this Act with respect to any dwellinghouse the construction of which is commenced after the passing of this Act if proof is given that, after the expiration of three months after the completion of the dwellinghouse, the dwellinghouse has not been occupied by the person at the cost of whom the dwellinghouse was erected, that proof shall be *prima facie* evidence that the dwellinghouse was not constructed for occupation by that person as his permanent and principal place of residence.

(6) In any proceedings for an offence against this Act with respect to any dwellinghouse the construction of which is commenced after the passing of this Act, if proof is given that, after the expiration of three months after the completion of the dwellinghouse, the dwellinghouse has not been occupied by an employee of the person at the cost of whom the dwellinghouse was erected, that proof shall be *prima facie* evidence that the dwellinghouse was not constructed for occupation by a person employed or to be employed by the person at whose cost the dwellinghouse was constructed.

Delegation of powers by Minister.

18. (1) The Minister may authorize any person he thinks proper to do all or any of the acts, matters and things which the Minister is by this Act empowered to do.

(2) Every person so authorized shall have and enjoy all such and the like powers as are by this Act 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 as aforesaid, 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 the act, matter or thing.

Service of notice.

19. Any notice required by this Act to be given or served upon any person may—

(*a*) be given or served by delivering the notice to that person; or

(*b*) be given or served by sending the notice by registered post to the last known place of abode or business of the person.

Power of court where permit not issued.

20. (1) If—

(*a*) under any other Act a court has (whether before or after the passing of this Act) fixed a time within which a building is to be erected or completed; and

(*b*) a permit under this Act or any repealed Act is or has been necessary for carrying out the erection or completion of the building; and

(*c*) an application for a permit under this Act or under any repealed Act has been made for carrying out the erection or completion of the building but such a permit has not been issued,

then, notwithstanding the provisions of any other Act, the court may from time to time extend for such period or periods as the court thinks proper, the time within which the building is to be erected or completed and, in any such case, the erection or completion of the building within the time so extended shall have the same effect for all purposes as if the building had been erected or completed within the time originally fixed.

(2) Any proceeding before any court pursuant to section 10a of the Building Materials Act, 1945-1949, or section 24 of the Building Materials Act, 1949-1951, which was pending at

the passing of this Act may be proceeded with, heard, and determined as if this section had been in force when the proceeding was commenced and as if the proceeding had been commenced under this section.

(3) Where, under this section or section 10a of the Building Materials Act, 1945-1949, or section 24 of the Building Materials Act, 1949-1951, a licensing court has extended the time fixed pursuant to section 39 of the Licensing Act, 1932-1949, for the erection or completion of premises for which the licensing court has decided to grant a licence under the Licensing Act, 1932-1949, when erected or completed, the right to the grant of that licence shall not be taken away by any resolution which is carried under Part VIII. of the Licensing Act, 1932-1949, before the expiration of the time extended as aforesaid.

Officers.

21. (1) Such officers as are required for the administration of this Act may be appointed pursuant to the Public Service Act, 1936-1951.

(2) In any case where a person appointed as aforesaid was, before his appointment, employed in the office of the Director, Building Materials Office, the Public Service Commissioner may, if he thinks fit, direct that the officer shall be deemed to have been appointed pursuant to the Public Service Act, 1936-1951, from any date subsequent to the commencement of his employment as aforesaid and the officer shall be deemed to have been so appointed accordingly.

Powers of Treasurer to provide temporary housing accommodation.

22. (1) Without any further appropriation than this section, the Treasurer may expend any amounts borrowed in manner authorized by section 2a of the Building Materials Act, 1945-1949, for the purpose of providing temporary housing accommodation and the Treasurer is hereby authorized to provide such housing accommodation.

(2) Without any further appropriation than this section, the Treasurer may expend out of the general revenue any amounts necessary for the administration of any temporary housing accommodation so provided or for making good any losses of capital incurred in connection therewith and the general revenue is hereby appropriated accordingly.

(3) The Treasurer may let to persons in need of housing accommodation any temporary housing accommodation provided as aforesaid at such rentals and on such terms and conditions as are from time to time fixed by the Treasurer.

(4) Where satisfied that it is desirable so to do in order to serve the reasonable needs of persons inhabiting any such temporary housing accommodation, the Treasurer may expend

any such amounts for the purpose of providing buildings for such shops, kindergartens, health centres, and other places of a like nature as the Treasurer deems desirable. Any such building may be let by the Treasurer at such rentals and on such terms and conditions as are from time to time fixed by the Treasurer.

(5) For the purpose of providing such temporary housing accommodation, the Treasurer may acquire, either by agreement or compulsorily, any land upon which are situated any naval, military or air force encampments purchased or otherwise acquired by the Treasurer in order to be used as temporary housing accommodation, and any land adjacent thereto. For the said purpose the Compulsory Acquisition of Land Act, 1925, except sections 49, 79, 80, 81 and 82 of that Act, is incorporated with this Act, and the Treasurer shall be regarded as the promoter of an undertaking and this Act the special Act within the meaning of the said incorporated Act.

(6) The Treasurer may from time to time dispose of any land acquired as aforesaid which, in the opinion of the Treasurer, is no longer required for the purposes of this section.

(7) The Public Supply and Tender Act, 1914-1940, shall not apply to anything done by the Treasurer in exercise of the powers conferred by this section.

Regulations.

23. The Governor may make any regulations necessary or convenient for carrying this Act into effect.

Proceedings for offences.

24. (1) All proceedings for offences against this Act shall be disposed of summarily.

(2) The complaint in respect of an offence against this Act shall be made within twelve months from the time when the matter of complaint arose.

Duration of Act.

25. (1) Except as provided by subsection (2) of this section, this Act shall continue in force until the thirty-first day of December, nineteen hundred and fifty-three, and no longer.

(2) The provisions of subsection (1) of this section shall not apply to sections 1, 2, 20 and 22 of this Act and, notwithstanding the said subsection, the said sections 1, 2, 20 and 22 shall continue in force until Parliament otherwise provides.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 31 of 1952.

An Act to amend the Margarine Act, 1939-1948.

[*Assented to 27th November,* 1952.]

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 " Margarine Act Amendment Act, 1952 ".

(2) The Margarine Act, 1939-1948, as amended by this Act, may be cited as the " Margarine Act, 1939-1952 ".

(3) The Margarine Act, 1939-1948, is hereinafter referred to as " the principal Act ".

Amendment of principal Act, s. 20—

Control of amount of margarine to be manufactured.

2. Section 20 of the principal Act is amended—

(*a*) by striking out the words " three hundred and twelve " in the last line of subsection (3) thereof and by inserting in lieu thereof the words " four hundred and sixty-eight " ;

(*b*) by inserting therein after subsection (3a) thereof the following subsection :—

(3b) The Minister may by notice in the *Government Gazette* vary the declaration made under this section on the twenty-fifth day of October, nineteen hundred and fifty-one and published in the

Government Gazette on the first day of November, nineteen hundred and fifty-one at page 1052.

The notice so varied may permit to be manufactured during the year to which the said notice relates an aggregate quantity of table margarine not exceeding four hundred and sixty-eight tons.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 32 of 1952.

An Act to amend the Loans for Fencing and Water Piping Act, 1938-1945.

[*Assented to 27th November,* 1952.]

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

Short titles.

1. (1) This Act may be cited as the "Loans for Fencing and Water Piping Act Amendment Act, 1952".

(2) The Loans for Fencing and Water Piping Act, 1938-1945, as amended by this Act, may be cited as the "Loans for Fencing and Water Piping Act, 1938-1952".

(3) The Loans for Fencing and Water Piping Act, 1938-1945, is hereinafter referred to as "the principal Act".

Repeal of s. 16 of principal Act and substitution of other provisions—

2. Section 16 of the principal Act is hereby repealed and the following section is enacted in lieu thereof:—

Provision where Crown lease or agreement is cancelled.

16. If any loan is made under is Act or any repealed Act in respect of any land comprised in a Crown lease or agreement for sale and purchase with the Crown and the lease or agreement is cancelled or is otherwise determined and the land is, after the passing of the Loans for Fencing and Water Piping Act Amendment Act, 1952, again held under lease or agreement as aforesaid, the loan shall not be a charge upon the land comprised in the lease or agreement.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 33 of 1952.

An Act to amend the Maintenance Act, 1926-1950.

[*Assented to 27th November,* 1952.]

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 " Maintenance Act Amendment Act, 1952 ".

(2) The Maintenance Act, 1926-1950, as amended by this Act, may be cited as the " Maintenance Act, 1926-1952 ".

(3) The Maintenance Act, 1926-1950, 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.

Repeal and re-enactment of s. 25 of principal Act—

3. Section 25 of the principal Act is repealed and the following section inserted in its place :—

Allegations to be *prima facie* evidence.

25. The allegations in any complaint made by or with the authority of the board for the recovery from any near relative of any person of any sum of money—

(*a*) that relief has been afforded to any person and that the amount or cost of the relief was a sum specified in the complaint ;

(*b*) that the person complained of is a near relative of the person to whom relief has been afforded ;

(*c*) that the person complained of is able to repay the whole or part of the amount or cost of the relief,

shall be *prima facie* evidence of the facts alleged in the complaint.

4. Section 48 of the principal Act is amended by striking out paragraph (*b*) of subsection (1) thereof and inserting in its place the following paragraph:— Amendment of principal Act, s. 48— Order for payment of maintenance.

(*b*) of such weekly or other periodical sum for the future maintenance of the child, and for such period, as may seem sufficient:

5. Section 54 of the principal Act is amended by striking out the word "fifteen" in the second line of subsection (1) thereof and inserting in its place the word "twenty-five". Amendment of principal Act, s. 54— Order for confinement expenses.

6. The following section is enacted and inserted in the principal Act after section 182 thereof:— Enactment of s. 182a of principal Act—

182a. Where a child under the age of eight years is charged with being a destitute child or a neglected child and is committed to custody in an institution or other place of security for any period for which he is remanded pursuant to section 18 of the Juvenile Courts Act, 1941, the presence of the child before the court or justice shall not be required while the court or justice hears any application or makes any order for a further remand of the child. Presence of children in court on further remand.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 34 of 1952.

An Act to amend the Pharmacy Act, 1935-1951.

[*Assented to 27th November,* 1952.]

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 " Pharmacy Act Amendment Act, 1952 ".

(2) The Pharmacy Act, 1935-1951, as amended by this Act, may be cited as the " Pharmacy Act, 1935-1952 ".

(3) The Pharmacy Act, 1935-1951, 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. 22—

3. Section 22 of the principal Act is amended by inserting after paragraph IV. of subsection (1) thereof the following paragraph :—

Persons with unrecognized qualifications.

IVa. Any person who has obtained qualifications (other than any certificate or diploma of competency referred to in the preceding paragraph of this section) entitling him to practise as a pharmaceutical chemist in any country and who—

(*a*) satisfies in the prescribed manner the board or some person authorized by the board for the purpose that he has a knowledge of the English language adequate for the practice of pharmacy ; and

(*b*) passes in the prescribed manner examinations before the board or examiners appointed thereby in such of the prescribed subjects as the board, after having regard to the qualifications as a pharmaceutical chemist of the applicant, may direct; and

(*c*) serves in the prescribed manner in the business of a registered pharmaceutical chemist for such period not exceeding three years as the board, after having regard to the qualifications as a pharmaceutical chemist of the applicant, may direct.

Amendment of principal Act, s. 22a—

4. Section 22a of the principal Act is amended—

Registration when apprenticeship served during war.

(*a*) by inserting after the words "this Act" in the first line of subsection (1) thereof the words "other than section 24 of this Act";

(*b*) by striking out subsection (2) thereof.

Re-enactment of principal Act, s. 24—

5. Section 24 of the principal Act is repealed and the following section is inserted in its place:—

Conditions of registration.

24. Any person applying for a certificate of qualification for registration under this Act or desiring to be examined under this Act shall submit to the board proof of the qualification for registration upon which he relies or, as the case may be, proof that he has satisfied any requirement necessary to be satisfied before being examined. The board may require any such proof to be given by a statutory declaration or in any other way approved by the board or prescribed by regulation.

Repeal of fourth, fifth, and sixth schedules to principal Act.

6. The fourth, fifth and sixth schedules to the principal Act are repealed.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 35 of 1952.

An Act relating to the operation of certain State laws in areas to which the entry of persons is restricted under laws of the Commonwealth or of the State, and for other purposes.

[*Assented to 27th November,* 1952.]

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 " Prohibited Areas (Application of State Laws) Act, 1952 ".

Interpretation.

2. In this Act " prohibited area " means an area within the State which has been declared to be a prohibited area pursuant to—

(*a*) the Supply and Development Act, 1939-1948, of the Commonwealth, or any regulations thereunder ;

(*b*) the Defence (Special Undertakings Act), 1952, of the Commonwealth ;

(*c*) the Uranium Mining Act, 1949-1952, of the State.

Meaning of " the public " and other expressions.

3. Notwithstanding that the entry of the public into a prohibited area is restricted, in order to remove doubts it is hereby declared that for the purpose of the application of any enactment or regulation of the State or of any rule of the common law to any person, act, place, matter or thing in a prohibited area—

(*a*) the persons within that area shall be deemed to be the public, and the expression " the public " or

"members of the public," or any other expression to the like effect shall be construed accordingly;

(*b*) any act, place, matter or thing within that area which is of such a nature that it would have been public if the area had not been a prohibited area shall be deemed to be public, and the adjective "public" shall be construed accordingly.

Application of certain Acts to prohibited areas.

4. Without limiting the general operation of section 3 of this Act, it is hereby declared that—

(1) A road, street, terrace, thoroughfare, or other place which is within a prohibited area and—

(*a*) is commonly used by such members of the public as are within such area; or

(*b*) is a road, street, terrace, thoroughfare or place to which such members of the public are permitted to have access,

shall be a road within the meaning of the definition of "road" in Parts II., IIA., III., IV., V. and VI. of the Road Traffic Act, 1934-1952.

(2) The following places shall be deemed to be public places within the meaning of the definition of "public place" in the Police Act, 1936-1951, namely:—

(*a*) every place within a prohibited area to which with the express or tacit consent of the owner or occupier of that place free access is permitted to such members of the public as are within that prohibited area; and

(*b*) every place within a prohibited area to which such members of the public as are within that prohibited area are admitted on payment of money, the test of the admittance being the payment of money only; and

(*c*) every road, street, footway, court, alley, or thoroughfare in a prohibited area which such members of the public as are within that prohibited area are allowed to use notwithstanding that such road, street, footway, court, alley or thoroughfare is formed on private property.

(3) The following places shall be public places within the meaning of the definition of "public place" contained in section 4 of the Lottery and Gaming Act, 1936-1938:—

(*a*) every place in a prohibited area to which such members of the public as are within that prohibited area are permitted to have access, tacitly or otherwise, and whether upon payment of money or not; and

(*b*) any place in a prohibited area commonly used, whether as trespassers or otherwise, by such members of the public as are within that prohibited area.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

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No. 36 of 1952.

An Act to enable the State to grant certain lands and materials to the Commonwealth for the construction, maintenance, or working of the railway between Stirling North and Brachina.

[*Assented to 27th November,* 1952.]

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

1. This Act may be cited as the " Stirling North to Brachina Railway (Land and Materials) Act, 1952 ". Short title.

2. In this Act " the railway " means the railway being constructed by the Commonwealth between Stirling North and Brachina. Interpretation.

3. (1) The Governor may grant to the Commonwealth free of charge— Power to grant land.

(*a*) any Crown lands not subject to a lease ; or

(*b*) any leased lands of the Crown in respect of which the Commonwealth shall have acquired the rights of the lessees—

if the Commonwealth Railways Commissioner certifies that such lands are required by the Commonwealth in connection with the construction, maintenance, or working of the railway.

(2) The Minister of Lands may grant to the Commonwealth free of charge any stone, soil, and gravel upon any Crown lands

(including leased land of the Crown) from which the State or any Minister or authority representing the State has the right to take such stone, soil and gravel, if the Commonwealth Railways Commissioner certifies that such stone, soil and gravel is required by the Commonwealth in connection with the construction, maintenance, or working of the railway.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

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(2) If upon being requested by the board or a member thereof to determine any such rate (whether by way of the original fixation or a variation of the rate), the said Ministers do not agree upon it within three months after the request, they shall jointly appoint a person to determine such rate. The decision of the person so appointed shall be binding and remain in force until altered by a subsequent determination of the said Ministers, or of a person appointed by them pursuant to this subsection.

(3) The rates of remuneration and allowances payable to members at the time of the enactment of this section, pursuant to the arrangement made under section 4 of this Act shall remain in force until other rates are approved under subsection (1) or (2) of this section.

Amendment of s. 9 of principal Act—Powers of board.

5. Section 9 of the principal Act is amended by inserting after paragraph (*d*) thereof the following paragraphs :—

(*d*1) expend money derived from the sale of barley on experiments, research, operations or work, whether carried out by the board or any other person, the object of which is to improve or discover means of improving the quality of seed barley ;

(*d*2) charter ships or other vessels, and transport therein barley and other cargo between ports in the Commonwealth : Provided that cargo other than barley shall not be so transported except on a return voyage after delivery of barley.

Amendment of s. 19 of the principal Act—Price of barley.

6. (1) Section 19 of the principal Act is amended by adding at the end thereof the following subsection :—

(4) If after the board has made payments to growers for barley of any season, there remains a balance of the proceeds of the sale of such barley which is so small that, in the board's opinion, it is undesirable to make a separate distribution of it among the growers, the board may transfer that balance to a reserve fund to meet unforeseen contingencies.

Any such reserve fund may be invested by the board in such securities as it deems suitable, and the income thereof shall also be paid into the said reserve fund.

If at any time the board considers that the said reserve fund is greater than the amount required to meet unforeseen contingencies, it may transfer any portion of the fund into the current year's revenue from the sale of barley and deal with the amount so transferred as if it were such revenue.

The board may use any money in the said reserve fund to meet such liabilities or expenditure of the board as it deems proper.

(2) This section shall be deemed to have come into operation at the time of the commencement of the principal Act.

Amendment of s. 22 of principal Act—

7. Section 22 of the principal Act is repealed and the following section inserted in its place :—

Application of Act.

22. This Act shall apply to barley grown in every season up to and including the season 1957-1958.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 38 of 1952.

An Act to amend the Homes Act, 1941-1951.

[*Assented to 4th December,* 1952.]

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 " Homes Act Amendment Act, 1952 ".

(2) The Homes Act, 1941-1951, as amended by this Act, may be cited as the " Homes Act, 1941-1952 ".

(3) The Homes Act, 1941-1951, is hereinafter referred to as " the principal Act ".

Amendment of principal Act, s. 7—Conditions under which guarantee may be given.

2. Section 7 of the principal Act is amended—

(*a*) by striking out the words " four and a half " in the third line of paragraph (*b*) thereof and by inserting in lieu thereof the word " five " ;

(*b*) by inserting after the word " five " in the fifth line of paragraph (*b*) thereof the words " and a half ".

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 39 of 1952.

An Act to amend the Landlord and Tenant (Control of Rents) Act, 1942-1951.

[*Assented to 4th December,* 1952.]

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, 1952".

(2) The Landlord and Tenant (Control of Rents) Act, 1942-1951, as amended by this Act, may be cited as the "Landlord and Tenant (Control of Rents) Act, 1942-1952".

Reference to principal Act.

2. The Landlord and Tenant (Control of Rents) Act, 1942-1951, as reprinted pursuant to the Amendments Incorporation Act, 1937, and section 46 of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, 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.

Amendment of principal Act, s. 4—Interpretation.

3. Section 4 of the principal Act is amended by inserting after the word "premises" in the first line of the definition of "dwellinghouse" therein the words "the whole or a substantial part of which is".

Amendment of principal Act, s. 6—
Exemptions from Act.

4. Subsection (1) of section 6 of the principal Act is amended so as to read as follows:—

(1) The provisions of this Act shall not apply with respect to any lease of premises under which lease the lessor is—

(*a*) the Government of the Commonwealth or the State or any instrumentality of any such Government:

(*b*) any municipal council or district council; or

(*c*) the trust.

Amendment of principal Act, s. 18—
Final determination of rent.

5. Section 18 of the principal Act is amended by inserting after the word "objection" in the second line of subsection (2) thereof the words "and any reply to such objection".

Amendment of principal Act, s. 36—
Receipt for rent for caravan, etc.

6. Section 36 of the principal Act is amended by inserting therein after subsection (1) thereof the following subsection:—

(1a) If the payment received by any person as aforesaid consists of rent with respect of a caravan together with rent with respect to any land, either the receipt to be given pursuant to subsection (1) shall specify an amount which is the part of the payment which is payable as rent with respect to the caravan and an amount which is the part of the payment which is payable as rent with respect to land or separate receipts shall be given as provided by subsection (1) for each such part of the payment. If any receipt such as is first mentioned in this subsection does not specify the said parts of the payments so made, then, without limiting any liability under this section of the person by whom the receipt is given, the amount stated in the receipt shall, for the purposes of any proceedings under this Part and in the absence of proof to the contrary, be deemed to be the rent paid as rent in respect of the caravan.

Amendment of principal Act, s. 49—
Discretion of court.

7. Section 49 of the principal Act is amended—

(*a*) by striking out the passage "(*k*), (*l*)," in the third line of paragraph (*c*) of subsection (1) thereof;

(*b*) by adding at the end thereof the following subsection:—

(8) If in any such proceedings where application is made in respect of a dwellinghouse upon a ground specified in paragraph (*g*) or (*m*) of subsection (6) of section 42 proof is given to the satisfaction of the court—

(*a*) that the lessor has constructed or caused to be constructed a dwellinghouse upon land in which he had a beneficial interest;

(*b*) that the dwellinghouse was completed after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1952; and

(*c*) that the dwellinghouse on its completion was available for occupation by the lessee as a residence but the lessee has not so occupied the dwellinghouse,

then the court shall not take into account any of the matters mentioned in subsection (1) of this section.

Amendment of principal Act, s. 60—

Sale or letting of premises after order for possession.

8. Section 60 of the principal Act is amended by adding at the end thereof the following subsection :—

(4) A complaint in respect of any offence against this section shall be made within twelve months from the time when the matter of complaint arose.

Amendment of principal Act, s. 68—

Exclusion certificates.

9. Section 68 of the principal Act is amended—

(*a*) by inserting after the word " owner " in the first line of subsection (2) thereof the words " or the lessee " ;

(*b*) by adding at the end of subsection (2) thereof the words " An application shall not be made as aforesaid by a lessee of premises except with the consent in writing of the owner of the premises ".

Amendment of principal Act, s. 72—

Interpretation.

10. Section 72 of the principal Act is amended by inserting therein after subsection (1) thereof the following subsection :—

(1a) For the purposes of this Part the Korean War and any operations under a British commander for the suppression of unlawful violence in Malaya shall be deemed to be a war in which His Majesty became engaged on or after the third day of September, nineteen hundred and thirty-nine but before the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951.

Amendment of principal Act, s. 75—

Where dwellinghouse deemed to be unoccupied.

11. Section 75 of the principal Act is amended—

(*a*) by inserting after the word " has " in the third line thereof the words ", after a copy of an application under subsection (1) of that section has been served as provided by subsection (3) of that section," ;

(*b*) by striking out the words " in contravention of subsection (4) of that section " in the fifth and sixth lines thereof ;

(*c*) by inserting after the word "has" in the second line of paragraph (*b*) thereof the words ", after a copy of an application under subsection (1) of that section has been served as provided by subsection (3) of that section,";

(*d*) by striking out the words "in contravention of subsection (4) of that section" in the third or fourth lines of paragraph (*b*) thereof.

Amendment of principal Act, s. 107—Contracts to evade Act.

12. Section 107 of the principal Act is amended by adding thereto the following subsection (the preceding portion of the said section being read as subsection (1) thereof):—

(2) If pursuant to any agreement, licence or arrangement of any kind whatsoever (not being a lease and whether oral or in writing and whether made before or after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1952) any person in consideration of a payment or payments made or to be made to any other person is entitled or authorized to occupy any premises or any part of any premises for the purpose of residence, then, for the purposes of this Act, that agreement, licence or arrangement shall be deemed to be a lease of the premises or part thereof, the person to whom the payment or payments are made or are to be made shall be deemed to be the lessor of the premises or part thereof, the person by whom the payment or payments are made or are to be made shall be deemed to be the lessee of the premises or part thereof, and any such payment shall be deemed to be rent paid or payable in respect of the premises or part thereof:

Provided that if any such agreement, licence, or arrangement was made before the seventeenth day of September, nineteen hundred and fifty-two, the only provisions of this Act which shall apply with respect to that agreement, licence, or arrangement shall be the provisions of this Act relating to the control of rents.

Amendment of principal Act, s. 123—Duration of Act.

13. Section 123 of the principal Act is amended by striking out the word "fifty-two" in the second line thereof and by inserting in lieu thereof the word "fifty-three".

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 40 of 1952.

An Act relating to the unauthorised use or possession of membership badges issued by the Returned Sailors' Soldiers' and Airmen's Imperial League of Australia (South Australian Branch) Incorporated.

[*Assented to 4th December,* 1952.]

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 " Returned Servicemen's Badges Act, 1952 ".

Interpretation.

2. In this Act—

" the League " means the Returned Sailors' Soldiers' and Airmen's Imperial League of Australia (South Australian Branch) Incorporated.

" returned serviceman's badge " means a badge of the kind issued by the League for the purpose of indicating that the wearer is a member of the League.

Unauthorised use or possession of badges.

3. (1) A person who is not a member of the League shall not wear, or without lawful excuse, have in his possession—

(*a*) any returned serviceman's badge ; or

(*b*) any badge similar to a returned serviceman's badge, or so nearly similar to a returned serviceman's badge as to be likely to deceive.

Provided that it shall not be an offence against this section for any person who has ceased to be a member of the League to wear or have in his possession a returned serviceman's badge lawfully obtained by him while he was such a member.

(2) A person who contravenes this section shall be guilty of an offence.

Penalty: For a first offence, ten pounds. For a subsequent offence, twenty-five pounds or imprisonment for not more than one month.

Proceedings for offences.

4. Proceedings for offences against this Act shall be heard and determined summarily.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 41 of 1952.

An Act to amend the Road Traffic Act, 1934-1951.

[*Assented to 4th December,* 1952.]

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 1952".

(2) The Road Traffic Act, 1934-1951, as amended by this Act, may be cited as the "Road Traffic Act, 1934-1952".

(3) The Road Traffic Act, 1934-1951, 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. 9 (13) of principal Act—Exemption of certain vehicles from registration fees.

3. Section 9 of the principal Act is amended by inserting therein after sub-paragraph (*c*) of paragraph (13) the following sub-paragraph:

(*c*1) any motor vehicle which is owned by the corporation or council of a municipality or by any district council, or by any controlling authority under Part XIX. of the Local Government Act, 1934-1951, and is used solely or mainly for the collection and transport of household rubbish.

Amendment of s. 40c of principal Act—Mechanical signals on wide vehicles.

4. Section 40c of the principal Act is amended by adding at the end of subsection (1) thereof the following proviso:

Provided that a trailer drawn by a motor vehicle fitted with such a device need not itself be so fitted.

Amendment of s. 57 of principal Act—Production of licence at court.

5. Section 57 of the principal Act is amended by striking out the words "breach of this Part" in the second line and inserting in lieu thereof the words "offence against any provision of this Act relating to motor vehicles".

Enactment of s. 70da of the principal Act—Right of insurer against unauthorized user of vehicle.

6. The following section is enacted and inserted in the principal Act after section 70d thereof:—

70da. If a person is convicted of having driven or used a vehicle in contravention of section 53 of this Act, 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 of the vehicle, the insurer may recover the amount of the money so paid and the costs so incurred from the person so convicted.

Amendment of s. 130b—Stop signs at railway crossings.

7. Section 130b is amended—

(*a*) by striking out the words "on any road" in the second line of subsection (1); and

(*b*) by inserting after the word "traffic" in the third line of subsection (1) the words "on the road".

Amendment of s. 156a of principal Act—Exemptions from certain provisions.

8. Section 156a of the principal Act is amended by inserting after the figures and letter "40a" in the third line of subsection (2) the figures and letter "section 43b;".

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 42 of 1952.

An Act to revise the Statute Law and for other purposes.

[*Assented to 4th December,* 1952.]

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

1. This Act may be cited as the " Statute Law Revision Act, 1952 ". Short title.

2. The Acts mentioned in the first schedule to this Act are repealed. Repeal of certain Acts.

3. The Acts mentioned in the second schedule to this Act are amended in the manner shown in the said schedule. Amendment of certain Acts.

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

J. M. NAPIER, Lieutenant-Governor.

SCHEDULES.

THE FIRST SCHEDULE.

ACTS REPEALED.

Number and Year of Act.	Short Title of Act.
No. 26 of 1940	French Red Cross Fund Act, 1940
No. 7 of 1941	Remission of Fees Act, 1941
No. 12 of 1942	Remission of Registration Fees Act, 1942
No. 20 of 1942	Producer Gas Equipment Act, 1942
No. 6 of 1943	Life Assurance Companies Act (Partial Suspension) Act, 1943

THE SECOND SCHEDULE.

ACTS AMENDED.

Short Title of Act.	How Amended.
Stamp Duties Act, 1923-1952	Section 109a (as enacted by section 3 of the Stamp Duties Act Amendment Act, 1942) is repealed. Second schedule— (*a*) Paragraph 22 (as inserted by section 4 of the Stamp Duties Act Amendment Act, 1942) is struck out. (*b*) In paragraph 23 (as inserted by section 4 of the Stamp Duties Act Amendment Act, 1944, and amended by section 3 of the Stamp Duties Act Amendment Act, 1945, and section 4 of the Stamp Duties Act Amendment Act, 1952) insert the following paragraph at the end of the definition of "prescribed person":— For the purposes of paragraph (*a*) and paragraph (*b*) of this definition, a war shall be deemed to continue from the commencement thereof until the day declared by the Governor by proclamation to be the day on which the war shall be deemed to cease.
Succession Duties Act, 1929-1951	Section 55a—In subsection (2) (as enacted by section 3 of the Succession Duties Act Amendment Act, 1940) strike out "on which a proclamation is issued by the Commonwealth declaring that that war has ceased," and insert "declared by the Governor by proclamation to be the day on which that war shall be deemed to cease."
Evidence Act, 1929-1949 ..	Section 66a (as enacted by section 3 of the Evidence Act Amendment Act, 1941)— (*a*) In line 2 of subsection (1) strike out "during any war in which the Commonwealth is engaged". (*b*) Strike out the whole of subsection (4).
Crown Lands Act, 1929-1944	Section 211a (as enacted by section 10 of the Crown Lands Act Amendment Act, 1940)—In the definition of the "end of the present war" in subsection (2) strike out "on which the Governor-General of the Commonwealth issues a proclamation that war no longer exists" and insert "declared by the Governor by proclamation to be the day on which the war shall be deemed to cease".

THE SECOND SCHEDULE—*continued.*

ACTS AMENDED—*continued.*

Short Title of Act.	How Amended.
Weights and Measures Act, 1934-1944	Section 56a (as enacted by section 3 of the Weights and Measures Act Amendment Act, 1944) is repealed.
Road Traffic Act, 1934-1951	Section 36a (as enacted by section 6 of the Road Traffic Act Amendment Act, 1940, and amended by section 8 of the Road Traffic Act Amendment Act (No. 2), 1945)—In lines 4 and 5 of subsection (2) strike out "Commonwealth issues a proclamation declaring that that war has ceased" and insert "day declared by the Governor by proclamation to be the day on which that war shall be deemed to cease."
Pharmacy Act, 1935-1951 .	Section 22a (as enacted by section 3 of the Pharmacy Act Amendment Act, 1942) is repealed.
Emergency Powers Act, 1941	Section 2—In lines 4 and 5 of the definition of "the continuance of any war" in subsection (1) strike out "Governor-General has issued a proclamation declaring that the war has ceased", and insert "day declared by the Governor by proclamation to be the day on which the war shall be deemed to cease".
Shearers Accommodation Act Amendment Act, 1947	Section 2—In lines 7 and 8 of subsection (2) strike out "on which a proclamation is issued by the Governor-General declaring that the said war has ceased" and insert "declared by the Governor by proclamation to be the day on which the war shall be deemed to cease".
Wrongs Act, 1936-1951....	Section 27a—At the end of subsection (2) add the words "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". Subsection (5) is repealed.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 43 of 1952.

An Act to amend the Steam Boilers and Enginedrivers Act, 1935.

[*Assented to 4th December,* 1952.]

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 " Steam Boilers and Enginedrivers Act Amendment Act, 1952 ".

(2) The Steam Boilers and Enginedrivers Act, 1935, as amended by this Act, may be cited as the " Steam Boilers and Enginedrivers Act, 1935-1952 ".

(3) The Steam Boilers and Enginedrivers Act, 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.

Amendment of s. 56 of principal Act—Grant and issue of certificate.

3. Section 56 of the principal Act is amended by adding at the end of subsection (1) the following proviso :—

Provided that if an applicant for a certificate under this Act is not a British subject but complies in other respects with the requirements prescribed by this Act for the grant of the certificate applied for, the board may, in its discretion, grant him such a certificate.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 44 of 1952.

An Act to amend the Bush Fires Act, 1933-1950.

[*Assented to 4th December,* 1952.]

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 " Bush Fires Act Amendment Act, 1952 ".

(2) The Bush Fires Act, 1933-1950, as amended by this Act, may be cited as the " Bush Fires Act, 1933-1952 ".

(3) The Bush Fires Act, 1933-1950, is hereinafter referred to as " the principal Act ".

Enactment of s. 5b of principal Act—

2. The following section is enacted and inserted in the principal Act after section 5a thereof :—

Burning of stubble in irrigation or drainage channels

5b. (1) It shall not be a contravention of section 4 or section 5 if any person burns any stubble or lights or maintains a fire for the purpose of burning any stubble in or on any irrigation channel situated within any ratable land in an irrigation area or in or on any drainage channel situated within any ratable land in an irrigation area if the following conditions are complied with, namely :—

1. Before the fire is lighted the land immediately adjoining on all sides the whole of the land on which the burning is to take place shall be

cleared of all scrub, stubble, and other inflammable material to a width of at least twelve feet;

II. Not less than six hours before the fire is lighted, notice of intention to burn the stubble, stating the date and the probable time at which the fire is to be lighted, shall be given to the clerk of the area in which the land is situated.

(2) In this section "irrigation area" means an irrigation area as defined by section 6 of the Irrigation Act, 1930-1946, and "ratable land" means ratable land as defined by the said section.

Enactment of s. 8b. of principal Act—

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

Burning of scrub with fire rake.

8b. In any case where it is necessary to use a fire rake in order to burn any scrub on any land, the occupier of such land may, with the consent of a fire control officer, burn such scrub during any period to which section 8 applies, and in any such case the provisions of paragraphs I. and V. of subsection (1) of section 8 shall not apply to any such burning: Provided that before the fire is lighted there is around the land upon which the fire is to be lighted a space cleared of all inflammable material to a width of two chains.

Amendment of principal Act, s. 11—
Alteration of burning periods, etc.

4. Section 11 of the principal Act is amended—

(*a*) by inserting after the passage "9", in the seventh line thereof the passage "13,";

(*b*) by inserting after the passage "9", in the last line of subsection (3) thereof the passage "13,".

Amendment of principal Act, s. 13—
Fires in the open.

5. Section 13 of the principal Act is amended—

(*a*) by inserting after the word "May" in the fifth line of subsection (1a) thereof the words "or during any other period specified in the resolution";

(*b*) by striking out the words "said period" in the seventh line of subsection (1a) thereof and by inserting in lieu thereof the words "period specified in the resolution".

Enactment of s. 17a of principal Act—

6. The following section is amended and inserted in the principal Act after section 17 thereof:—

Duty to provide fire extinguisher with caravan.

17a. Any person who during the period between the thirty-first day of October and the first day of the following May, has the possession of any caravan which is used for the purposes of habitation at any place situated outside a municipality and upon which caravan there is not carried an efficient chemical fire extinguisher, shall be guilty of an offence and liable to a penalty not exceeding ten pounds.

Amendment of principal Act, s. 29—

Insurance of crews of fire fighting appliances.

7. Section 29 of the principal Act is amended by striking out the words "trailer pump" in subsection (6b) thereof and by inserting in lieu thereof the words "fire fighting appliance".

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 45 of 1952.

An Act to amend the Companies Act, 1934-1939.

[*Assented to 4th December,* 1952.]

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

Short titles.

1. (1) This Act may be cited as the "Companies Act Amendment Act, 1952".

(2) The Companies Act, 1934-1939, as amended by this Act, may be cited as the "Companies Act, 1934-1952".

(3) The Companies Act, 1934-1939, 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. 129—Annual return.

3. Section 129 of the principal Act is amended by striking out the words "thirty days" in the second line of subsection (1) thereof and inserting in their place the words "one month".

Amendment of principal Act, s. 130—Annual return to be made by a company not having share capital.

4. Section 130 of the principal Act is amended by striking out the words "thirty days" in the second line of subsection (1) thereof and inserting in their place the words "one month".

Amendment of principal Act, s. 176—Returns to be made by no-liability companies.

5. Section 176 of the principal Act is amended by striking out the words "thirty days" in the first line of subsection (1) thereof and inserting in their place the words "one month".

6. Section 353 of the principal Act is amended by striking out the word "five" in the last line of subsection (2) and inserting in its place the word "three".

Amendment of principal Act, s. 353—Company to have registered office.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 46 of 1952.

An Act to provide for an exchange of land between the Enfield General Cemetery Trust and the South Australian Housing Trust, to amend the Enfield General Cemetery Act, 1944-1949, and for other purposes.

[*Assented to 4th December,* 1952.]

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 " Enfield General Cemetery (Exchange of Land) Act, 1952 ".

Incorporation.

2. This Act is incorporated with the Enfield General Cemetery Act, 1944-1949, and that Act and this Act shall be read as one Act.

Vesting of land in Enfield General Cemetery Trust.

3. (1) All those pieces of land delineated in the plan in the schedule hereto and therein margin hachured in black and marked " B " shall, on the passing of this Act, cease to be vested in the South Australian Housing Trust and are hereby vested for an estate in fee simple in The Enfield General Cemetery Trust.

(2) All those pieces of land delineated in the plan in the schedule hereto and therein stippled in black and marked " C " shall, on the passing of this Act, cease to be under the care, control, and management of the Corporation of the Town of Enfield and cease to be streets or roads and are hereby vested for an estate in fee simple in The Enfield General Cemetery Trust.

For the purposes of the issue of a certificate or certificates of title to the land vested by this subsection in The Enfield General Cemetery Trust, the said streets or roads shall be deemed to have been closed pursuant to the Roads (Opening and Closing) Act, 1932-1946, and the provisions of that Act, *mutatis mutandis*, shall apply accordingly.

Vesting of land in the South Australian Housing Trust.

4. (1) That piece of land delineated in the plan in the schedule hereto and therein hatched in black and marked "A" shall, on the passing of this Act, cease to be vested in The Enfield General Cemetery Trust and is hereby vested for an estate in fee simple in the South Australian Housing Trust.

(2) The said piece of land shall, on the passing of this Act, cease to be a public cemetery and the provisions of the Enfield General Cemetery Act, 1944-1949, shall cease to apply to that land.

Area of cemetery.

5. All the land which under section 3 is vested in The Enfield General Cemetery Trust shall be held by the said Trust for the purpose of the public cemetery known as The Enfield General Cemetery and shall form part of the said cemetery and the provisions of the Enfield General Cemetery Act, 1944-1949, shall apply to the said land accordingly.

Power to transfer land to Corporation of Enfield.

6. (1) The Enfield General Cemetery Trust may, upon such terms as may be agreed between the Enfield General Cemetery Trust and the Corporation of the Town of Enfield, transfer to the Corporation of the Town of Enfield a piece of land comprising part of section 340, Hundred of Yatala, County of Adelaide, and adjoining the reserve comprising part of the said section which is vested in the Corporation of the Town of Enfield but the area of the piece of land to be so transferred shall not exceed four acres.

(2) The piece of land so transferred shall, upon its transfer to the Corporation of the Town of Enfield, cease to be a public cemetery and the provisions of the Enfield General Cemetery Act, 1944-1949, shall cease to apply to the said land and the said land, after its transfer as aforesaid, shall be held by the Corporation of the Town of Enfield as a reserve.

Power of Registrar-General.

7. The Registrar-General may make any indorsements on or alterations of the register book or any certificate of title which are necessary to give effect to the foregoing provisions of this Act.

Amendment of s. 23 of Enfield General Cemetery Act—Advances to Trust.

8. Section 23 of the Enfield General Cemetery Act, 1944-1949, is amended—

(*a*) by striking out the word " twelve " in the first line of paragraph (*b*) of subsection (1) thereof and by inserting in lieu thereof the word " twenty " ;

(*b*) by striking out the word " fifty-five " in the last line of paragraph (*b*) of subsection (1) thereof and by inserting in lieu thereof the word " fifty-eight ".

Amendment of s. 24 of Enfield General Cemetery Act—Overdraft.

9. Section 24 of the Enfield General Cemetery Act, 1944-1949, is amended by striking out the word " fifty-five " in the second line thereof and by inserting in lieu thereof the word " fifty-eight ".

Amendment of fourth schedule of Enfield General Cemetery Act.

10. The fourth schedule to the Enfield General Cemetery Act, 1944-1949, is amended—

(*a*) by striking out the figures " 1955 " occurring in the first and third lines of paragraph 1 thereof and by inserting in lieu thereof in each case the figures " 1958 " ;

(*b*) by striking out the figures " 1956 " in the last line of paragraph 2 thereof and by inserting in lieu thereof the figures " 1959 " ;

(*c*) by striking out the figures " 1957 " in the second line of paragraph 3 thereof and by inserting in lieu thereof the figures " 1960 " ;

(*d*) by striking out the figures " 1958 " in the fourth line of paragraph 3 thereof and by inserting in lieu thereof the figures " 1961 " ;

(*e*) by striking out subparagraph (*c*) of paragraph 3 thereof and by inserting in lieu thereof the following paragraphs :—

(*c*) During the next ten financial years the trust shall annually repay on the 30th June in every year the sum of £675 :

(*d*) Thereafter the trust shall annually repay on the 30th June in every year the sum of £1,000 until the amount advanced is repaid.

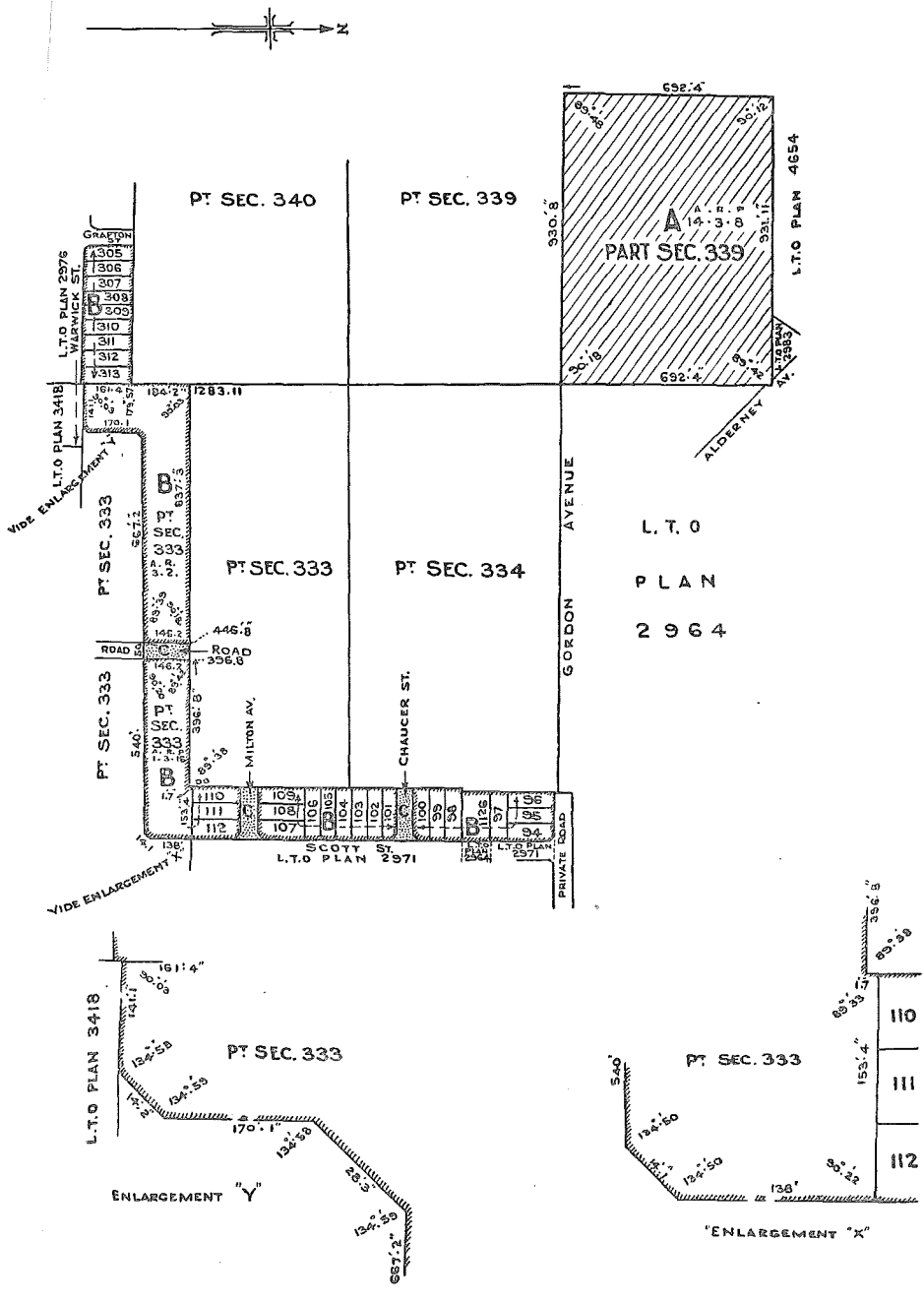
In the name and on behalf of Her Majesty, I hereby assent to this Bill.

J. M. NAPIER, Lieutenant-Governor.

THE SCHEDULE

HUNDRED OF YATALA

COUNTY OF ADELAIDE



ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 47 of 1952.

An Act to amend the Land Tax Act, 1936-1948.

[*Assented to 4th December,* 1952.]

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 Tax Act Amendment Act, 1952".

(2) The Land Tax Act, 1936-1948, as amended by this Act, may be cited as the "Land Tax Act, 1936-1952".

(3) The Land Tax Act, 1936-1948, 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 s. 4 of principal Act—Interpretation.

3. Section 4 of the principal Act is amended—

(*a*) by striking out the definition of "additional land tax":

(*b*) by striking out the words "additional land tax and" in the definition of "land tax".

Amendment of s. 10 of principal Act—

4. Section 10 of the principal Act is amended by adding at the end of subsection (1) thereof the following paragraph:—

(*g*) land which is owned or occupied without payment by any person or association carrying on an educational institution otherwise than for pecuniary profit, and which is occupied and used solely or mainly for the purposes of such an institution. This exemption shall not extend to land or buildings held as an investment and not being the site or grounds of the institution. Exemption of educational institution.

5. Section 12 of the principal Act is repealed and the following section enacted in lieu thereof:— Repeal of s. 12 of principal Act and enactment of other provisions—

12. (1) The taxes on land shall be the land tax and the absentee land tax. Taxes on land and rates.

(2) The amount of the land tax shall be computed in accordance with the following rates:—

Amount of Land Tax.

Unimproved value of the land to be taken into account pursuant to this Act, for fixing the rate of tax.	Amount of Tax.
Not exceeding £5,000 ..	¾d. for each £1.
Exceeding £5,000 but not exceeding £10,000	£15 12s. 6d., plus 1½d. for each £1 in excess of £5,000
Exceeding £10,000 but not exceeding £20,000	£46 17s. 6d., plus 2½d. for each £1 in excess of £10,000
Exceeding £20,000 but not exceeding £35,000	£151 0s. 10d., plus 3½d. for each £1 in excess of £20,000
Exceeding £35,000 but not exceeding £50,000	£369 15s. 10d., plus 4½d. for each £1 in excess of £35,000
Exceeding £50,000 but not exceeding £65,000	£651 0s. 10d., plus 5½d. for each £1 in excess of £50,000
Exceeding £65,000 but not exceeding £80,000	£994 15s. 10d., plus 6½d. for each £1 in excess of £65,000
Exceeding £80,000	£1,401 0s. 10d., plus 7½d. for each £1 in excess of £80,000

(3) The absentee land tax shall be an amount equal to twenty per centum of the land tax and shall be payable on all land owned by an absentee, in addition to the land tax on that land.

(4) Except as otherwise provided in this Act the amount of the land tax and of the absentee land tax payable by

a taxpayer shall be based upon the unimproved value of all land owned by the taxpayer.

Enactment of ss. 12a and 12b of principal Act—

6. The following sections are enacted and inserted in the principal Act after section 12 thereof :—

Partially exempt land.

12a. (1) Where the Commissioner is satisfied with respect to any land which is not exempt from land tax under section 10 of this Act that—

(*a*) that land is used or has been acquired for the purpose of being used and is intended to be used wholly or mainly for any purpose which in the Commissioner's opinion is a charitable, educational, benevolent, religious or philanthropic purpose (whether or not the purpose is charitable within the meaning of any rule of law) ; or

(*b*) that the whole of the net income from the land is or will be applied to any such purpose as mentioned in paragraph (*a*) of this subsection ; or

(*c*) that part of the land is used or has been acquired for the purpose of being used and is intended to be used as mentioned in paragraph (*a*) of this subsection and the whole of the net income from the other part is or will be applied as mentioned in paragraph (*b*) of this subsection,

he may by notice in the *Gazette* declare that land to be partially exempt from land tax.

(2) The land tax on any land which is so declared to be partially exempt shall be as follows :—

(*a*) where the unimproved value of that land does not exceed £5,000—three farthings in the pound ;

(*b*) where the unimproved value of that land exceeds £5,000—fifteen pounds twelve shillings and sixpence plus one penny halfpenny for each £1 in excess of £5,000.

(3) Land which is partially exempt from land tax under this section—

(*a*) shall be separately assessed and taxed and shall not be taken into account in fixing the rate of tax on any other land owned by the same owner ;

(*b*) shall not be chargeable with absentee land tax.

(4) If the Commissioner is of opinion that any land declared to be partially exempt from land tax has ceased

to be used for any such purpose as mentioned in subsection (1) of this section or that the net income from any land is not or will not be applied to purposes mentioned in that subsection he may by notice in the *Gazette* cancel the declaration made under that subsection in relation to that land, and the partial exemption of the land shall thereupon cease.

(5) No proceedings shall be taken in any court to compel the Commissioner to make any declaration under this section, or to review, set aside or vary any decision or notice of the Commissioner under this section.

Land of local authorities.

12b. Land which is owned by a municipal corporation or district council and is not wholly exempt from land tax under any enactment shall be deemed to be partially exempt from land tax and shall be taxable at the rates prescribed by section 12a of this Act.

Amendment of s. 13 of principal Act—Minimum tax.

7. Section 13 of the principal Act is amended by striking out all words therein commencing with the words "one shilling" in the third line and inserting in lieu thereof the words "five shillings, no land tax shall be payable".

Amendment of s. 14 of principal Act—Provisions as to land tax to apply to absentee land tax.

8. Section 14 of the principal Act is amended by striking out the words "the additional land tax and" in the third line of subsection (1) and in the first line of subsection (2).

Amendment of s. 15 of principal Act—Tax in case of more owners than one.

9. Section 15 of the principal Act is amended—

(*a*) by striking out the words "amounting in value to more than five thousand pounds" in the second line:

(*b*) by striking out the word "additional" in the third line of subsection (1) and in the third line of subsection (2).

Amendment of s.16 of principal Act—Land tax in case of trustees.

10. Section 16 of the principal Act is amended—

(*a*) by striking out the words "amounting in value to more than five thousand pounds" in the first and second lines of subsection (1):

(*b*) by striking out the word "additional" in the fourth and seventh lines of subsection (1).

Amendment of s. 18 of principal Act—Consequential amendment.

11. Section 18 of the principal Act is amended by striking out the words "and additional land tax" in the second line thereof.

Amendment of s. 19 of principal Act—Consequential amendment.

12. Section 19 of the principal Act is amended by striking out in the sixteenth and seventeenth lines the words " additional land tax ".

Amendment of s. 32 of principal Act—Consequential amendment.

13. Section 32 of the principal Act is amended by striking out the words " or additional land tax " in the first and second lines.

Amendment of s. 42 of principal Act—Consequential amendment.

14. Section 42 of the principal Act is amended by striking out the word " additional " in the eighth line of subsection (1).

Amendment of s. 43 of principal Act—Consequential amendment.

15. Section 43 of the principal Act is amended by striking out the word " additional " in the fourth line.

Amendment of s. 44 of principal Act—Consequential amendment.

16. Section 44 of the principal Act is amended by striking out the word " additional " in the eighth line of subsection (1).

Amendment of s. 66 of principal Act—Consequential amendment.

17. Section 66 of the principal Act is amended by striking out the word " additional " in the first and second lines of subsection (2).

Operation of Act.

18. This Act shall apply to the land tax levied in aid of the general revenue of the State for the financial year 1952-1953 and subsequent financial years.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 48 of 1952.

An Act to amend the Local Government Act, 1934-1951.

[*Assented to 4th December,* 1952.]

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), 1952 ".

(2) The Local Government Act, 1934-1951, as amended by this Act, may be cited as the " Local Government Act, 1934-1952 ".

(3) The Local Government Act, 1934-1951, is hereinafter referred to as " the principal Act ".

Amendment of principal Act, s. 15— Interpretation.

2. Section 5 of the principal Act is amended by inserting in subsection (1) thereof after the definition of " township " the following definition :—

" vehicle " includes motor cycle and bicycle :

Amendment of principal Act, s. 7— Constitution of new area by severance.

3. Section 7 of the principal Act is amended—

(*a*) by striking out the word " three " in the last line of subsection (2) thereof and by inserting in lieu thereof the word " five " ;

(*b*) by adding at the end of subsection (2) thereof the words " and unless the Governor is satisfied that, with respect to the area remaining after the severance

therefrom of the new municipality or district, the amount which will be derived from a general rate an amount which in the opinion of the Governor sufficient for the purposes of that area will exce five thousand pounds ".

Amendment of principal Act, ss. 47 and 48— Proclamation of municipality as a city.

4. (1) Section 47 of the principal Act is amended—

(*a*) by striking out the word " twenty " in the third line thereof and by inserting in lieu thereof the word " fifteen ";

(*b*) by striking out the word " twenty " in the last line thereof and by inserting in lieu thereof the word " fifteen ".

(2) Section 48 of the principal Act is amended by striking out the word " twenty " in the third line thereof and by inserting in lieu thereof the word " fifteen ".

Repeal of principal Act, ss. 74 and 75 and substitution of other provisions— Proclamation as to aldermen.

5. Sections 74 and 75 of the principal Act are repealed and the following section is enacted and inserted in the principal Act in lieu thereof :—

74. (1) The council of any municipality may by petition pray the Governor to make a proclamation declaring that the provisions of this Part relating to aldermen shall apply to the municipality.

(2) If any such petition is made as aforesaid and if the Governor is satisfied that it is desirable so to do, the Governor may by proclamation declare that the council of the municipality shall consist of aldermen in addition to councillors.

Amendment of principal Act, s. 104— Nomination day.

6. Section 104 of the principal Act is amended by striking out the word " Saturday " in the fourth line thereof and by inserting in lieu thereof the word " Friday ".

Amendment of principal Act, s. 157— Resignation by clerk.

7. Section 157 of the principal Act is amended by adding at the end thereof the following subsection :—

(4) If the clerk of any council resigns his office, he shall give to the council at least two months' notice of his intention to resign.

Amendment of principal Act s. 203— Appeal against assessment.

8. Section 203 of the principal Act is amended by adding at the end thereof the following subsection (the preceding portion of the said section being read as subsection (1) thereof) :—

(2) If two or more ratepayers are included in the assessment book as joint tenants or tenants in common with respect to any ratable property, any one of these ratepayers may appeal as aforesaid.

Amendment of principal Act, s. 206—Proceedings on appeal.

9. Section 206 of the principal Act is amended by inserting after the word "just" in the sixth line of subdivision IV. thereof the words "and may by such order increase, decrease, or leave unchanged the assessed value of the property to which the appeal relates".

Amendment of principal Act, s. 207—Provision on hearing of appeals.

10. Section 207 of the principal Act is amended by inserting after the word "and" in the fourth line of subdivision VI. thereof the words "may by such order increase, decrease, or leave unchanged the assessed value of the property to which the appeal relates, and the local court".

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

11. (1) Section 287 of the principal Act is amended—

(*a*) by inserting therein after paragraph (f3) of subsection (1) thereof the following paragraph :—

(f4)subscribing to any hospital situated within or outside the area if the hospital is incorporated under the Associations Incorporation Act, 1929-1935, and if the council is satisfied that the hospital provides directly or indirectly for the needs of the inhabitants of the area :

(*b*) by inserting therein after paragraph (j2) of subsection (1) thereof the following paragraphs :—

(j3) providing for the cost of public functions or entertainments or other like expenditure to celebrate the centenary of the institution of local government within the area of the council :

(j4) subscribing for the purposes of any organization having as an object the furtherance of local government or the development of any part of the State in which the area of the council is situated : Provided that the total amount which may be subscribed to organizations as aforesaid in any financial year shall not exceed fifty pounds :

(j5) band and orchestral concerts :

(j6) contributing in the case of a municipal council towards the establishment or maintenance of any band or orchestra or contributing in the case of a district council towards the establishment or maintenance of any band or orchestra within the district of the council :

(2) Section 288 of the principal Act is amended by striking out paragraphs (*a*) and (a1) of subsection (1) thereof.

Enactment of s. 355b. of principal Act—

12. The following section is enacted and inserted in the principal Act after section 355a thereof:—

Protection of ramps.

355b. (1) If any ramp is erected on any public street or road pursuant to section 355a or section 375 and if the council is of opinion that in order to prevent damage to the ramp it is proper so to do, the council may cause to be erected in the vicinity of the ramp notices stating that vehicles exceeding the weight specified therein or that vehicles of any kind specified therein shall not be driven across the ramp.

(2) One such notice shall be placed so that it is clearly visible to traffic approaching the ramp from each direction. Every such notice shall consist of letters not less than one inch in height clearly and legibly painted or printed on a white background.

(3) If any person drives any vehicle across any ramp in contravention of any such notice he shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

(4) The council shall not be liable for any damage occasioned by the driving of a vehicle across any ramp in contravention of any such notice.

Amendment of principal Act, s. 383—Quarrying operations by councils.

13. Section 383 of the principal Act is amended by striking out subsection (8) thereof.

Amendment of Part XXVI. of principal Act—

14. The following section is enacted and inserted in Division II of Part XXVI of the principal Act after section 550a thereof:—

Establishment of veterinary hospitals.

550b. (1) No person shall, after the passing of the Local Government Act Amendment Act, 1952, establish a veterinary hospital or shall after the said passing extend or add to a veterinary hospital at any place within a municipality until after the expiration of three months from his giving to the council of the municipality a notice in writing stating—

(*a*) the intention to establish or extend or add to the veterinary hospital;

(*b*) the proposed site thereof;

(*c*) the purpose for which the veterinary hospital or extension or addition thereto is to be used;

(*d*) the name and address for service of the person intending to establish, extend, or add to the veterinary hospital.

(2) The notice shall be accompanied by a plan which shall show the distance of the veterinary hospital or, as the case may be, extension of or addition thereto from the nearest building on every side thereof.

(3) The person intending to establish the veterinary hospital or to extend or add to a veterinary hospital shall, for six weeks immediately after giving the said notice, cause a copy of the notice to be affixed and kept affixed on a board or prominent position on the site thereof in such a position that it can be read by persons passing along the footway in front of the proposed veterinary hospital, extension, or addition.

(4) Within six weeks after the receipt of the notice mentioned in subsection (1) hereof any owner or occupier of ratable property in the neighbourhood of the proposed veterinary hospital, extension, or addition may present a petition to the council praying that the proposed veterinary hospital, extension, or addition may be prohibited.

(5) Within three months after the receipt of the notice mentioned in subsection (1) the council may (whether a petition has been presented under subsection (4) or not) if it is of opinion that the proposed veterinary hospital or, as the case may be, the extension of or addition to a veterinary hospital is unsuitable, or that its existence would be likely to be injurious or detrimental to the health, welfare, or comfort of the inhabitants in the neighbourhood thereof, by notice under the hand of the town clerk served on the person named in the notice under subsection (1), prohibit the establishment of the veterinary hospital or, as the case may be, the extension or addition to the veterinary hospital. The notice by the council shall be deemed to be duly served if served on the said person personally or left at the address for service stated in the notice under subsection (1) hereof.

(6) Any person who establishes a veterinary hospital or extends or adds to a veterinary hospital contrary to the provisions of subsection (1) hereof, or without furnishing the plan mentioned in subsection (2) hereof, or without having affixed and kept affixed the copy of the notice in accordance with subsection (3) hereof, or after service upon him of a notice under subsection (5) hereof, shall be guilty of an offence and liable to a penalty not exceeding twenty pounds and to a further penalty not exceeding two pounds for every day during which the offence continues.

(7) In this section "veterinary hospital" means any premises or place in which, in the course of practice or business, any animals are received for treatment for disease or injury.

Amendment of Parts XXXIV and XXXIX of principal Act—

Powers of councils as to hide and skin markets, etc.

15. (1) The heading to Part XXXIV. of the principal Act is amended by striking out the words "within municipalities".

(2) Section 629 of the principal Act is amended—

(*a*) by striking out the word "municipal" in the first line thereof;

(*b*) by inserting after the word "municipality" in the third line thereof the words "or, as the case may be, within any township within the district";

(*c*) by inserting after the word "municipality" in the first line of subsection (2) thereof the words "or in any township within a district".

(3) Section 630 of the principal Act is amended by striking out the word "municipal" in the first line thereof.

(4) Section 631 of the principal Act is amended—

(*a*) by striking out the word "municipal" in the first line thereof;

(*b*) by inserting after the word "municipality" in the second line thereof the words "or any township within the district".

(5) Section 632 of the principal Act is amended by inserting after the word "municipality" in the first line thereof the words "or within any township within a district".

(6) Section 3 of the principal Act is amended by striking out the words "within municipalities" in the line commencing "Part XXXIV".

(7) Section 667 of the principal Act is amended by inserting therein after paragraph (5) thereof the following paragraph:—

Bazaars.

(5a) I. For regulating the licensing, supervision, and control of any premises within the municipality or any township within the district as bazaars or general sale yards for the sale of horses, cattle, and other animals or any of them, and the maintenance of cleanliness in the licensed premises:

II. For the general regulation of horse bazaars, sheep markets, and cattle markets within the municipality or within any township within the district; for the maintenance of good order therein; for the licensing

of the said bazaars or markets ; and for fixing fees to be paid to the council in respect of sales at the said bazaars and markets :

(8) Section 669 of the principal Act is amended by striking out paragraph (2) thereof.

Amendment of principal Act, ss. 667 and 670—

Quarrying.

16. (1) Section 667 of the principal Act is amended by inserting therein after paragraph (38) thereof the following paragraph :—

(38a) For regulating and controlling quarrying and blasting operations :

(2) Section 670 of the principal Act is amended by striking out paragraph (10) thereof.

Amendment of principal Act, s. 667—

Unsightly chattels and structures.

17. Section 667 of the principal Act is amended by inserting therein after paragraph (48) thereof the following paragraph :—

(48a) For enabling the council by notice in writing to require the owner or occupier of any land within the municipality or any township within the district to remove therefrom any unsightly chattels or any unsightly structure the presence of which is likely to affect adversely the value of adjoining land or which is prejudicial to the interests of the public and for enabling the council on default of compliance by the owner or occupier to remove the chattels or structure and to recover the cost thereby incurred from the owner or occupier ; but every by-law made pursuant to this paragraph shall provide that the owner or occupier shall have a right of appeal to a local court from any notice given by the council :

Enactment of s. 686a of principal Act—

18. The following section is enacted and inserted in Division 1 of Part XXXIX of the principal Act after section 686 thereof :—

Variation of taxi fares, etc., fixed by by-law.

686a. (1) If under any by-law made pursuant to paragraph (17) of section 669 the rates or fares to be charged with respect to vehicles licensed to ply for hire are fixed or the fees payable upon the licensing thereof are fixed, the council may, subject to this section, by resolution from time to time vary those rates, fares, or fees, or any of them.

(2) The council may pass any such resolution and may by resolution revoke or vary any such resolution, but no such resolution shall be passed except at a meeting of the council at which at least two-thirds of the members then in office are present.

(3) Notice of every such resolution shall be published in the *Gazette*.

Amendment of principal Act, s. 840 and nineteenth schedule—Authorized witnesses.

19. (1) Section 840 of the principal Act is amended by striking out paragraph VII. of subsection (1) thereof and by inserting in lieu thereof the following paragraph :—

VII. Any town clerk or district clerk.

(2) Form No. 3 in the nineteenth schedule to the principal Act is amended by striking out paragraph (*g*) appearing under the heading " Authorized Witnesses " and by inserting in lieu thereof the following paragraph :—

(*g*) Any town clerk or district clerk.

Amendment of principal Act.

20. The principal Act is amended in the manner shown in the schedule to this Act.

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

J. M. NAPIER, Lieutenant-Governor.

THE SCHEDULE.

AMENDMENTS TO THE LOCAL GOVERNMENT ACT, 1934-1951.

Provision Amended.	How Amended.
Section 5 (1)	The definition of " manufacturing district " in subsection (1) of section 5 is repealed.
Section 57a	The words " be deemed to have continued " in the twenty-third and twenty-fourth lines of section 57a are struck out and the words ", from the time he is nominated as aforesaid, continue ". The words ", and shall be deemed to so continue " in the twenty-fifth line of section 57a are struck out. The words " at a supplementary election " are inserted after the word " elected " in the penultimate line of section 57a.
Section 180	The word " Taxes " in the first line of subsection (1) and in the first line of subsection (2) of section 180 is struck out, and in each case, the words " Land Tax " are inserted in lieu thereof.
Section 182	The word " Taxes " in the fifth and the seventh lines of section 182 is struck out, and in each case, the words " Land Tax " are inserted in lieu thereof.
Section 183	The words " Commissioner of Crown Lands " in the second and third lines of section 183 are struck out and the words " Minister of Lands " are inserted in lieu thereof.
Section 188	The word " Taxes " in the second, sixth, and eighth lines of section 188 is struck out, and in every case, the words " Land Tax " are inserted in lieu thereof.
Section 234	The word " three " in the third line of subparagraph (*a*) of paragraph (ii.) of section 234 is struck out and the word " four " is inserted in lieu thereof. The words " one shilling and eight pence " in the third and fourth lines of subparagraph (*b*) of paragraph (ii.) of section 234 are struck out and the words " two shillings " are inserted in lieu thereof.
Section 238	The word " five " in the third line of section 238 is struck out and the word " six " is inserted in lieu thereof.
Section 240	The word " three " in the third line of section 240 is struck out and the word " four " is inserted in lieu thereof.
Section 244	The words " one shilling and eight pence " in the second and third lines of section 244 are struck out and the words " two shillings " are inserted in lieu thereof.
Section 247	The words " one shilling and eight pence " in the fourth line of section 247 are struck out and the words " two shillings " are inserted in lieu thereof.
Section 289a	The word " and " last occurring in the fifth line of section 289a is struck out and the words " trees, wood, stumps or " are inserted in lieu thereof.
Section 301	The words " and land used as streets or roads " are inserted after the word " roads " in the first line of section 301. The words " or land " are inserted after the word " roads " in the first line of paragraph III. of subsection (1) of section 301. The words " and land " are inserted after the word " roads " in the first line of paragraph VI. of subsection (1) of section 301. The words " or land " are inserted after the word " road " in the third line and in the seventh line of subsection (3) of section 301.
Section 303	The words " street or road " in the third and fourth lines of section 303 are struck out and the word " land " is inserted in lieu thereof. The words " land used as a " are inserted after the word " Any " in the first line of paragraph II. of subsection (1) of section 303. The words " street or road " in the penultimate line of paragraph II. of subsection (1) of section 303 are struck out and the word " land " is inserted in lieu thereof. The words " land used as a " are inserted after the word " Any " in the first line of paragraph III. of subsection (1) of section 303. The words " street or road " in the fourth line of paragraph III. of subsection (1) of section 303 are struck out and the word " land " is inserted in lieu thereof. The words " street or road " first occurring in the last line of paragraph III. of subsection (1) of section 303 are struck out and the word " land " is inserted in lieu thereof.

AMENDMENTS TO THE LOCAL GOVERNMENT ACT, 1934-1951—*continued.*

Provision Amended.	How Amended.
Section 303—*contd.*	The words " or land " are inserted after the word " road " wherever occurring in the second and fourth lines of subsection (2) of section 303. The words " street or road or " are inserted after the word " the " first occurring in the penultimate line of subsection (2) of section 303. The words " or land " are inserted after the word " road " first occurring in the fourth line of subsection (3) of section 303 and after the word " road " in the penultimate line of subsection (3) of section 303 and after the word " road " in the third line of subsection (4) of section 303 and after the word " road " in the third line of subsection (5) of section 303.
Section 304	The words " or land " are inserted after the word " road " in the penultimate line of paragraph II. of section 304 and after the word " road " first occurring in the third line of paragraph VI. of section 304.
Section 305	The words " or land " are inserted after the word " road " in the second line of subsection (1) of section 305 and after the word " road " in the sixth line of subsection (1) of section 305 and after the word " road " first occurring in the second line of subsection (2) of section 305 and after the word " road " in the third line of subsection (2) of section 305 and after the word " road " in the first line of subsection (3) of section 305 and after the word " road " in the first line of subsection (4) of section 305.
Section 669 (17) ...	The words " the fixing " in the first line of subdivision V. of paragraph (17) of section 669 are struck out and the words " fixing the " are inserted in lieu thereof.
Section 673	The word " passed " in the first line of section 673 is struck out and the word " made " is inserted in lieu thereof.
Section 674	The word " passed " in the first line of section 674 is struck out and the word " made " is inserted in lieu thereof.
Section 841	The word " fasten " in the fourth line of subdivision V. of section 841 and in the eighth line of subdivision VI. of section 841 is struck out and the word " seal " is in each case inserted in lieu thereof.
Section 896	Section 896 is repealed.
Nineteenth Schedule	The word " fasten " in the second line of paragraph (*e*) and in the fifth line of paragraph (*f*) under the heading of " Directions to Ratepayers and Authorized Witnesses " in form No. 3 in the Nineteenth Schedule is struck out and the word " seal " is in each case inserted in lieu thereof.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 49 of 1952.

An Act to amend the Public Service Act, 1936-1951.

[*Assented to 4th December,* 1952.]

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 " Public Service Act Amendment Act, 1952 ".

(2) The Public Service Act, 1936-1951, as amended by this Act, may be cited as the " Public Service Act, 1936-1952 ".

(3) The Public Service Act, 1936-1951, 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. 76 of principal Act—Transferred officers.

3. Section 76 of the principal Act (as enacted by section 14 of the Public Service Act Amendment Act, 1950) is amended—

(*a*) by inserting after the word " State " in the fourth line the words " or of the Council of the School of Mines and Industries of South Australia " ;

(*b*) by inserting after the word " State " in the fifth line the words " or the said Council ".

(*c*) by inserting after the word "Commissioner" in the eighth line the words "taking into account the length of his service under the Commonwealth or the said other State or the said Council, and the amount of leave taken by him during the period of such service".

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 50 of 1952.

An Act to amend the South Australian Housing Trust Act, 1936-1948.

[*Assented to 4th December,* 1952.]

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

Short titles.

1. (1) This Act may be cited as the "South Australian Housing Trust Act Amendment Act, 1952".

(2) The South Australian Housing Trust Act, 1936-1948, as amended by this Act, may be cited as the "South Australian Housing Trust Act, 1936-1952".

(3) The South Australian Housing Trust Act, 1936-1948, is hereinafter referred to as "the principal Act".

Enactment of ss. 20a to 20c of principal Act—

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

Power of trust to issue debentures.

20a. (1) With the consent of the Treasurer the trust may for any purpose of this Act or of the Housing Improvement Act, 1940-1950, borrow money on the security of debentures issued by the trust.

(2) The trust may issue any such debentures.

(3) Any such debentures may confer on the holder thereof a mortgage or charge over any assets of the trust.

Inscribed debenture stock.

20b. (1) In any case where the trust has power to issue debentures it may issue inscribed debenture stock instead of such debentures.

(2) On the application of the owner of any debentures issued by the trust the trust may convert them into inscribed debenture stock.

(3) The trust shall keep a register of inscribed debenture stock. The register of inscribed debenture stock is hereinafter in this section called " the register ".

(4) The inscribed debenture stock shall be deemed to be issued, and debentures shall be deemed to be converted into inscribed debenture stock, when the name of the owner, and the amount and description of the stock, and any other particulars determined by the trust, are entered in the register.

(5) A person whose name is inscribed in the register as the owner of any inscribed debenture stock shall be deemed to be the owner of that stock and may dispose of and transfer it in the manner prescribed by this section and may give effectual receipts for any money paid to him by way of consideration.

(6) The trust may, if it sees reasonable cause for doing so, issue to any person a certificate stating that any person was, on a day and at an hour mentioned in the certificate, inscribed in the register as the owner of a specified amount of inscribed debenture stock.

Such a certificate shall be *prima facie* evidence of the fact stated thereon.

(7) The legal ownership of inscribed debenture stock shall not be transferred from the owner whose name is inscribed in the register to any other person until—

(*a*) the said owner and the transferee have executed a transfer in a form fixed by the trust, and the name of the transferee and the amount of his stock have been entered in the register; or

(*b*) a person to whom the title to any inscribed debenture stock has passed on death or bankruptcy or otherwise by operation of law has produced to the trust such reasonable evidence of his title as the trust requires, and his name has been entered in the register as the owner of the stock.

(8) No notice of any trust, express, implied or constructive, affecting inscribed debenture stock, shall be received by the trust or entered in the register or any other book kept by the trust.

(9) Subject to the provisions of this section relating to the transfer and transmission of inscribed debenture stock and notice of trusts, equitable interests may be enforced against the owners of inscribed debenture stock.

(10) Section 20c of this Act shall apply in relation to inscribed debenture stock in the same way as it applies to debentures.

Government guarantee of debentures.

20c. (1) The Treasurer shall, out of the general revenue of the State, make good any default of the trust in meeting any liability of the trust to any person, other than the Treasurer, under any debenture issued by the trust.

(2) The amount of general revenue required for the purposes of this section is hereby appropriated.

(3) The trust shall, on demand, pay to the Treasurer the amount of any payment made by him pursuant to subsection (1) of this section.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 51 of 1952.

An Act to amend the Succession Duties Act, 1929-1951.

[*Assented to 4th December,* 1952.]

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, 1952 ".

(2) The Succession Duties Act, 1929-1951, as amended by this Act, may be cited as the " Succession Duties Act, 1929-1952 ".

(3) The Succession Duties Act, 1929-1951, 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. 4 of principal Act—Interpretation.

3. Section 4 of the principal Act is amended by striking out the words " valuable consideration " in the eleventh line of the definition of " deed of gift " and inserting in lieu thereof " full consideration in money or money's worth ".

Amendment of s. 12 of principal Act—Statements to be filed by administrator.

4. Subsection (3) of section 12 of the principal Act is amended—

(*a*) by inserting the letter "(*a*)" after the word " of " first occurring in the third line ; and—

(*b*) by inserting after the word " deceased " in the sixth line the following paragraph :—

(*b*) all property vested since the twenty-sixth day of October, eighteen hundred and ninety-three, in any persons jointly which, after the passing of the Succession Duties Act Amendment Act, 1952, has accrued to any of such persons by survivorship on the death of the deceased person.

Consequential amendment of s. 20 of principal Act.

5. Section 20 of the principal Act is amended by striking out the word " third " in the last line of subsection (1) and in the third line of subsection (2), and inserting in lieu thereof in each case the word " second ".

Consequential amendment of s. 32 of principal Act.

6. Section 32 of the principal Act is amended by striking out the word " third " in the second line of subsection (1) and inserting in lieu thereof the word " second ".

Consequential amendment of s. 34 of principal Act.

7. Section 34 of the principal Act is amended by striking out the word " third " in the first line of subsection (1), the first line of subsection (2), and the first line of subsection (3) and inserting in lieu thereof in each case the word " second ".

Consequential amendment of s. 35 of principal Act.

8. Section 35 of the principal Act is amended by striking out the word " third " in the second line of subsection (1), the twelfth line of subsection (3), and the first line of subsection (4) and inserting in lieu thereof in each case the word " second ".

Consequential amendment of s. 39a of principal Act.

9. Section 39a of the principal Act is amended by striking out the word " third " in the sixteenth line of sub-section (1) and the first line of subsection (3) and inserting in its place in each case the word " second ".

Amendment of s. 51 of principal Act—Interest on duty.

10. Section 51 of the principal Act is amended—

(*a*) by striking out the word " three " in the fourth line of subsection (1) and inserting in lieu thereof the word " six " ;

(*b*) by striking out the words " the amount of duty has not been assessed within three months after the same became chargeable " in the seventh, eighth, and ninth lines of subsection (1) and inserting in lieu thereof " reasonable cause exists for doing so ".

Amendment of s. 65 of principal Act—Power to use taxation returns.

11. Section 65 of the principal Act is amended by striking out the words and figures " Taxation Act, 1927 " in the sixth line and inserting in lieu thereof " Income Tax Assessment Act, 1936-1946 ".

Repeal of Second and Third Schedules of principal Act and enactment of another schedule.

12. The Second and Third Schedules to the principal Act are struck out and the following schedule is inserted in lieu thereof :—

THE SECOND SCHEDULE.

Amount of duties payable on property chargeable with duty under this Act.

1. Where the person deriving or taking the property is the widow, or a child under the age of twenty-one years, of the person from whom the property was derived or taken, the duty shall be as follows :—

Net Present Value of Property Derived or Taken.	Amount of Duty.
Not exceeding £2,800 .	Nil
£2,800-£5,000	12½ per cent of the excess over £2,800
£5,000-£20,000	£275 plus 15 per cent of the excess over £5,000
£20,000-£50,000	£2,525 plus 17½ per cent of the excess over £20,000
£50,000-£100,000 ...	£7,775 plus 20 per cent of the excess over £50,000
£100,000-£200,000 ...	£17,775 plus 22½ per cent of the excess over £100,000
£200,000 and over ...	£40,275 plus 25 per cent of the excess over £200,000

2. Where the person deriving or taking the property is the widower or a descendant (other than a child under the age of twenty-one years) or an ancestor of the person from whom the property is derived or taken, the duty shall be as follows :—

Net Present Value of Property Derived or Taken.	Amount of Duty.
Not exceeding £500 ..	Nil
£500-£1,000	5 per cent of the excess over £500
£1,000-£2,000	£25 plus 7½ per cent of the excess over £1,000
£2,000-£5,000	£100 plus 10 per cent of the excess over £2,000
£5,000-£10,000	£400 plus 12½ per cent of the excess over £5,000
£10,000-£20,000	£1,025 plus 15 per cent of the excess over £10,000

Net Present Value of Property Derived or Taken.	Amount of Duty.
£20,000-£50,000	£2,525 plus 17½ per cent of the excess over £20,000
£50,000-£100,000 ...	£7,775 plus 20 per cent of the excess over £50,000
£100,000-£200,000 ...	£17,775 plus 22½ per cent of the excess over £100,000
£200,000 and over ...	£40,275 plus 25 per cent of the excess over £200,000

3. Where the person deriving or taking the property from the deceased person is the brother or sister of the person from whom the property is derived or taken or the descendant of any such brother or sister, or a person in any other degree of collateral consanguinity to the person from whom the property is derived or taken the duty shall be as follows :—

Net Present Value of Property Derived or Taken.	Amount of Duty.
Not exceeding £500 ..	5 per cent
£500-£1,000	£25 plus 10 per cent of the excess over £500
£1,000-£2,000	£75 plus 12½ per cent of the excess over £1,000
£2,000-£5,000	£200 plus 15 per cent of the excess over £2,000
£5,000-£10,000	£650 plus 17½ per cent of the excess over £5,000
£10,000-£20,000	£1,525 plus 20 per cent of the excess over £10,000
£20,000-£50,000	£3,525 plus 25 per cent of the excess over £20,000
£50,000-£100,000 ...	£11,025 plus 27½ per cent of the excess over £50,000
£100,000 and over ...	£24,775 plus 30 per cent of the excess over £100,000

4. Where the person deriving or taking the property is a stranger in blood to the person from whom the property is derived or taken the duty shall be as follows :—

Net Present Value of Property Derived or Taken.	Amount of Duty.
Not exceeding £500 ..	10 per cent
£500-£1,000	£50 plus 15 per cent of the excess over £500
£1,000-£2,000	£125 plus 20 per cent of the excess over £1,000
£2,000-£5,000	£325 plus 22½ per cent of the excess over £2,000
£5,000-£10,000	£1,000 plus 25 per cent of the excess over £5,000
£10,000-£20,000	£2,250 plus 27½ per cent of the excess over £10,000
£20,000 and over	£5,000 plus 30 per cent of the excess over £20,000

5. Upon any property devised, bequeathed, or passing under any non-testamentary disposition—

(*a*) for the purpose of the advancement of religion science or education in the State; or

(*b*) to a hospital which the Treasurer is satisfied is not carried on for the purpose of profit to individuals; or

(*c*) to a benevolent institution or benevolent society in the State,

the rate of duty shall be ten per centum of the net present value of such property.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 52 of 1952.

An Act to amend the Veterinary Surgeons Act, 1935-1938.

[*Assented to 4th December,* 1952.]

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 " Veterinary Surgeons Act Amendment Act, 1952 ".

(2) The Veterinary Surgeons Act, 1935-1938, as amended by this Act, may be cited as the " Veterinary Surgeons Act, 1935-1938 ".

(3) The Veterinary Surgeons Act, 1935-1938, is hereinafter referred to as " the principal Act ".

Amendment of principal Act, s. 4— Interpretation.

2. The definition of " member " in section 4 of the principal Act is amended by adding at the end thereof the words " and includes the chairman ".

Repeal of s. 5 of principal Act and enactment of other provisions—

3. Section 5 of the principal Act is repealed and the following section is enacted and inserted in the principal Act in lieu thereof :—

Veterinary Surgeons Board.

5. (1) There shall be a board to be called " The Veterinary Surgeons Board of South Australia ".

(2) The board shall consist of a chairman and four other members who shall be appointed by the Governor on the nomination of the Minister.

(3) The chairman shall be a special magistrate or a practitioner of the Supreme Court.

(4) Of the four other members at least three shall be persons who are registered pursuant to subsection (1) of section 17.

(5) Notice of any such appointment shall be published in the *Government Gazette*.

Amendment of principal Act, s. 7—Term of office.

4. Section 7 of the principal Act is amended—

(*a*) by striking out the words " section 5, any appointed " in the first line thereof and by inserting in lieu thereof the words " this Act, every member " ;

(*b*) by striking out the word " two " in the second line thereof and by inserting in lieu thereof the word " four " ;

(*c*) by adding at the end of paragraph II. of subsection (1) thereof the word " and " ;

(*d*) by inserting after paragraph II. of subsection (1) thereof the following paragraph :—

III. of the members (other than the chairman) first appointed after the passing of the Veterinary Surgeons Act Amendment Act, 1952, two members, who shall be designated by the Minister, shall be appointed for a term of two years.

Amendment of principal Act, s. 10—Chairman.

5. Section 10 of the principal Act is amended by striking out subsection (1) thereof.

Enactment of s. 10a of principal Act—Remuneration of board.

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

10a. The chairman and the members may be paid such fees or remuneration as the Governor from time to time determines.

Enactment of s. 17a of principal Act—Additional qualification for registration of veterinary surgeons.

7. The following section is enacted and inserted in the principal Act after section 17 thereof :—

17a. (1) Every person shall be entitled to be registered as a veterinary surgeon who proves to the satisfaction of the board that he has attained the age of twenty-one years and is of good character and that—

(*a*) he has passed through a course of veterinary study of not less than four years' duration in a university, college, or school in a country outside the Commonwealth and has received after due examination from that university,

college or school a degree, diploma, certificate or licence in veterinary surgery or practice;

(*b*) he is, by law, qualified by registration, licence or otherwise to practice as a veterinary surgeon in that country;

(*c*) he resided within the Commonwealth of Australia at the time of the passing of the Veterinary Surgeons Act Amendment Act, 1952, and has resided within the Commonwealth of Australia for not less than one year before making application for registration pursuant to this section; and

(*d*) he has within the period of three years next after the passing of the Veterinary Surgeons Act Amendment Act, 1952, passed an examination conducted by the board in such subjects relating to veterinary surgery and practice as the board determines.

(2) The board shall, in respect of every applicant for registration under this section, determine the subjects relating to veterinary surgery and practice in which the applicant shall be required to pass an examination as aforesaid.

(3) The board shall conduct examinations for the purpose of this section at such times and places as the board from time to time determines.

(4) For the purpose of every such examination the board shall appoint as examiners persons who act as examiners in subjects relating to veterinary surgery and practice in a university in the Commonwealth of Australia. It shall be the duty of the examiners to set the examination papers and to determine whether any person taking the examination has passed the examination. The board may determine the remuneration to be paid to any such examiners and may pay any such remuneration.

(5) Every application for registration pursuant to this section shall be made within the period of three years next after the passing of the Veterinary Surgeons Act Amendment Act, 1952.

Amendment of principal Act, s. 28—Annual publication of register.

8. Section 28 of the principal Act is amended by inserting after the word "register" in the first line thereof the words "containing the names of all persons registered under this Act

(other than the names of those persons who pursuant to section 21 are deemed not to be registered and other than the names of any persons whose registration has been cancelled or suspended)".

Commencement of provisions relating to constitution of board.

9. (1) The provisions of sections 3, 4, 5, and 6 of this Act shall come into operation on a day to be fixed by proclamation.

(2) Upon the said day the members of the board in office pursuant to the provisions of the principal Act shall cease to hold office. The members of the board required to be appointed pursuant to section 3 of this Act may be appointed before the said day but shall not enter into office until the said day.

(3) All proceedings pending before the board in office at the said day shall be continued before the board appointed pursuant to section 3 of this Act.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

****

No. 53 of 1952.

An Act to amend the Coroners Act, 1935, and to repeal subsection (6) of section 14 of the Criminal Law Consolidation Act, 1935-1940.

[*Assented to 4th December,* 1952.]

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 " Coroners Act Amendment Act, 1952 ".

(2) The Coroners Act, 1935, as amended by this Act, may be cited as the " Coroners Act, 1935-1952 ".

(3) The Coroners Act, 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.

Amendments of Coroners Act, 1935-1952.

Amendment of s. 10 of principal Act—Jurisdiction of Coroner.

3. Section 10 of the principal Act is amended by striking out subsection (1) thereof and inserting in lieu thereof the following subsections :—

(1) Where a coroner has reasonable cause to suspect that—

(*a*) any person has died within the State a violent or unnatural death or a sudden death of which the cause is unknown ; or

(*b*) any person ordinarily resident within the State has died outside the State a violent or unnatural death or a sudden death of which the cause is unknown;

(*c*) any person whose dead body is within the State has died outside the State a violent or unnatural death or a sudden death of which the cause is unknown; or

(*d*) any person has died within the State in any prison or while detained in any hospital for the insane or in any such place or under any such circumstances as to require an inquest under any Act,

the coroner shall have jurisdiction to enquire whether the death has occurred and into the manner and cause of the death.

(1a) The jurisdiction to hold an inquest in any case where a person has died within the State, or where a person ordinarily resident within the State has died outside the State, shall exist whether the dead body of that person is within or outside the State, and notwithstanding that the body has been destroyed or is in a place from which it cannot be recovered.

Enactment of s.15a of principal Act—

4. The following section is enacted and inserted in the principal Act after section 15 thereof:—

Order for removal of bodies out of the State.

15a. Where the dead body of a person who has died outside the State is lying within the State, and the coroner is credibly informed that an inquest on the body is intended to be held in another State or a Territory of the Commonwealth, he may make an order directing or authorizing any person named or indicated in the order, to remove the body to the said State or Territory.

Amendment of s. 19 of principal Act— Inquests on death.

5. Section 19 of the principal Act is amended by striking out in paragraph (*b*) thereof the word "and" at the end of subparagraph (ii.), and the whole of subparagraph (iii.).

Amendment of s. 20 of principal Act— Inquests on fires.

6. Section 20 of the principal Act is amended by striking out all the words in subsection (2) thereof occurring after the words "of the fire" in the fourth line.

Enactment of ss. 20a-20c of principal Act—

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

Inquest not to proceed where criminal proceedings instituted.

20a. (1) If after the commencement of an inquest on a fire or death, the coroner is informed that any person

has been charged with an offence in which the question whether the accused caused that fire or death is in issue, the coroner—

(*a*) in the absence of reason to the contrary, shall adjourn the inquest until a day to be fixed;

(*b*) if after the conclusion of the proceedings in respect of the offence he considers that there is sufficient cause to resume the inquest, shall by notice to such persons as he deems proper fix a day for such resumption and continue the inquest and give a decision or finding;

(*c*) if after the conclusion of the proceedings in respect of the offence he considers that there is not sufficient cause to resume the inquest, shall not resume the inquest and shall report to the Attorney-General that the inquest has been discontinued.

(2) If before the commencement of an inquest on a fire or death the coroner is informed that any person has been charged with an offence in which the question whether such person caused that fire or death is in issue the coroner shall not in the absence of reason to the contrary commence to hold an inquest on that death or fire until the proceedings in respect of the said offence have been concluded.

(3) An inquisition shall not contain any finding inconsistent with the determination of any matter by the result of criminal proceedings.

(4) For the purposes of this section the expression "proceedings in respect of the offence" means proceedings before examining justices and before any court to which the accused person is committed for trial, or before which an appeal from the conviction of that person is heard; and such proceedings shall be deemed to be concluded when no appeal, or as the case may be, no further appeal can be made, without an extension of time being granted.

No finding of offence or guilt.

20b. A coroner shall not make any finding upon an inquest that any person is guilty of any offence in connection with the fire or death which is the subject of the inquest.

Coroner not to commit for trial.

20c. A coroner shall not upon an inquest commit any person for trial.

Amendment of s. 21 of principal Act—Depositions.

8. (1) Section 21 of the principal Act is amended—

(*a*) by inserting at the commencement of subsection (1) thereof the words "Except as provided in subsection (3) of this section:"

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

(3) Where the coroner considers that depositions are not likely to be required for any purpose, he may direct that the evidence be taken down in shorthand only. Any evidence so taken down in shorthand shall be retained with the records of the inquest.

Enactment of ss. 21a and 21b of principal Act—

9. The following sections are enacted and inserted in the principal Act after section 21 thereof:—

Justice empowered to take evidence.

21a. (1) At the request of a coroner conducting or about to conduct an inquest, any justice may take the statement upon oath or affirmation of any person able to give information relevant to the matters in issue in such inquest.

(2) Any statement so taken shall be signed by the justice and may be received in evidence at the inquest.

(3) For the purpose of taking any such statement, sections 23 to 28 (inclusive) and section 46 of the Justices Act, 1921-1943, shall apply as if the taking of the statement were the hearing of a complaint.

Evidence by affidavit.

21b. (1) In any inquest evidence may be given by affidavit but the coroner if he thinks just cause exists for doing so may order the person making any such affidavit to attend before him for further examination or cross-examination.

(2) Any such affidavit may be subscribed before any member of the police force, or any person authorized by law to take affidavits.

Amendment of s. 22 of principal Act—General powers of coroner.

10. Section 22 of the principal Act is amended by striking out the figure "(1)" in the first line thereof and by striking out the whole of subsection (2) thereof.

Enactment of ss. 25a and 25b of principal Act—

11. The following sections are enacted and inserted in the principal Act after section 25:—

Power to enter and search premises.

25a. (1) Where a coroner has directed that a post-mortem examination of the body of a deceased person shall be made, the coroner may issue a warrant to any

members of the police force named or indicated in the warrant authorizing them to enter premises and take and remove the body to any place for the said post-mortem examination.

(2) Any member of the police force named or indicated in any such warrant may, at any time in the day or night, with such assistants as he deems necessary enter into and search and may break open any house, building, premises or place, where he has reasonable cause to suspect the body of the deceased person may be found, and take and remove the body to the place where the post-mortem examination is to be held.

Summons by post.

25b. (1) Summonses to witnesses required to appear at an inquest or before a justice taking evidence under section 21a of this Act may be served by post.

(2) A coroner or justice shall not punish any person for failing to attend an inquest in accordance with a summons served by post unless it is proved that that person actually received that summons.

Enactment of s. 30a of principal Act—

12. The following section is enacted and inserted in the principal Act after section 30 thereof:-

Burial orders.

30a. (1) A coroner may after inquiry make an order in the form headed "Burial Order" in the second schedule to this Act authorizing the burial of a dead body within the State.

(2) An order made under this section shall be deemed to be an order for burial within the meaning of sections 32 and 33 of the Births and Deaths Registration Act, 1936-1947.

Amendment of second schedule to principal Act.

13. The second schedule to the principal Act is amended by striking out the form therein headed "Warrant to bury" and inserting in its place the following form:—

Burial Order.

South Australia, to wit } To all constables of the State of South Australia and to all others whom it may concern.

I, the undersigned..... ..... being one of Her Majesty's Justices of the Peace and a coroner for the State of South Australia having made

inquiry respecting the death of.....
[Name and Occupation.]
of.....who died at.....
.....on the.....day
of.....at the age of.....hereby
authorize the burial of the body of the said deceased.

Given under my hand this.....day
of.....19

[NOTE.—The age, occupation and last known place of abode of the deceased is to be inserted in this warrant when possible.]

Amendment of Criminal Law Consolidation Act, 1935-1940.

Repeal of subsec. (6) of s. 14 of Criminal Law Consolidation Act.

14. Subsection (6) of section 14 of the Criminal Law Consolidation Act, 1935-1940, is repealed.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

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PART II.—Appointments, resignations and retirements : Sections 6 to 20.

PART III.—Regulation, duties and discipline of the police force : Sections 21 to 29.

PART IV.—Special constables : Sections 30 to 36.

PART V.—The Police Appeal Board : Sections 37 to 51.

PART VI.—Miscellaneous Provisions : Sections 52 to 54.

PART II.

PART II.

APPOINTMENTS, RESIGNATIONS AND RETIREMENTS.

Appointment of Commissioner of Police.
2280, 1936, s. 5.

6. The Governor may appoint a fit and proper person to be the Commissioner of Police.

Retiring age of Commissioner.
2280, 1936, s. 6.

7. (1) The Commissioner shall retire on the thirtieth day of June next after he attains the age of sixty-five years.

(2) The Commissioner shall cease to contribute to the Police Pensions Fund on the thirtieth day of June next after he attains the age of sixty years :

Provided that this subsection shall not affect the operation of any enactment exempting a Commissioner from the obligation to contribute to the Police Pensions Fund.

Salary of Commissioner.
2280, 1936, s. 5a.

8. (1) The salary of the Commissioner shall be at the rate of two thousand two hundred pounds a year.

(2) The Commissioner shall also be entitled to be paid a uniform allowance at the rate of thirty pounds a year.

(3) The salary and allowance of the Commissioner shall be paid out of the general revenue of the State under authority of this Act and without other appropriation.

(4) The rate of salary fixed by this section shall include the increase provided for in the Public Officers Salaries Act, 1952.

Acting Commissioner.

9. When the Commissioner is absent from duty by reason of illness or for any other cause or is performing duties outside the State the senior superintendent of police, or such other person as may be appointed by the Governor may exercise and perform all the powers, authorities, duties, and functions conferred or imposed upon the Commissioner by this or any other Act or by the common law.

Appointment of officers. 2280, 1936, s. 7.

10. (1) The Governor may appoint as many qualified persons to be superintendents, inspectors, and other officers of police as he deems necessary.

(2) Every such superintendent, inspector and other officer shall receive a commission for his appointment signed by the Governor.

Appointment of sergeants and constables. 2280, 1936, s. 8.

11. (1) Subject to this Act, the Commissioner or any other person nominated by the Governor for the purpose, may appoint as many sergeants and constables of different grades or kinds as he deems necessary for the preservation of peace and order throughout the State.

(2) The Chief Secretary may, from time to time, fix the maximum number of sergeants and constables of each grade or kind respectively who may be in the police force at any one time, and the numbers so fixed shall not be exceeded.

(3) Every appointment by the Commissioner of a member of the police force to any rank, grade or class in the detective police, or to any rank above senior constable shall be subject to the approval of the Chief Secretary.

(4) The Commissioner may appoint any member of the police force to any rank, grade or class in an acting capacity. While a person holds such an acting appointment he shall for the purpose of promotion be deemed to hold the substantive rank, grade and relative seniority which he held immediately before the appointment or such other substantive rank, grade or seniority as he may acquire while holding the appointment.

(5) Subsections (3) and (4) of this section do not apply to appointments to the rank of inspector or any higher rank.

Police medical officers. New.

12. (1) The Governor may appoint any legally qualified medical practitioner to be a police medical officer.

(2) Every such appointment shall be on such terms and conditions as are fixed by the Governor.

(3) A police medical officer shall not be subject to the Public Service Act, 1936-1951.

(4) A police medical officer shall perform such duties as are arranged between the Commissioner and the officer.

(5) A police medical officer shall not be deemed to be a member of the police force.

Probationary service.
New.

13. (1) Except as hereinafter provided, where a person who immediately before his appointment was not a member of the police force is appointed as a member of the police force, his appointment shall in the first place be on probation for such period, not exceeding twelve months, as the Commissioner determines.

(2) At the end of the probationary period the Commissioner, after obtaining reports on the conduct and efficiency of the appointee, and requiring him to submit to such examinations as the Commissioner deems proper, shall confirm or terminate the appointment, or extend the probationary period.

(3) A person appointed as a member of the police force on probation shall during the probationary period have the like powers as if he were permanently appointed as such member.

(4) Notwithstanding the foregoing provisions of this section any person with special skill may, with the approval of the Chief Secretary, be appointed, without a period of probation, as a member of the police force for the purpose of doing work requiring such special skill.

Notice of promotions and appointments.
New.

14. (1) Before appointing a person who is already a member of the police force to any rank or grade, the Commissioner, if he thinks fit, may by notice in the *Police Gazette*, give not less than five weeks notice of his intention to make that appointment.

(2) If such a notice is given any person aggrieved by the intended appointment may appeal against it to the Police Appeal Board in the same way as against an actual appointment.

(3) If there is no appeal against the intended appointment and the person named in the notice of intention, is appointed to the rank or grade, or if after an appeal has been heard that person or some other person is so appointed pursuant to a recommendation of the Police Appeal Board, there shall be no appeal against that appointment.

False statements in applications for admission to force.
New.

15. (1) A person shall not, in connection with any application for admission to the police force make any false statement.

Penalty : One hundred pounds or imprisonment for six months.

(2) In a prosecution for an offence against this section it shall not be necessary for the prosecution to prove that the false statement was made wilfully or negligently; but it shall be a defence if the accused proves that he believed on reasonable grounds that the statement was true.

Police oath. 2280, 1936, s. 11.

16. (1) A person appointed as a member of the police force after the passing of this Act shall not be capable of acting as such member until he has taken and subscribed an oath in the following form:—

> I, A.B. do swear that I will well and truly serve Her Majesty Queen Elizabeth II. and Her heirs and successors according to law, as a member of the police force of South Australia, without favour or affection, malice or ill-will; that to the best of my power I will cause Her Majesty's peace to be kept throughout the said State and prevent the commission of offences against the said peace or against the laws of the said State; and that I will faithfully discharge all duties imposed on me as a member of the said force—So help me God!
>
> Taken and subscribed at this day of 19
>
> Before me
>
> .....Justice of the Peace.

(2) A person who is a member of the police force at the time of the passing of this Act, shall on being promoted to any higher rank take an oath in the form prescribed in subsection (1) of this section, but shall not thereafter be required to take any further police oath.

Effect of taking oath. 2280, 1936, s. 12.

17. (1) Every person who takes and subscribes the oath referred to in the preceding section shall be deemed to have thereby entered into a written agreement with and be bound to serve Her Majesty as a member of the police force in each rank, office or position which he may hold as such a member, until he lawfully ceases to be a member of the police force.

(2) No such agreement shall be void for want of consideration.

Evidence of appointment. 2280, 1936, s. 9.

18. Common reputation that a person is a member of the police force, or holds any particular rank, office or position in the police force shall be *prima facie* evidence of that fact.

s. 17. COOPER, DALY, JUCKES v. HUNKIN (1942) S.A.S.R. 162. Held, that notwithstanding section 17 it was competent for the Commissioner of Police to reduce a police constable in rank, although his reduction involved a reduction in the rate of pay.

Resigning without leave.
2280, 1936, s. 13.

19. (1) No member of the police force shall resign his office, or relinquish the duties of his office unless—

(*a*) he is expressly authorized in writing by the Commissioner to do so; or

(*b*) he has given the Commissioner one month's notice of his intention to do so; or

(*c*) he has reached the retiring age prescribed by law or is incapacitated by infirmity of mind or body from performing his duties.

(2) A person who contravenes subsection (1) of this section shall be guilty of an offence.

Penalty: Fifty pounds or imprisonment for three months.

Duty to deliver up equipment, etc., on ceasing to be in police force.
2280, 1936, s. 14.

20. (1) A person who for any reason ceases to be a member of the police force shall, forthwith upon so ceasing, deliver up to the Commissioner, or to a person appointed by the Commissioner to receive property under this section, all property of every kind which belongs to the Crown and was supplied to that person for the execution of his duty as a member of the force.

Penalty: One hundred pounds.

(2) Any justice may issue a warrant authorizing the persons named or indicated in the warrant to search any place and seize any property therein which has not been delivered up as required by this section.

PART III.

PART III.

REGULATION, DUTIES, AND DISCIPLINE OF THE POLICE FORCE.

General control of police force.

21. Subject to this Act, the Commissioner shall have the control and management of the police force.

Regulations.
Cf. 2280, 1936, s. 10 (1).

22. The Governor may make regulations prescribing any matters which it is necessary or convenient to prescribe for the purpose of the administration of this Act and for the regulation,

s. 20. COOPER, DALY, JUCKES v. HUNKIN (1942) S.A.S.R. 162. The provisions of the section relating to the power of a court of summary jurisdiction to impose a fine or imprisonment for the offences mentioned in the section do not exclude the power of the Commissioner of Police to reduce a police constable in grade.

control and management of the police force and in particular and without limiting his general powers under this section, regulations with respect to all or any of the following matters:—

(1) The ranks, classes and grades of members of the police force;

(2) The division of the police force into groups, branches, divisions or sections;

(3) The division of the State into police districts, and the administration of the police force in each district;

(4) The examinations and other requirements for, and conditions of, appointments to and promotions in the police force;

(5) The duties and functions of members of the police force;

(6) The maintenance of good order, good conduct, discipline, and efficiency in the police force;

(7) The establishment, practice, procedure, and powers of committees of inquiry to investigate charges of breaches of regulations by members of the police force;

(8) Empowering the Commissioner to suspend any member of the force charged with any offence, and punish by dismissal, reduction in rank, class, grade, or seniority, or by fine not exceeding twenty pounds any member of the force found guilty of an offence against the regulations: Provided that the regulations shall not provide for the dismissal of any person except with the approval of the Chief Secretary;

(9) The uniforms, badges, and insignia of rank to be worn by members of the police force and the equipment to be supplied to them;

(10) Transfers of members of the police force from one part of the State to another, or from one station to another, or to different duties;

(11) The records to be kept respecting members of the police force;

(12) The leave, other than long service leave, which may be granted to members of the police force;

(13) The custody, disposal, and sale of property in the possession or custody of members of the police force ;

(14) The treatment and maintenance of prisoners or other persons who are in the custody of any member of the police force.

Orders.
Cf. 2280, 1936, s. 10 (2).

23. (1) The Commissioner may make or give general or special orders, not inconsistent with this Act or the regulations made under this Act—

(*a*) prescribing and allocating the duties to be performed by the respective members of the police force ;

(*b*) directing the manner in which and the time and place at which any such duties are to be performed ;

(*c*) prescribing or directing any other matters relating to the performance of the duties of members of the police force.

(2) Such orders shall not be deemed to be regulations or rules within the meaning of section 38 of the Acts Interpretation Act, 1915-1949.

(3) This section shall not restrict the power of the Commissioner to give any order or direction, not inconsistent with this Act, for the purpose of the control and management of the police force.

Members subject to duty in or outside the State.
2280, 1936, s. 17.

24. (1) Every member of the police force shall, if so ordered by the Commissioner, or by any superior officer, be liable to perform police duties in any place within or outside the State.

(2) While a member of the police force is performing duties outside the State he shall obey the lawful orders of his superior officers and shall be liable for any violation or neglect of his duty committed outside the State to the same extent as if such violation or neglect had occurred within the State.

Execution of process.
2280, 1936, s. 18.

25. (1) Every member of the police force shall execute every process directed to him for levying the amount of—

(*a*) any recognizance forfeited to Her Majesty ;

(*b*) any fine imposed on any person by any court or other body or person authorized by law to impose fines.

(2) Any process, order, warrant, or command of any court or justice directed delivered or given to any member of the police force may be executed and enforced by any other member of that force or his assistants.

Every such other member or assistant shall have all the rights, powers, and authorities for and in the execution of that process, order, warrant, or command as if it had originally been directed to him expressly by name.

Allowances.

26. Every member of the force shall be entitled to receive allowances in respect of such matters and at such rates as are approved from time to time by the Chief Secretary.

Impersonating police, and unlawful possession of uniforms and equipment. 2280, 1936, s. 19. 44, 1946, s. 3.

27. (1) Any person who, not being a member of the police force—

(*a*) wears the uniform of a member of the police force or any dress having the appearance of such a uniform; or

(*b*) by word or conduct represents himself to be a member of the police force.

shall be guilty of an offence.

Penalty: Twenty-five pounds.

(2) Any person who, without lawful excuse, has in his possession any arms, ammunition, article of clothing, accoutrements or appointments supplied to any member of the police force shall be guilty of an offence.

Penalty: One hundred pounds or imprisonment for twelve months.

(3) Subsection (1) of this section shall not prevent any person taking part in a stage play or other entertainment from wearing any dress in the course of that play or entertainment.

Harbouring constables on duty. 2280, 1936, s. 20 (*b*).

28. (1) Any owner or occupier of premises, or person resident in any premises who knowingly encourages or suffers any constable to remain in those premises during any part of the time appointed for the constable to be on duty, unless for the purpose of keeping or restoring order or executing his duty shall be guilty of an offence.

Penalty: Twenty-five pounds.

(2) In this section "premises" means any hotel, house, shop, office, or other building of any kind.

Taking bribes and other offences. 2280, 1936, s. 16.

29. Any member of the police force who—

(*a*) solicits or directly or indirectly takes any bribe, pecuniary or otherwise, to forego his duty as such a member; or

(*b*) gives, offers, or promises to give any bribe to, or makes any collusive agreement with, any member of the police force to induce him to neglect his duty, or to conceal or connive at any act whereby any regulation or order made or given under this Act may be evaded; or

(*c*) in any manner aids or connives at the escape or attempt or preparation to escape, of any prisoner in lawful custody; or

(*d*) deserts his post; or

(*e*) assaults any superior officer;

shall be guilty of an offence.

Penalty: One hundred pounds or imprisonment for six months.

PART IV.

PART IV.

SPECIAL CONSTABLES.

Appointment of special constables. Cf. 2280, 1936, s. 33.

30. (1) The Commissioner or any special magistrate may by written minute appoint any person to be a special constable either for the whole State or for any part of the State indicated in the minute of appointment.

(2) Forthwith after making any such appointment the Commissioner or special magistrate shall give written notice to the Chief Secretary of the name and address of the person appointed.

Oath of special constable. 2280, 1936, s. 33.

31. A special constable appointed after the passing of this Act shall not be capable of acting in his office until he has taken and subscribed an oath in the following form:—

I, A.B. do swear that I will well and truly serve Her Majesty Queen Elizabeth II. Her heirs and successors according to law in the office of special constable for the State of South Australia [*or, as the case may be,* the following part of the State of South Australia, namely] without favour or affection, malice or ill-will; that to the best of my power I will cause Her Majesty's peace to be kept throughout the said State [*or* the said part of the said State] and prevent the commission of offences against the said peace or against the laws of the said State; and that I will faithfully discharge all duties imposed on me as a special constable—So help me God!

Taken and subscribed at this day of 19

Before me

.....
Justice of the Peace.

32. A special constable shall while performing his duties as a special constable have all the powers and immunities and be subject to the duties and liabilities of a member of the police force.

Powers of special constables. 2280, 1936, s. 37.

33. (1) The Commissioner may, at his discretion—

(*a*) suspend or determine the appointment of any special constable appointed under this Act;

(*b*) remove any special constable from his office for misconduct, neglect of duty, or inability to perform his duty.

Suspension or dismissal of special constable. 2280, 1936, s. 38.

(2) Forthwith after any such suspension, determination, or removal the Commissioner shall send notice thereof to the Chief Secretary.

34. (1) A person who for any reason ceases to be a special constable shall, forthwith upon so ceasing, deliver up to the Commissioner, or to such person as the Commissioner nominates, all property of every kind which belongs to the Crown and was supplied to that person for the execution of his duty as a special constable.

Duty to deliver up weapons. 2280, 1936, s. 39.

Penalty: One hundred pounds.

(2) Any justice may issue a warrant authorizing the persons named or indicated in the warrant to search any place and seize any property therein which has not been delivered up as required by this section.

Allowances and equipment for special constables.
2280, 1936, s. 40.

35. The Chief Secretary may upon the recommendation of the Commissioner—

(*a*) pay such reasonable remuneration and allowances as he deems proper to any special constables or persons who have been special constables ;

(*b*) provide such clothing, arms, and equipment for special constables as he deems necessary.

Regulations.
2280, 1936, s. 42.

36. The Governor may make regulations prescribing any matters which it is necessary or convenient to prescribe for giving effect to this Part and, without limiting his general powers under this section, regulations in respect to all or any of the following matters :—

I. the supervision and control of special constables :

II. the training of special constables for the performance of their duty :

III. the duties and functions of special constables :

IV. the maintenance of good order, good conduct, discipline, and efficieny on the part of special constables.

PART V.

PART V.

THE POLICE APPEAL BOARD.

Interpretation.
2280, 1936, s.22.

37. In this Part, unless the context otherwise requires, or some other meaning is clearly intended—

" the board " means the Police Appeal Board constituted under this Part :

" the chairman " means the chairman of the board :

" member " means member of the board :

" the secretary " means the secretary or acting secretary of the board.

Constitution of Board. 2280, 1936, s. 23.

38. (1) There shall be a Police Appeal Board constituted in accordance with this Part.

(2) The board shall consist of—

(*a*) a special magistrate appointed by the Governor to be the chairman;

(*b*) a person appointed by the Commissioner;

(*c*) a member of the police force elected by the police force in manner prescribed by regulations.

Term of office. Cf. 2280, 1936, s. 23 (3).

39. (1) Subject to sub-section (2) of this section the chairman and every member of the board shall hold office until the thirtieth day of June in the second year after the year in which he was appointed or elected: Provided that a person appointed or elected to a casual vacancy on the board shall hold office for the unexpired portion only of the term of the person in whose place he was appointed.

(2) The chairman and members of the board in office at the time of the passing of this Act shall, subject to this Act, hold office for the balance of the term for which they were appointed.

Acting members. Cf. 2280, 1936, s. 24.

40. (1) If for any reason the chairman is unable to act in his office the Governor may appoint a special magistrate to be acting chairman during the period of such inability.

(2) If for any reason the member appointed by the Commissioner is unable to act in his office the Commissioner may appoint another person to be an acting member during the period of such inability.

(3) If for any reason the member elected by the police force is unable to act in his office, or if a casual vacancy occurs in the office of any such member within twelve months before the expiration of his term of office, the member of the police force who received the second highest number of votes at the last previous election held to choose a member of the police force to sit on the board, shall be an acting member during the period of such inability.

If there was only one candidate at the said election or if for any reason the acting member mentioned above is unable to act, the President of the Police Association of South Australia may appoint a member of the police force to be an acting member as aforesaid.

Casual vacancies. New.

41. Except as provided in the last preceding section every casual vacancy in the office of a member of the board shall be filled in the same manner as a vacancy occurring by effluxion of time.

Quorum. 2280, 1936, s. 25.

42. The chairman together with one member of the board shall constitute a quorum thereof.

Secretary, meetings, and records. 2280, 1936, s. 26.

43. The Minister shall appoint a secretary of the board who shall convene all meetings of the board, and keep a record of all proceedings and decisions of the board.

Right of appeal. Cf. 2280, 1936, s. 27.

44. Any person who at the time of the promotion, intended promotion, punishment, decision, or finding appealed against was a member of the police force, may appeal, in accordance with this Act against—

(*a*) any promotion made by the Commissioner ;

(*b*) any intended promotion of which notice is given as provided in section 14 of this Act ;

(*c*) any punishment inflicted on him by the Commissioner, including any fine, reduction in rank, grade, or pay, dismissal or discharge ;

(*d*) any decision or finding on which any such punishment was based.

Institution of appeal. 2280, 1936, s. 27 (2).

45. (1) Every appeal shall be instituted by a notice of appeal complying with the regulations and given to the secretary within thirty days after the decision appealed against became known to the appellant.

(2) The chairman of the board shall fix a time and place for hearing the appeal and the secretary shall give the appellant and the Commissioner at least seven days' notice of the time and place so fixed.

Witnesses and evidence. Cf. 2280, 1936, s. 28 (2) (6).

46. (1) Upon the hearing of the appeal the board may—

(*a*) take evidence on oath or affirmation ;

(*b*) admit as evidence any statement or document which in its opinion is relevant whether or not such statement or document is legal evidence.

(2) The board may—

(*a*) if satisfied that any person is likely to give relevant evidence on any appeal, or to have in his possession or control any book document or writing relevant to the appeal, by summons under the hand of the chairman or secretary require that person to attend before the board and give evidence, or to produce to the board any books, documents, or writings in his possession or under his control;

(*b*) require any person before the board to take an oath or affirmation and answer questions put to him by the board, or by or on behalf of any party.

(3) Any person who—

(*a*) refuses or fails to comply with any requirement of a summons issued by the board under this section and served on him;

(*b*) refuses to take an oath or affirmation when required by the board;

(*c*) without lawful excuse refuses to answer any questions which the board requires him to answer;

(*d*) wilfully interrupts the proceedings of the board or in the course of such proceedings behaves offensively to the chairman or any member of the board,

shall be guilty of an offence.

Penalty: Fifty pounds.

(4) The Commissioner and the appellant may on the hearing of any appeal appear before the board either personally or by any other person, and shall be entitled to call and examine witnesses and address the board.

(5) The evidence taken and the decision of the board shall be recorded in writing.

47. (1) Upon an appeal the board may do such one or more of the following things as it deems just namely— Determination of appeal. 2280, 1936, s. 29.

(*a*) dismiss the appeal and recommend that the promotion, intended promotion, punishment, decision, or finding appealed against be confirmed;

(*b*) recommend that the promotion, intended promotion, punishment, decision, or finding appealed against be rescinded:

(*c*) recommend that a promotion or intended promotion appealed against be granted to another person ;

(*d*) recommend that any decision, finding or punishment be substituted for the decision, finding or punishment appealed against ;

(*e*) recommend any other course of action in connection with the subject matter of the appeal, which the board deems just.

(2) The decision of the chairman and one member, or of the two members of the board shall be deemed to be the decision of the whole board.

(3) Any member of the board may make a dissenting report.

Transmission of decision.
2280, 1936, s. 29 (2).

48. (1) The chairman shall forward to the Commissioner a copy, certified by the chairman as correct, of the evidence taken and the decision of the board, and of any dissenting report.

(2) The Commissioner shall transmit the evidence and decision of the board and any dissenting report, together with any comments and recommendations which he desires to make thereon, to the Chief Secretary.

(3) After considering the matters so transmitted to him the Chief Secretary shall decide the matter in issue in the appeal.

No further appeal.
2280, 1936, s. 31.

49. There shall be no further appeal against any decision of the board, and no appeal against any decision of the Chief Secretary given upon consideration of a decision of the board.

Trivial appeals.
2280, 1936, s. 30.

50. The board may decline to hear or determine any appeal which appears from the notice of appeal to be merely trivial, frivolous, or vexatious.

Regulations.
2280, 1936, s. 32.

51. (1) The Governor may make regulations prescribing any matters necessary or convenient to be prescribed for giving effect to this Part, and without limiting the generality of this power, with respect to—

(*a*) the nomination and election of members ;

(*b*) the mode of appealing and the practice and procedure on appeal.

(2) The regulations made under the Police Appeal Board Act, 1925, and published in the *Gazette* on the eleventh day of February, 1926, at page 265, shall remain in force until other regulations are made under this Act.

PART VI.

MISCELLANEOUS PROVISIONS.

Proceedings for offences.

52. Proceedings for offences against this Act shall be heard and determined summarily.

Proceedings against persons acting under the Act.

53. (1) All actions and prosecutions against any person for anything done in pursuance or execution or intended execution of this Act shall be commenced within two months after the act complained of was committed, and not otherwise.

(2) Notice in writing of every such action, and of the cause thereof, shall be given to the defendant ten days at least before the commencement of the action.

(3) In any such action the defendant may plead the general issue, and give this Act and the special matter in evidence, at any trial to be had thereon.

(4) No plaintiff shall succeed in any such action if tender of sufficient amends has been made before action brought, or if a sufficient sum of money has been paid into court, after action brought, by or on behalf of the defendant, together with the costs incurred up to that time.

(5) If a verdict is given for the defendant, or the plaintiff becomes non-suited or discontinues any such action after issue joined, or if judgment is given against the plaintiff, the defendant shall recover his full costs as between solicitor and client, and have the like remedy for the same as any defendant has by law in other cases.

(6) Notwithstanding that a verdict has been given for the plaintiff in any such action, the plaintiff shall not have costs against the defendant unless the judge before whom the trial takes place certifies his approbation of the action and the verdict obtained thereon.

Saving of power of Crown.

54. This Act shall not take away or restrict any power of the Crown under any other Act or at common law to dispense with the services of any member of the police force.

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

J. M. NAPIER, Lieutenant-Governor.

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s. 53. HODGSON v. ORR (1874) 8 S.A.L.R. 273; 13 Austn. Digest 77. Where a South Australian constable arrested a person out of South Australia for an offence committed in South Australia, held that, for the purposes of section 111 of the Police Act, 1869-70 (similar in substance to section 53 of the Police Regulation Act, 1952), he was in the same position as a private person and not entitled to notice.

COBB v. DUFFY AND ANOTHER (1887) 21 S.A.L.R. 142; 13 Austn. Digest 90. The notice of action must state the place where the circumstances complained of occurred.

KYLOH v. WILSEN (1923) S.A.S.R. 501; 13 Austn. Digest 76. Where a constable making an arrest uses more force than is reasonably necessary, and the excess of force was not used in the honest belief that it was justified, no notice of action is necessary.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

***

made by the Stamp Duties Act Amendment Act, 1952, shall be denoted by an adhesive or impressed stamp.

Amendment of s. 48a of principal Act—Licences for duty paid cheques.

5. Section 48a of the principal Act is amended by inserting therein after subsection (3) the following subsection :—

(3a) If before a cheque form printed pursuant to a licence under this section is issued as a cheque, or presented by the drawer to the bank for payment, the rate of duty on the cheque is increased above the amount indicated on the cheque, then such cheque shall not be deemed to be duly stamped unless an adhesive or impressed stamp of the amount of the increase is attached to the cheque.

Amendment of second schedule to principal Act—Rate of duty on cheques.

6. The second schedule to the principal Act is amended by striking out the figure " $1\frac{1}{2}$ " in the paragraph therein commencing "BILL OF EXCHANGE, CHEQUE, ORDER" and inserting in its place the figure " 2 ".

Operation of Act.

7. The additional duty imposed by this Act shall not be payable on a cheque made out on a form issued by a bank or financial institution to a customer before the twentieth day of November, nineteen hundred and fifty-two.

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

J. M. NAPIER, Lieutenant-Governor.

ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

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Private Act

An Act to alter the Trusts of the Town Square, Naracoorte.

[*Assented to 4th December,* 1952.]

Preamble.

WHEREAS

(*a*) by an Indenture made the 14th day of September Eighteen Hundred and Seventy-one between GEORGE ORMEROD of Robe Town in the Province of South Australia Merchant of the first part DOMINICK DANIEL DALY of Narracoorte in the said Province Surveyor of the second part ALEXANDER THOMAS GUNNING of Narracoorte Member of the Royal College of Surgeons England AITCHESON GRIEVE of Narracoorte Blacksmith ADAM SMITH of Broad Meadows near Narracoorte Stock Holder THOMAS HINCKLEY of Narracoorte Farmer the said GEORGE ORMEROD and DAVID SIMPSON of Narracoorte aforesaid Miller of the third part after reciting that the said George Ormerod was seized and possessed of certain lands in the township of Kincraig which he had contracted and agreed to convey and assign for the purposes thereinafter mentioned it was witnessed that in consideration of the premises and of the sum of Ten Shillings on the execution thereof paid by the said Dominick Daniel Daly to the said George Ormerod receipt whereof was thereby acknowledged he the said George Ormerod did by those presents grant bargain sell and release unto the said Dominick Daniel Daly and his heirs all that piece or parcel of land situated in the township of Kincraig a township laid out on Section numbered

Five in the Hundred of Narracoorte in the County of Robe which said piece of land contained by admeasurement one acre two roods twenty-five perches and fourteen yards or thereabouts and measured on the Northerly side thereof next a certain street of the said township named Ormerod Street seven chains and thirty-one links on the Southerly side thereof next to the Government Main Road from Adelaide to Victoria seven chains and thirty-two links on the Easterly side thereof next allotment numbered Eight in the plan of the said township two chains and fourteen links and on the Westerly side thereof next allotment numbered nine of the said township two chains and twelve links which said piece of land was more particularly delineated in the public maps of the said township deposited in the Survey Office at Adelaide aforesaid together with all houses out-houses fences ways rights members and appurtenances to the said piece of land belonging or in any wise appertaining and all the estate right title interest property claim and demand both at law and in equity of him the said George Ormerod therein and thereto to hold the said piece or parcel of land thereby conveyed or intended so to be with the appurtenances anto the said Dominick Daniel Daly and his heirs to the use of the said Alexander Thomas Gunning, Aitcheson Grieve, Adam Smith, Thomas Hinckley, George Ormerod and David Simpson their heirs and assigns forever upon trust that the said Alexander Thomas Gunning, Aitcheson Grieve, Adam Smith, Thomas Hinckley, George Ormerod and David Simpson (who were thereinafter designated " the said trustees ") should permit and suffer the free and unrestricted use by the public and by all Her Majesty's subjects for the purposes of roads streets or thoroughfares of those pieces of land portion of the property thereby conveyed next thereinafter described, that is to say FIRSTLY a strip of land of the width of one hundred links on the Western side of the property thereby conveyed running from the Government Road aforesaid to Ormerod Street aforesaid adjoining allotment numbered nine and running parallel with the boundary line between allotment numbered nine and the property hereby conveyed SECONDLY a strip of land of the width of one hundred links running from the said Government Road to Ormerod

Street the Western boundary whereof is a line drawn from a point on the Northerly boundary line of the property thereby conveyed distant three chains and twenty-eight links from the North West corner of the property thereby conveyed to a point on the Southern boundary line of the property thereby conveyed distant three chains and twenty-seven links from the South Western corner of the property thereby conveyed THIRDLY a strip of land of the width of one hundred links running from the said Government Road to Ormerod Street on the Eastern side of the said property thereby conveyed and bounded on the Eastern side thereof by and running parallel with the Eastern boundary of the property thereby conveyed as the same with the said piece of land thereby conveyed was delineated in the plan in the margin of those presents and upon trust that the said trustees should stand possessed of the remaining portion of the property thereby conveyed not included in the portion thereinbefore directed to be held for the purposes of roads streets or thoroughfares as a public common or reserve (hereinafter sometimes called "the reserve") for the use or benefit of the inhabitants of the township of Kincraig and the surrounding district subject nevertheless to such restrictions or rules as to enclosing the same or preserving the same or any part thereof from damage or injury or for the effectual control improvement or management of the said reserve as the said trustees or a majority of them should from time to time make provided always that the said trustees should not permit or suffer any house or houses building or buildings of any kind whatsoever to be erected on the said reserve or any part thereof

(*b*) the township of Kincraig is now generally known as and has become the town of Naracoorte

(*c*) the land comprised in the reserve has now been brought under the provisions of the Real Property Act 1886-1945 and is portion of the land comprised and described in Certificate of Title Register Book Volume 2012 Folio 115

(*d*) pursuant to the power of appointment of new trustees contained in the said Indenture the Corporation of the Town of Naracoorte is now the trustee in which the said land is vested pursuant to the terms of the said Indenture

(*e*) the said reserve has been at all relevant times and is still held by the Corporation of the Town of Naracoorte as a public common or reserve for the use or benefit of the inhabitants of the town of Naracoorte and the surrounding district in accordance with the provisions of the said Indenture

(*f*) no house or houses, building or buildings of any kind whatsoever has or have been erected on the said reserve

(*g*) the Corporation of the Town of Naracoorte as such trustee as aforesaid is desirous of erecting on the said reserve certain building or buildings for the use or benefit of the inhabitants of the town of Naracoorte and the surrounding district:

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

Short title.

1. This Act may be cited for all purposes as "The Naracoorte Town Square Act 1952".

Definitions.

2. In this Act, unless the context otherwise requires the expression:

"the Corporation" means the Corporation of the Town of Naracoorte and its successors.

"The Minister" means the Minister of the Crown to whom the administration of the Local Government Act 1934-1951 is for the time being committed by the Governor and includes any Minister of the Crown for the time being discharging the duties of the office of such Minister.

"the Indenture" means the Indenture made on the 14th day of September, 1871 referred to and in part recited in the preamble to this Act.

"the reserve" means the portion of the land referred to in the Indenture which is directed to be held as a public common or reserve.

Power to erect certain buildings.

3. Notwithstanding anything in the Indenture contained, the Corporation may, in addition to any powers to it granted by the Indenture, at any time during the period of ten years

from the commencement of this Act erect on the reserve one public bandstand in accordance with plans and specifications approved in writing by the Minister before the commencement of such erection.

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

J. M. NAPIER, Lieutenant-Governor.

Acts reprinted pursuant to the Amendments Incorporation Act, 1937

MINING ACT, 1930-1951

STAMP DUTIES ACT, 1923-1952

With notes of judicial decisions affecting sections of the reprinted Acts

MINING ACT, 1930-1951.

BEING

MINING ACT, 1930, No. 1953 OF 1930 [ASSENTED TO 18TH SEPTEMBER, 1930.]

AS AMENDED BY

MINING ACT AMENDMENT ACT, 1931, No. 2004 OF 1931 [ASSENTED TO 6TH AUGUST, 1931.]

MINING (PETROLEUM) ACT, 1940, No. 58 OF 1940 [ASSENTED TO 5TH DECEMBER, 1940.]

MINING ACT AMENDMENT ACT, 1941, No. 15 OF 1941 [ASSENTED TO 23RD OCTOBER, 1941.]

MINING ACT AMENDMENT ACT, 1945, No. 15 OF 1945 [ASSENTED TO 22ND NOVEMBER, 1945.]

MINING ACT AMENDMENT ACT, 1946, No. 11 OF 1946 [ASSENTED TO 24TH OCTOBER, 1946.]

MINING ACT AMENDMENT ACT, 1950, No. 25 OF 1950 [ASSENTED TO 9TH NOVEMBER, 1950.]

AND

MINING ACT AMENDMENT ACT, 1951, No. 36 OF 1951 [ASSENTED TO 6TH DECEMBER, 1951.]

An Act to consolidate certain Acts relating to mining and to the issue of leases for dredging for gold.

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 "Mining Act, 1930-1951". Short title.

2. This Act is a consolidation of the Acts mentioned in the first schedule, and the said Acts are hereby repealed. Acts consolidated and repealed.

3. The provisions of this Act are arranged as follows:— Arrangement of Act.

PART I.—Preliminary.

PART II.—Administration.

Amended by 58, 1940, s. 2, and by 2004, 1931, s. 4, as revived by 15, 1941, s. 2.

s. 3. In addition to the Parts mentioned in section 3, Part IX.A (Uranium and thorium) which was enacted by section 4 of the Mining Act Amendment Act, 1945, is included in this reprint.

PART III.—Acquisition of Rights of Prospecting, Mining and Occupation—

DIVISION I.—General:

DIVISION II.—Miners' Rights:

DIVISION III.—Goldfields:

DIVISION IV.—Gold Leases:

DIVISION V.—Mineral Leases:

DIVISION VI.—Coal Leases:

DIVISION VII.—Miscellaneous Leases:

DIVISION VIII.—Special Mining Leases:

DIVISION IX.—Business and Occupation Licences.

PART IIIA.—Mining on Private Land.

PART IV.—Forfeiture of Mining Leases.

PART V.—Search Licences.

* * * * * * * * * * *

PART VII.—Dredging Leases.

PART VIII.—Drainage from Mines.

PART IX.—Encouragement of Mining.

PART X.—Miscellaneous.

PART XI.—Regulations.

Definition. 587, 1893, s. 4. 881, 1905, s. 2. 1352, 1918, s. 3. 1512, 1922, s. 3.

4. In the construction of this Act, except where inconsistent with the context or subject matter—

"business" means any business, profession, trade, calling, or occupation, except mining:

"business claim" means a claim held under a business licence:

"business licence" means a business licence granted under this Act:

"claim" means any area held under a miner's right or business licence, and includes amalgamated claims:

"coal" includes all descriptions of coal and shale:

Amended by 58, 1940, s. 2.

"coal lease" means a coal lease granted under this Act for the purpose of mining for coal:

"Crown lands" means all lands in South Australia, except—

(*a*) lands reserved for or dedicated to any public purpose:

(*b*) lands subject to a grant or contract for a grant in fee simple by or on behalf of the Crown:

(*c*) lands subject to any licence for mining purposes, or to any lease granted by or on behalf of the Crown, or held by virtue of a miner's right or a business licence or occupation licence:

And includes all lands situate between high and low water-mark on the seashore and on the margin of tidal rivers:

"dredging lease" means a lease granted under this Act for the purpose of dredging for gold:

"gold" means gold and also any substance containing gold, or having gold mixed therewith, or set apart for the purpose of extracting gold therefrom:

"goldfield" means a proclaimed goldfield:

"gold lease" means a lease granted under this Act for the purpose of mining for gold:

"inspector" means an inspector of mines appointed under this Act:

"metals" includes gold:

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

"mineral lands" includes all Crown lands, and also all other lands which are proclaimed as mineral lands pursuant to section 6, and all lands made mineral lands pursuant to section 7:

"mineral lease" means a lease granted under this Act, for the purpose of mining for metals or minerals other than gold:

"minerals" means all metals and minerals other than gold and the ore of any metal other than gold, and also sand, gravel, stone, and shell, together with all rocks and earthy substances, excepting—

(*a*) precious stones:

(*b*) salt and gypsum:

(*c*) coal, shale, and oil:

(*d*) guano:

Amended by 58, 1940, s. 2.

"mining" or "to mine" includes quarrying and all modes of prospecting for, obtaining, collecting, or treating any metals, minerals, precious stones, coal, salt, or gypsum:

"mining lease" means a lease of any kind granted under this Act or any of the repealed Acts:

"Minister" means the Minister of Mines under this Act:

"miner's right" means a miner's right issued under this Act:

Definition of "oil" struck out by 58, 1940, s. 2.

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Inserted by 2004, 1931, s. 5, as revived by 15, 1941, s. 2.

"owner" includes mortgagee in possession, lessee, trustee, guardian, and committee:

"precious stones" includes diamond, ruby, sapphire, emerald, beryl, aquamarine, opal, turquoise, tourmaline, and any other mineral which may from time to time be declared by proclamation to be a precious stone within the meaning of this Act:

Inserted by 2004, 1931, s. 5, as revived by 15, 1941, s. 2.

"private land" means any land the metals, minerals, precious stones, salt, gypsum, coal, shale, or oil on or under which are alienated from the Crown by grant in fee simple:

Amended by 58, 1940, s. 2.

"prospecting" includes all modes of prospecting for metals, minerals, precious stones, coal, salt, or gypsum:

"repealed Acts" means the Acts repealed by this Act and the Acts repealed by the Mining Act, 1893:

"warden" means a warden appointed under this Act or under the repealed Acts:

"worked-out lands" means mineral lands which have been worked for alluvial gold and which have been reported upon by a warden as no longer capable of being profitably worked for alluvial gold.

Application of Act.
587, 1893, s. 6.
1512, 1922, s. 4.
Amended by 2004, 1931, s. 6, as revived by 15, 1941, s. 2.

5. This Act applies only to Crown lands and mineral lands, and to private lands as provided by Part IIIA.

Power of Governor to make certain proclamations.
587, 1893, s. 7.

6. The Governor, by proclamation, may—

(*a*) declare to be mineral lands any lands belonging to or vested in the Crown, and any lands out of which minerals have been reserved to the Crown:

(*b*) declare any Crown lands or mineral lands to be a goldfield:

(*c*) reserve from the operation of all or any of the provisions of this Act any specific portion or class of Crown lands or mineral lands:

(*d*) revoke or alter any previous proclamation.

Reserves and roads to be mineral lands subject to special conditions.
587, 1893, s. 8.
1512, 1922, s. 5.

7. All public reserves, the fee simple of which has not been alienated from the Crown, and all public streets, roads, and highways, shall, for the purposes of this Act, be mineral lands and may be dealt with accordingly, subject to any regulations for protecting the public user of the surface of the reserves, streets, roads, or highways, and for securing to any person who, for the time being has the right of mining upon any property intersected by or abutting on any such reserve, street, road, or highway the preferential right of mining on or under the reserve, street, road, or highway so intersecting or abutting.

Exemption of certain lands.
587, 1893, s. 9.

8. (1) Mineral lands which are lawfully and *bona fide* used—

(*a*) as a yard, garden, cultivated field, or orchard:

(*b*) as the site of a house, outhouse, shed, or other building which is actually used and occupied:

(*c*) as the site of an artificial dam or reservoir,

shall be exempted from the operation of this Act.

(2) Any such exemption shall cease upon payment of compensation for loss resulting from the cesser of the exemption to the person (if any) entitled to purchase the lands, or to the lessee (if any) of the lands, the said compensation to be determined by arbitration in the prescribed manner. The

s. 6. LANE v. SYMONDS (1932) S.A.S.R. 439. Held, that private lands, alienated in fee simple from the Crown, and under the provisions of The Real Property Act, 1886, are subject to the provisions of this Act, if not within the exceptions comprised in this Act.

person desiring the cesser of the exemption, and the person entitled to purchase, or the lessee, as the case may be, shall be deemed parties to a submission to such arbitration.

PART II.

PART II.

ADMINISTRATION.

Minister of Mines. 587, 1893, s. 10.

9. The Minister of Mines and his successors in office are hereby continued as a body corporate under the name of "The Minister of Mines," with perpetual succession and a common seal.

Mining districts. 587, 1893, s. 13.

10. The State, for the purposes of this Act, may be divided into mining districts, with the names and boundaries to be fixed by the Governor by proclamation.

Powers of Governor. 587, 1893, s. 14.

11. The Governor, by proclamation, may vary the boundaries of any mining district, abolish any mining district, and constitute new mining districts.

Mining registrar. 587, 1893, s. 15.

12. A mining registrar shall be appointed by the Governor for each district, who shall reside therein and shall be called "The Mining Registrar for the District of_____," the blank being filled in with the distinctive name of the particular district.

Officer not to be interested in mining. 587, 1893, ss. 16 and 124. 1512, 1922, ss. 6 and 26.

13. No officer appointed under this Act, or entitled to exercise any powers hereunder, (other than a mining surveyor) shall hold, either directly or indirectly, any share or interest in any mining venture in South Australia, and any officer as aforesaid who holds any such share or interest in contravention of this section shall be liable to a penalty not exceeding five hundred pounds or to imprisonment to any term not exceeding six months.

Powers of warden. 587, 1893, s. 17.

14. A warden may hear and determine in a summary way all suits concerning any right claimed in, under, or in relation to a miner's right or business or occupation licence, or any advantage thereof or liability thereunder, or any contract in respect thereof.

Jurisdiction of warden. 587, 1893, s. 18.

15. The jurisdiction of a warden shall extend not only to cases where the litigants are the parties originally interested in the cause of suit, but to cases where the title of litigants is derived from or through any of such parties.

Power of hearing. 587, 1893, s. 19.

16. The warden may decide any suit, and any matter arising therein, in such manner as may be just, and may make and give all orders and directions necessary for enforcing his decision, and may award reasonable costs.

Mode of proceeding before warden. 587, 1893, s. 20.

17. The mode of proceeding in a suit before a warden shall be as follows:—

I. The person suing shall lodge a plaint note at the warden's office nearest to the land in reference to which or to any thing taken from which the cause of action arose:

II. Where paragraph I. of this section does not apply, the plaint note may be lodged at the office of any warden, and in any such case, and also in any case where it shall appear that the plaint note has been lodged at the wrong office, the warden at whose office the plaint note has been lodged, if he thinks that the suit may conveniently to the parties be decided by him, may decide the same, but otherwise shall transmit a certified copy of the proceedings in the suit to the office of the warden who, in his opinion, can with most convenience to the parties decide the suit. The last mentioned warden shall thereupon have jurisdiction in the matter:

III. The plaint note shall be in the form No. 1 in the fourth schedule or in a form to the like effect, and shall specify shortly the subject matter of the complaint, and the relief claimed:

IV. Upon receipt of the plaint note the warden shall give notice in the form No. 2 in the fourth schedule, by post or otherwise, to the party sued of the nature of the suit, and the time and place at which the same will be heard and determined:

V. At the time and place appointed the parties shall attend and state their cases before the warden, and may call evidence on oath (which oath the warden is hereby authorized to administer) in support thereof, and the warden, having heard such statement and evidence, shall give his decision, which shall be final, except as hereinafter provided:

VI. The warden may adjourn the hearing of a suit to any other time or place, and may, either at the original

s. 16. LANE v. WARD (1935) S.A.S.R. 111. Observations that a practice of the warden's court to allow to the successful party the expenses of any witness called, irrespective of the effect that his testimony may have upon the court, was not in accordance with justice.

hearing or at any adjournment, proceed in the absence of either party:

VII. No person who is not the holder of a miner's right in his own name shall have any right to institute proceedings before a warden.

Warden's order.
587, 1893, s. 21.

18. A warden's order or decision need not be formally drawn up, but the record in the warden's book, which he is hereby required to keep for the purpose, shall be conclusive evidence of the order or decision. Any person may obtain a copy of the record on payment to the warden of the prescribed fee.

Power of warden to order metal, etc., to be seized.
587, 1893, s. 22.
1352, 1918, s. 4.
Amended by 58, 1940, s. 2.

19. The warden, upon the hearing of a suit, may cause any metal, precious stones, mineral, or coal to be summarily seized and delivered to the person entitled thereto.

Inspection by warden.
587, 1893, s. 23,
1352, 1918, s. 5.
Amended by 58, 1940, s. 2.

20. Any warden or any person authorized by the Minister may, at all reasonable times, enter and inspect any mine held under a claim or mining lease, and examine and take extracts from all books, accounts, vouchers, and documents relating thereto, or to any metals, precious stones, minerals, or coal obtained therefrom.

Entry on land for geological survey.
Inserted by 25, 1950, s. 3.

20a. (1) For the purpose of making geological investigations and surveys the Minister, the Government Geologist and any officer of the Crown authorized in writing by the Minister or the Government Geologist may, with or without assistants, vehicles and equipment—

(*a*) enter upon any land; and

(*b*) conduct geological surveys, inspections and investigations thereon; and

(*c*) take and remove from the land any geological specimens or samples; and

(*d*) remain upon the land for such time as is necessary for the purpose of conducting geological surveys, inspections, and investigations.

(2) This section shall apply to all land whether owned or occupied by the Crown or any other person, and irrespective of the tenure thereof.

(3) A person exercising any power under this section shall not unnecessarily impede or obstruct any lawful work or

operations being carried out by the owner or occupier of any land.

(4) Any person who interferes with or obstructs any person in the exercise of any power conferred by this section shall be guilty of an offence and liable to a fine not exceeding fifty pounds.

(5) Any person entering upon any land pursuant to this section shall, if requested by the owner or occupier of such land, display his authority to such owner or occupier.

Application of Justices Act, 1921. 587, 1893, s. 24.

21. The Justices Act, 1921, and any other Act for the time being regulating proceedings before and the powers of justices, shall, so far as practicable, and subject to any modifications, alterations, or additions which may be prescribed, apply to proceedings before a warden, and to the enforcement of his decisions in like manner as if such decisions were the decisions of justices.

Appeal. 587, 1893 s. 25.

22. There shall be an appeal pursuant to the provisions of the Justices Act, 1921, from any determination of a warden, or from any order of dismissal.

PART III.

PART III.

ACQUISITION OF RIGHTS OF PROSPECTING, MINING, AND OCCUPATION.

DIVISION I.—GENERAL.

DIVISION I.

Modes of acquiring rights of prospecting, mining, and occupation. 587, 1893, s. 26.

23. Prospecting and mining shall be permitted pursuant to this Act by virtue of—

(*a*) a miner's right;

(*b*) a gold lease;

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s. 21. THE COMMONWEALTH PLASTER COMPANY LIMITED v. MOULDEN (1925) S.A.S.R. 325. Held, that a warden when exercising jurisdiction is not a court of summary jurisdiction as defined by the Justices Act, 1921.

S.A. ASBESTOS SYNDICATE N.L. v. COOLA PRODUCTS LIMITED (1937) S.A.S.R. 1. Held, that an amendment to a plaint was properly made. The effect of the section is to make the provisions of section 56 of the Justices Act, 1921, applicable to proceedings in a warden's court.

s. 22. THE COMMONWEALTH PLASTER COMPANY LIMITED v. MOULDEN (1925) S.A.S.R. 325. Held, under section 25 of The Mining Act, 1893, that an appeal from a warden's decision was to a local court of full jurisdiction and that the Supreme Court had no jurisdiction to hear such an appeal. Section 22 of this Act has been substituted for the said section 25 and the verbiage has been considerably altered.

(*c*) a mineral lease;

(*d*) a coal lease;

Para. (e) struck out by 58, 1940, s. 2.

* * * * * * * * * * *

(*f*) a miscellaneous lease; or

(*g*) a special mining lease.

And in addition to the rights of occupation conferred by the foregoing, occupation shall be permitted pursuant to this Act by virtue of—

(i.) a business licence; or

(ii.) an occupation licence.

Basis of royalties in certain cases. Inserted by 11, 1946, s. 3.

23a. (1) Where, pursuant to this Part, a lease reserves a sum based on the gross amount realized from the sale of any substances obtained from the land comprised in the lease, then for the purpose of computing that gross amount—

(*a*) any such substance which is used by the lessee in manufacture, shall be deemed to be sold by him at the time when it is so used:

(*b*) the value of the substance assuming that it were sold at the time when it is so used, and that the buyer took delivery of it on the land comprised in the lease, shall be deemed to be the said gross amount.

(2) If any dispute arises between the lessee and the Minister as to the value of any substance for the purpose of this section, the Minister or the lessee may require it to be settled by arbitration. Thereupon it shall be referred to and decided by a single arbitrator nominated by the Governor. The Governor shall nominate as arbitrator either a Judge of the Supreme Court, a Local Court Judge, or a Special Magistrate, or a legal practitioner of not less than ten years standing.

DIVISION II. DIVISION II.—MINERS' RIGHTS.

Miners' rights. 587, 1893, s. 27.

24. (1) A miner's right shall be issued by any warden or mining registrar to any person applying for the same, upon payment of the sum of five shillings.

S. 24. REGINA (on the application of JOACHIM MATTHIAS WENDT) v. GEE (1889) 23 S.A.L.R. 164. Held, under the Gold Mining Act, 1885 (section 4 of which provided that "a miner's right may be granted by the warden" upon payment of certain fees) that the Crown through the warden had an absolute discretion as to the issue of miners' rights and licences under that Act.

(2) A miner's right shall be in the form contained in the second schedule and shall remain in force for one year from the date of the issue thereof.

25. A miner's right may be renewed at any time during its currency on payment of the sum of five shillings.

Renewal of miner's right. 587, 1893, s. 28.

26. Every renewal shall be in force for one year from the expiration of the right renewed.

Effect of renewal. 587, 1893, s. 29.

27. A miner's right shall, in the first instance, authorize the holder to prospect for any metal, precious stones, mineral, coal, oil, salt, or gypsum, the property of the Crown, or as provided by Part IIIA, and to peg out in the prescribed manner and of the prescribed shape and dimensions on any land whereon the same may be or be supposed to be—

Privileges under miner's right. 587, 1893, s. 30. 1352, 1918, s. 6. 1512, 1922, s. 7. **Amended by 2004, 1931, s. 7, as revived by 15, 1941, s. 2.**

(*a*) a gold claim not exceeding the prescribed area:

(*b*) a precious stones claim not exceeding the prescribed area:

(*c*) a mineral claim not exceeding forty acres in area:

(*d*) a coal claim not exceeding six hundred and forty acres in area:

* * * * * * * * * * *

Para. (e) struck out by 58, 1940, s. 2.

(*f*) a salt or gypsum claim not exceeding the prescribed area.

28. The holder of the miner's right shall be the person in whose name the miner's right is issued, and he shall be the owner of the claim pegged out.

Ownership of claims. 587, 1893, s. 31.

29. The ownership of a claim shall confer the right to reside thereon, and the following rights in respect thereof—

Rights of owners of claims. 587, 1893, s. 32. 1352, 1918, s. 7. 1512, 1922, s. 8.

I. As to a gold claim, the preferential right to a gold lease, and in the meantime the right of mining for gold and the ownership of all gold, precious stones, and other metals or minerals found:

II. As to a precious stones claim, the right of mining for precious stones, and the ownership of all precious stones found:

s. 27. PARA WIRRA GOLD MINES NO LIABILITY v. HILL (1934) S.A.S.R. 394; partly reversing HILL v. PARA WIRRA GOLD MINES NO LIABILITY (1934) S.A.S.R. 240. Held that, where inscriptions were placed by the holder of a miner's right on pegs previously placed on a claim by a person whose miner's right had expired, the action of so doing constituted a proper pegging of the claim.

III. As to a mineral claim, the preferential right to a mineral lease, and in the meantime the right to mine on the claim for any metals or minerals, except gold, and the ownership of all such metals and minerals when found:

Amended by 58, 1940, s. 2.

IV. As to a coal claim, the preferential right to a coal lease, and in the meantime the right to mine for coal, and the ownership of all coal found:

V. As to a salt or gypsum claim, the preferential right to a miscellaneous lease for the purpose of the manufacture or obtaining of salt or gypsum. The ownership of a salt or gypsum claim shall not confer on the owner thereof the right of mining for salt or gypsum thereon, and, except with the approval of the Minister and subject to the prescribed conditions, no salt or gypsum shall be mined by the owner of any such claim on the land comprised therein until a miscellaneous lease for the purpose of the manufacture or obtaining of salt or gypsum has been granted to him by the Governor.

Additional rights of owners of claims. 587, 1893, s. 33.

30. The owner of a claim, for the purpose of mining thereon, may exercise the following rights in relation to any Crown lands, that is to say, he may—

(*a*) cut, construct, and use water races, dams, and reservoirs, and take, divert, and use water, and cut, take, and use timber, and take and use stone, clay, or gravel:

(*b*) take possession of, and while actively engaged in prospecting or mining, occupy for the purpose of residence any prescribed area:

(*c*) put up any building or other erection upon the area so occupied, and remove the same while in lawful possession of such area.

Priority of claims. 587, 1893, s. 34. 1352, 1918, s. 8. 1512, 1922, s. 9. Amended by 58, 1940, s. 2.

31. Whenever the same area shall be included in different classes of claims, the different classes shall have priority in the following order:

(*a*) gold claims:

(*b*) precious stones claims:

(*c*) mineral claims:

(*d*) coal claims:

(*e*) salt or gypsum claims:

but the owners of all claims shall comply with prescribed requisites for securing to each the benefit of his claim, and for preventing unnecessary interference with any rights previously existing.

Claim not to be pegged twice of the same class.
587, 1893, s. 35.

32. No area which is pegged out under one class of claim shall be liable to be again pegged out under the same class during the term of the miner's right under which the same is held, unless the forfeiture of the claim has been declared, or the same has been abandoned.

No mining under road, etc., without consent.
587, 1893, s. 36.
Amended by 2004, 1931, s. 8.

33. No holder of a miner's right shall prospect or mine upon or under a street, road, or highway without the consent, in writing, of the municipal corporation or district council having the control thereof.

If any such municipal corporation or district council refuses its consent to any person to prospect or mine as aforesaid, the said person may apply to a warden for consent to prospect or mine as aforesaid. The warden may in his discretion grant any such application, in which case the applicant may prospect or mine as aforesaid without the consent of the municipal corporation or district council.

No claim within fifty yards of shaft.
587, 1893, s. 37.

34. No claim shall be pegged out upon any area which is being lawfully mined, so as wholly or partially to come within fifty yards of a shaft or sinking in actual use for the purpose of such mining without the consent in writing of the person mining.

Conditions as to claims.
587, 1893, s. 38.

35. No person shall at the same time own more than one claim by virtue of the same miner's right; but any person may hold any number of miner's rights, and for each miner's right so held by him he may own one claim: Provided that no person shall hold more than one alluvial gold claim.

Forfeiture.
587, 1893, s. 39.
1352, 1918, s. 9.

36. (1) Every claim shall be liable to forfeiture upon non-compliance by the owner with the prescribed conditions as to working the same.

(2) If at any time the Minister is satisfied by the report of a warden that payable results have been obtained on any claim, other than an alluvial gold claim or precious stones

s. 32. PARA WIRRA GOLD MINES NO LIABILITY v. HILL (1934) S.A.S.R. 394; partly reversing HILL v. PARA WIRRA GOLD MINES NO LIABILITY (1934) S.A.S.R. 240. Held that, where a claim is pegged out by a person holding a miner's right which subsequently expires and is not renewed, no declaration of forfeiture is necessary to enable the area comprised in the claim to be pegged out after such expiration for the same class of claim by any other person who is the holder of a miner's right.

claim, he may require the owner of the claim to take a lease of his claim, and in default of compliance with any such requisition the claim shall be liable to forfeiture.

Preferential right of person establishing forfeiture of claim.
587, 1893, s. 40.

37. Any holder of a miner's right who shall, in a suit instituted by him before a warden, prove that a claim is liable to forfeiture, shall be entitled to an order declaring and enforcing such forfeiture, and shall, for fourteen days after the making of the order, have a preferential right to enter upon and peg out the claim as a claim of the same class as the one forfeited.

Claim to be personal property.
587, 1893, s. 41.

38. Every claim shall be personal property.

Claim to be registered.
587, 1893, s. 42.

39. The owner of a claim, and every person deriving title from or through him, within thirty days after the claim is first pegged out, or the title is acquired, or within such additional time (if any), not exceeding fourteen days, as a warden may, on the ground of sickness, absence, or other like disability of any such owner or person allow, shall register the claim or title in the prescribed manner, in the office of the mining registrar in the mining district wherein the claim is situated.

Miner's right to be produced on registration.
587, 1893, s. 43.

40. No claim or title shall be registered unless the miner's right under which the claim is held is produced to the officer required to register the same.

Effect of non-registration.
587, 1893, s. 44.

41. If any owner or person neglects to register his claim or title pursuant to section 39, he shall not be authorized while the default continues, to prospect or mine thereon, and for default by the owner the claim shall be liable to forfeiture.

Transfer of claims and interests therein.
587, 1893, s. 45.

42. After, but not before, the registration of a claim the owner may, subject to the regulations, and in the prescribed manner, by instrument in writing, divide the interest in the claim into such shares as he shall think proper, and may allot shares and transfer the claim or create or transfer any interest therein.

Amalgamation of claims.
587, 1893, s. 46.

43. Two or more adjoining claims may be amalgamated in manner prescribed, and every amalgamation shall be registered as prescribed.

Division III.—Goldfields.

Division III.

44. Mining and occupation shall be permitted in goldfields in manner prescribed.

Mining in goldfields. 587, 1893, s. 48.

45. (1) On the report of any person of his discovery of gold in apparently payable quantities on mineral lands made to a warden in manner prescribed, the warden shall forthwith post a notice of the discovery outside his office, which notice shall operate to proclaim provisionally as a goldfield as on and from the day when the discovery was reported all mineral lands contained in a square, the boundary lines of which shall be directed to the cardinal points and the central point in each boundary line whereof shall be distant half a mile from the place of discovery.

Discovery of payable gold. 587, 1893, s. 49. 1512, 1922, s. 10.

(2) Any such provisional proclamation shall be in force, and have the effect of a proclamation under section 6, until the area comprised therein or any enlarged or diminished area is proclaimed as a goldfield under the said section or the provisional proclamation is revoked.

46. The warden to whom any such discovery is reported, or some officer to be authorized in that behalf by the Minister, shall forthwith inspect the alleged discovery and report thereon to the Minister; and if on such report the Minister is of opinion that the alleged discovery does not warrant the proclamation of a goldfield he may, by notice in the *Government Gazette,* revoke the provisional proclamation.

Revocation of provisional proclamation. 587, 1893, s. 50.

Division IV.—Gold Leases.

Division IV.

47. (1) The Governor may grant to a holder of a miner's right a gold lease of land not exceeding forty acres in area.

Gold leases. 587, 1893, s. 51. 1352, 1918, s. 10. 1927, 1929, s. 3. Cf. U.K. 36 & 37 Vict. c. 36, s. 4. Cf. U.K. 17 & 18 Geo. 5 c. 23, s. 7.

(2) Lands held under a miner's right or business or occupation licence may be leased under this section with the consent in writing of the holder of the right or licence, or, in case of land held under a business or occupation licence, without such consent on payment to the holder of compensation for all loss and damage, the amount of the compensation in case of difference to be settled by a warden.

Amended by 11, 1946, s. 4.

(3) Lands comprised in a goldfield shall not be leased under this section until after the expiration of one year from the date of the proclamation of the goldfield.

(4) A gold lease may be for any term not exceeding twenty-one years, and shall reserve an annual rental of one shilling per acre, payable yearly in advance, the first payment to be made on making the application for the lease, and shall

reserve a further sum of sixpence in the pound sterling on the net profits obtained from the occupation and working of the lands comprised in the lease and the sale of the metals, precious stones, and minerals obtained therefrom: Provided that where the gold lease is granted after the commencement of the Mining Act Amendment Act, 1946, the said further sum so reserved shall be two and one-half per centum of the gross amounts realized from the sale of metals, precious stones and minerals obtained from the lands comprised in the lease.

Covenants in gold leases.
587, 1893, s. 52.
1927, 1929, s. 4.

48. Every gold lease shall contain the following covenants by the lessee:—

I. That he will pay the rent reserved by the lease as and when it shall become due:

II. That he will not without permission in writing from the Minister use the leased land for any other purpose than that of mining on the land as authorized by his lease:

III. That he will, during the term of the lease, observe the prescribed labour conditions, and that he will furnish the Minister, whenever required by the Minister, with satisfactory evidence that the said labour conditions have been and are being observed:

IV. That he will furnish the prescribed statements of the workings and proceeds of the mine, and observe all the provisions of this Act:

V. Such other covenants and conditions as may be prescribed:

and shall contain a proviso that the lease shall be liable to forfeiture upon breach by the lessee of any covenant or condition therein.

Holder of mineral claim or lease to have right to gold lease.
587, 1893, s. 54.

49. The owner of a mineral claim and the holder of a mineral lease shall have a preferential right to a gold lease of the land comprised in the claim or lease, or any part thereof, subject to such terms as may be prescribed.

Rights of gold lessee to mine for other metals or minerals.
587, 1893, s. 55.
1352, 1918, s. 11.
1512, 1922, s. 11.

50. The holder of a gold lease shall be entitled by virtue of his lease to mine for all metals, precious stones, and minerals, in and upon the land comprised therein, subject to the conditions of his lease and to the regulations.

Number of leases.
587, 1893, s. 56.

51. Any number of gold leases may be held by one person.

DIVISION V.—MINERAL LEASES.

Mineral leases. 587, 1893, s. 57. 1352, 1918, s. 12. 1512, 1922, s. 12. Cf. U.K. 36 & 37 Vict. c. 36, s. 4. Cf. U.K. 17 & 18 Geo. 5 c. 23, s. 7. Amended by 11, 1946, s. 5.

52. (1) The Governor may grant to a holder of a miner's right a mineral lease of lands not comprised in a goldfield, and not exceeding forty acres in area.

(2) Lands held under a miner's right or business or occupation licence and not comprised in a goldfield may be leased under this section with the consent in writing of the holder of the right or licence, or, in case of land held under a business or occupation licence, without such consent on payment to the holder of compensation for all loss and damage, the amount of the compensation in case of difference to be settled by a warden.

(3) A mineral lease may be for any term not exceeding twenty-one years, and shall reserve an annual rental of one shilling per acre, payable yearly in advance, and shall reserve a further sum of sixpence in the pound sterling on the net profits obtained from the occupation and working of all mines on, and the sale of all metals and minerals which shall be obtained from, the land comprised in the lease: Provided that where the lease is granted after the commencement of the Mining Act Amendment Act, 1946, the said further sum so reserved shall be two and one-half per centum of the gross amounts realized from the sale of metals and minerals obtained from the land comprised in the lease.

Conditions of lease. 587, 1893, s. 58. 1352, 1918, s. 13.

53. Every mineral lease shall contain the following covenants by the lessee:—

I. That he will pay the rent reserved by the lease as and when it shall become due:

II. That he will not, without permission in writing from the Minister, use the leased land for any other purpose than that of mining on the land:

III. That he will during the term of the lease observe the prescribed labour conditions, and that he will furnish the Minister, whenever required by him, with satisfactory evidence that the said labour conditions have been and are being observed:

IV. That he will forward the returns required by, and observe all the provisions of this Act:

V. Such other covenants and conditions as may be prescribed:

And shall contain a proviso that the lease shall be liable to forfeiture upon breach by the lessee of any covenant or condition therein.

PART III. DIVISION V.

Number of leases. 587, 1893, s. 59.

54. Any number of mineral leases may be held by one person.

DIVISION VI.

Heading amended by 58, 1940, s. 2.

DIVISION VI.—COAL LEASES.

Leases for coal mining. 587, 1893, s. 60. 751, 1900, s. 14. 1352, 1918, s. 14. 1512, 1922, s. 13. Cf. U.K. 36 & 37 Vict. c. 36, s. 4. Cf. U.K. 17 & 18 Geo. 5 c. 23, s. 7.

Amended by 58, 1940, s. 2, and by 11, 1946, s. 6.

55. (1) The Governor may grant to a holder of a miner's right a coal lease of lands not comprised in a goldfield and not exceeding six hundred and forty acres in area.

(2) Lands held under a miner's right or business or occupation licence, and not comprised in a goldfield, may be leased under this section with the consent in writing of the holder of the right or licence, or, in case of land held under a business or occupation licence, without such consent on payment to the holder of compensation for all loss and damage, the amount of the compensation in case of difference to be settled by a warden.

(3) A lease under this section may be for any term not exceeding twenty-one years, and may be granted at such a rental and upon such terms and conditions as the Governor may think fit, or as may be prescribed. The rent reserved by any such lease shall be payable yearly in advance.

(4) A lease under this section which is granted after the fifth day of December, nineteen hundred, shall, in addition to the annual rent, reserve a further sum equal to sixpence in the pound sterling on the net profits obtained from the occupation and working of the lands comprised in the lease and the sale of the coal obtained therefrom: Provided that where the lease is granted after the commencement of the Mining Act Amendment Act, 1946, the said further sum so reserved shall be two and one-half per centum of the gross amounts realized from the sale of coal obtained from the lands comprised in the lease.

Covenants in lease. 587, 1893, s. 61

Amended by 58, 1940, s. 2.

56. Every coal lease shall contain the following covenants by the lessee:—

I. That he will pay the rent reserved by the lease as and when it shall become due:

II. That he will not, without permission in writing from the Minister, use the leased land for any other purpose than that of mining as authorized by his lease:

III. That he will, during the term of the lease, keep continuously employed in mining or prospecting upon the leased land as authorized not less than one man

for every forty acres of the land leased, and that he will furnish the Minister whenever required by him, with satisfactory evidence that the said number of men have been and are employed:

IV. That he will observe all the provisions of this Act:

V. Such other covenants and conditions as may be prescribed:

And shall contain a proviso that the lease shall be liable to forfeiture upon breach by the lessee of any covenant or condition therein.

Gold lessee to have right to coal lease.
1512, 1922, s. 14.
Amended by 58, 1940, s. 2.

57. The owner of a gold claim and the owner of a gold lease shall have a preferential right to a coal lease of the land comprised in the claim or lease, or any part thereof, subject to such terms as may be prescribed.

Number of leases.
587, 1893, s. 62.
Amended by 58, 1940, s. 2.

58. Any number of coal leases may be held by one person.

DIVISION VII.—MISCELLANEOUS LEASES.

DIVISION VII.

Salt and gypsum leases, etc.
587, 1893, s. 63.
751, 1900, s. 14.
1352, 1918, s. 15.
1512, 1922, s. 15.
Cf. U.K. 36 & 37 Vict. c. 36, s. 4.
Cf. U.K. 17 & 18 Geo. 5 c. 23, s. 7.
Amended by 11, 1946, s. 7.

59. (1) The Governor may grant to a holder of a miner's right a lease of mineral lands for any term not exceeding twenty-one years, at such rent and upon such terms and conditions as may be prescribed, for all or any of the following purposes:—

I. For the manufacture or obtaining of salt or gypsum:

II. For the working of mineral springs:

III. For sites for smelting works or any other mining works approved by the Governor:

(2) The rent reserved by any such lease shall be payable yearly in advance.

(3) A lease under paragraph I. or II. of subsection (1) of this section which is granted after the fifth day of December, nineteen hundred, shall, in addition to the annual rent, reserve a further sum equal to sixpence in the pound sterling on the net profits obtained from the occupation and working of the lands comprised in the lease and the sale of the salt, gypsum, or mineral waters obtained therefrom: Provided that where the lease is granted after the commencement of the Mining Act Amendment Act, 1946, the said further sum shall be two and one-half per centum of the gross amounts realized from the sale of salt and gypsum or mineral waters obtained from the lands comprised in the lease.

Conditions of lease.
587, 1893, s. 64.
1512, 1922, s. 16.

60. Every lease granted under section 59 shall contain—

(*a*) a covenant by the lessee to use the leased land *bona fide* for the purpose for which it shall have been leased, and for no other purpose:

(*b*) such other covenants and conditions as may be prescribed:

(*c*) a proviso for forfeiture upon breach by the lessee of any covenant or condition therein.

Holders of lands on which salt lakes are situated to have preferential rights to a salt-lease of such lands.
613, 1895, s. 2.

61. Any person who, at the sixteenth day of October, eighteen hundred and ninety-five, held any lands under agreement for purchase of the same upon credit, or under any selector's right of purchase, perpetual, or miscellaneous lease granted by or on behalf of the Crown upon which any salt lake is situated, shall have a preferential right to a lease under this Division of any portion of the said lands (not exceeding in area the amount prescribed by the regulations) for the purpose of obtaining salt, the said right to be exercised within two months from the giving of a notice to the said person from the Minister requiring the said person to exercise the said preferential right.

DIVISION VIII.

DIVISION VIII.—SPECIAL MINING LEASES.

Special mining lease.
1927, 1929, s. 6.

62. (1) The Governor may, upon the recommendation of the Minister, grant a special mining lease of any mineral lands in any case where the Minister is satisfied that by reason of the difficulties or cost attending the prospecting or development thereof, the construction of plant thereon, the treatment of the materials to be mined therefrom, or for any other reason a special mining lease of the land should be granted.

(2) The Minister may, on application being made for a special mining lease, direct the Government Geologist or Inspector of Mines to inquire into and report to him on the application, on the rent and royalty to be paid, on the term of the lease, on the area of the land to be comprised in the lease, and on the labour and other conditions to be incorporated in the lease.

(3) The term of any special mining lease may be for any period not exceeding two years.

(4) The lessee shall furnish the Minister, whenever required by the Minister, with satisfactory evidence that all the terms and conditions of the lease have been and are being

properly complied with, and if the lessee makes default in complying with the provisions of this subsection, his lease may be cancelled forthwith.

(5) The lessee shall, during the term of his lease, if proper compliance has been made with all the terms and conditions thereof, have a preferential right to an ordinary lease or leases under this Act appropriate to the substance to be mined or treated, of the whole or any part of the land comprised in the special mining lease.

(6) The Governor may fix the term of and the area of the land to be comprised in any such special mining lease, the rent and royalty to be paid, and the labour conditions and other conditions, reservations, and exceptions to be contained therein, but in all other respects every such special mining lease and the application for the same shall be subject to the provisions of this Act.

Deposit of bonds by holders of special mining leases.

Inserted by 15, 1945, s. 3.

62a. (1) Before the Governor grants a lease under section 62 of this Act, the Minister may require the proposed lessee to deposit with him a bond in the sum of one thousand pounds or such greater sum as the Minister requires.

(2) The bond shall be given to the Minister by the proposed lessee or by some other person approved by the Minister and shall be conditioned upon the due execution and observance of all the terms, covenants and conditions of the lease when granted.

(3) The sum mentioned in a bond given under this section shall not be a penalty, but shall be liquidated damages and recoverable in full unless the person giving the bond proves performance of every condition upon which the bond is defeasible.

(4) Every bond given under this section shall be in the form prescribed by regulation.

DIVISION IX.—BUSINESS AND OCCUPATION LICENCES.

DIVISION IX.

Business licence.

587, 1893, s. 65.

63. A business licence in the form in the third schedule may be granted by a warden or mining registrar to any person upon payment of ten shillings for a licence for six months, or one pound for a licence for a year.

Effect of business licence.

587, 1893, s. 66.

64. (1) Every business licence shall entitle the holder to peg out a business claim, and to occupy the business claim for the purposes of residence and of business.

(2) Every such holder shall, during the continuance of the business licence, be the owner of the claim (except as against His Majesty).

(3) No person shall own or occupy more than one business claim.

(4) No business claim shall exceed in extent a quarter of an acre in township sites and one acre on other lands.

Transfer of business licence.
587, 1893, s. 67.

65. The holder of a business licence may by writing under his hand in the prescribed form, and signed by him before a warden, mining registrar, or justice, transfer the same. The transfer shall be registered as prescribed, and shall operate to transfer the business claim to the transferee.

No business claim allowed in certain cases.
587, 1893, s. 68.

66. No business claim shall be pegged out within five miles of any Government township unless the same shall be pegged out within a goldfield.

Power of Minister to grant occupation licences.
587, 1893, s. 69.
1054, 1911, s. 4.

67. (1) The Minister may grant to any person an occupation licence authorizing the holder thereof to occupy, for the purpose of residence and cultivation by himself and his family only, any defined portion of Crown lands not exceeding half an acre, and (with the consent in writing of the holder or lessee thereof) any portion not exceeding half an acre of the lands comprised in a claim (other than a gold claim), or comprised in a mining lease.

(2) An occupation licence shall be for fourteen years, and at such annual rent, not being less than two shillings and not more than ten shillings, as is approved by the Minister; and shall be transferable by writing, in the prescribed form, signed by the holder of the licence.

(3) The Minister shall renew an occupation licence on the request of the holder thereof until the land comprised therein shall be required for the purpose of any road, railway, or public work.

(4) Every such licence, and every transfer thereof, shall be registered in the prescribed manner by the holder or transferee at the office of the mining registrar nearest to the site of the land comprised therein.

Power of lessee to resume lands held under occupation licence.
587, 1893, s. 70

68. In the case of an occupation licence granted in respect of lands comprised in a claim or a mining lease the owner of the claim, or the holder of the lease may, on giving three months' notice in writing of his intention so to do, resume for the purpose only of mining therein and thereon, the land

comprised in the licence, on paying therefor such compensation as a warden may consider just for the loss of so much of the term of the licence as may then be unexpired, together with the value, fixed by a warden of any improvements made thereon by the licensee or his predecessor in title.

Cesser of licence on resumption by Crown. 587, 1893, s. 71.

69. When any land included in an occupation licence is required for the purpose of any road, railway, or public work, during the term of the licence, the licence shall thereupon determine; but the holder thereof shall be entitled to claim from the Crown the same compensation and payment for the value of improvements as is by the last preceding section directed to be paid on the resumption of land by the owner of a claim.

PART IIIA.

PART IIIA.

MINING ON PRIVATE LAND.

Cf. U.K. 13 & 14 Geo. 5 c. 20.

Application of Part.

Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

69a. (1) This Part shall apply to all private lands in the State except—

(*a*) land exempted pursuant to section 69b; and

(*b*) land declared by the Governor by proclamation to be land to which this Part shall not apply.

(2) The Governor may make any such proclamation as aforesaid and may by proclamation revoke or alter any such proclamation.

Non-application of Act to sand, gravel, stone, and shell on private lands. Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

69aa. Nothing in this Act shall apply to any sand, gravel, stone, or shell in or upon any private lands in any case where the sand, gravel, stone, or shell has been alienated from the Crown, and no right of mining over any such sand, gravel, stone, or shell shall be conferred pursuant to this Act.

Exemption of certain lands.

Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

69b. (1) The following private lands shall be exempted from the operation of this Part, namely:—

I. Land lawfully and *bona fide* used as a garden, orchard, or vineyard:

II. Any church, chapel, or schoolhouse, college, hospital, or asylum, and any ground enclosing the same and occupied therewith:

III. Any park lands or ornamental or recreation grounds vested in any municipal corporation or district council or in any other public body or trustees:

IV. Any land of less area than half an acre within any city, town, or township:

V. Any land within one hundred and fifty yards of any artificial well, reservoir, or dam, or of any dwelling-house, factory, or building, in any case in which the well, reservoir, dam, dwelling-house, factory, or building is not of less value than fifty pounds:

VI. Any land within one hundred yards of any spring, watering trough, or artificial watering place which is habitually used for stock.

Cf. U.K. 13 & 14 Geo. 5 c. 20, s. 9.

(2) Any such exemption as referred to in subdivisions I., IV., or V. of subsection (1) hereof shall cease upon payment of compensation for loss resulting from the cesser of the exemption to the owner of the private land, the said compensation to be determined by arbitration in the prescribed manner. The person desiring the cesser of the exemption and the owner of the land shall be deemed parties to a submission to such arbitration. Any such exemption as is referred to in subdivision VI. of subsection (1) hereof shall cease upon the granting of a certificate in writing by a warden and shall cease to the extent therein specified. Any such certificate may be granted upon such conditions as the warden thinks fit and no such cesser or partial cesser shall be deemed in any way to affect the operation of section 69e.

(3) Subject to any rights of prospecting, mining, or occupation conferred pursuant to this Part, nothing in this Part shall be deemed to debar the person in whom, but for this Part, the ownership of any substances in or upon any private land would be vested, from carrying out otherwise than pursuant to this Act any mining operations upon the said land or causing the same to be so carried out; and private land upon which mining is carried on otherwise than pursuant to this Act shall be exempt from the operations of this Part for so long as the said land is continuously and *bona fide* mined with the number of men and in the manner which would be necessary if the said land were held under a mining lease, and for a further period of one month after mining as aforesaid ceases to be carried on. Any dispute as to whether this subsection applies to any private land shall be heard and determined by a warden. The provisions of Part II. shall apply to every such dispute and hearing.

69c. Subject to this Part, all the provisions of this Act, except Divisions III., VIII., and IX. of Part III. and Parts VII. and VIII. shall apply to private land to which this Part applies, and all such private land shall, subject as aforesaid, be open to mining as if the same were mineral lands.

Opening of private land to mining.

Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

69d. (1) No person shall enter upon any private land to which this Part applies for any mining purpose unless he has an authority to do so pursuant to this section.

Authority to enter.

Cf. U.K. 24 & 25 Geo. 5 c. 36, s. 2.

(2) Any person desiring to enter as aforesaid may obtain the written authority of the occupier of the private land and may thereupon enter upon the land. Within seven days after entering as aforesaid the said person shall give to the registrar of the Department of Mines at Adelaide notice in writing of the granting of the authority and the entry.

Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

(3) If any person desiring to enter as aforesaid does not obtain the consent as aforesaid of the occupier of the private land, such person may make application to a warden for an authority to enter upon the said land.

(4) The warden shall give notice of the application to the occupier of the land. The notice may be given by post.

(5) Upon the expiration of fourteen days after the sending of the notice the warden may, upon considering any representations made to him by the occupier of the land, issue to the applicant an authority to enter the said private land. If the warden is satisfied that there is no occupier of the private land he may issue an authority without giving notice as aforesaid.

Any such authority may be cancelled at any time by a warden. Except as hereinafter provided, upon such cancellation the authority to enter and remain upon the land and every right of prospecting, mining, and occupation in respect of any land comprised in such authority and held by the person named in the authority shall be absolutely determined, but no such cancellation shall have application to or affect any mining lease of any land comprised in such authority and granted to the person named in the authority.

(6) In the exercise of his powers under this section the warden may have regard to the following matters:—

1. The character of the applicant, and in the case of a person holding an authority, the character of such person and his conduct in the exercise of any rights or powers under the authority:

II. Whether in the opinion of the warden, there are no substances in payable quantities capable of being mined on the private land in question.

Any person who—

(*a*) is the owner or occupier of any land to which any authority applies; or

(*b*) is the holder of or an applicant for any authority,

may within one month of the giving of any decision by a warden granting or cancelling any authority or refusing to grant or cancel any authority, apply by summons to a judge of the Supreme Court for an order directing the warden to grant or cancel the authority, as the case may be, and the judge may make such order as to him shall seem just in the circumstances.

(7) Entry without authority as aforesaid shall be deemed to be unlawful.

(8) Nothing in this section and no authority issued pursuant to this section shall relieve any person from any obligation to comply with the provisions of the Act relating to the acquisition of any right of prospecting, mining, or occupation, or any other provision of this Act.

Compensation for damages.

Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

69e. Where damage is sustained by the owner, lessee, or purchaser of any private land through any person or his servant or agent entering thereon pursuant to the provisions of this Part, and searching for, mining or removing metals, minerals, precious stones, salt, gypsum, coal, shale, or oil, compensation shall be made to the owner, lessee, or purchaser by such person for the damage so sustained, and in any such case the provisions of subsection (2) of section 56 of the Crown Lands Act, 1929, shall apply.

Royalty from claims on private land, and from search licences and permits.

Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

69f. (1) There shall be payable to the Minister by the owner of every claim under Division II. of Part III. on private land to which this Act applies a sum amounting to one per centum of the gross amount obtained from the occupation and working of the land comprised in the claim and the sale of the substances mined thereon.

(2) There shall be payable to the Minister by every licensee under Part V. and every holder of a permit under Part VI. issued in respect of any private land to which this Part applies a sum amounting to one per centum of the gross amount obtained from the sale of any substance mined thereon pursuant to the licence or permit, as the case may be.

(3) In addition to the annual rent, there shall be payable to the Minister by every lessee under any mining lease of private land to which this Part applies, a further sum amounting to one per centum of the gross amount obtained from the occupation and working of the land comprised in the lease and the sale of the substances mined thereon or obtained therefrom. No other amounts shall be payable as royalty under any such mining lease.

Payment of royalty to owner.

Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

69g. All amounts payable as royalty pursuant to section 69f shall, after the deduction therefrom by the Minister of one-tenth thereof, be paid by the Minister to the person in whom, but for this Part, the ownership of the substances mined would be vested.

Rental of mining leases of private lands.

Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

69h. (1) Notwithstanding the provisions of Part III. the annual rental payable under a gold lease or a mineral lease of private land to which this Part applies shall be one pound per acre, and the annual rental payable under any other mining lease of any such private land shall be at least one pound per acre.

(2) All amounts received by the Minister as rent payable under any mining lease of any such private land or as fees payable under any search licence or permit to prospect for oil in respect of any such land shall, after the deduction of one-twentieth thereof, be paid by the Minister to the owner of the land.

Resumption of private lands.

Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

69i. Upon the discovery in any private land of gold in such quantities as the Minister considers payable, the Governor may resume for mining so much of such land as he may consider necessary. But no such resumption shall be made of land occupied for the time being under any mining lease unless with the consent of the lessee and the persons entitled to the rental and royalties payable thereunder, and no such resumption shall be made of land which is exempted from the operation of this Part pursuant to subsection (3) of section 69b.

Resumption to be notified.

Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

69j. Every such resumption shall be notified in the *Gazette,* and in some newspaper published or circulating in the district in which such land is situated, and shall take effect at the date specified for that purpose in the said notification, and such land shall thereupon vest in His Majesty and become Crown land within the meaning of this Act, and

shall be reserved from sale and from lease for other than mining purposes until such reservation is revoked by the Governor.

Copies of all such notifications, together with the reasons for the resumption therein notified, shall be laid upon the tables of both Houses of Parliament forthwith if Parliament is then sitting, and if not, then within fourteen days after the commencement of the next session thereof.

Compensation.

Inserted by 2004, 1931, s. 9, as revived by 15, 1941, s. 2.

69k. When any land is resumed under this Part, the Minister shall pay compensation therefor, which shall be assessed as provided by the Compulsory Acquisition of Land Act, 1925, but the land shall vest as provided in section 69j, and the compensation shall, failing agreement between the parties, be recoverable as if it were a disputed claim for compensation. The provisions of the said Act shall apply accordingly, but—

(*a*) in assessing the amount of compensation payable, regard shall not be had to any increase in value of the land resumed by reason of the discovery of gold thereon; and

(*b*) the value of the land shall be taken to be its value at the date of the publication in the *Gazette* of the notification of resumption as provided in section 69j.

PART IV.

PART IV.

FORFEITURE OF MINING LEASES.

Application for forfeiture of mining lease.

1352, 1918, s. 21.

70. (1) Any person who is the holder of a miner's right in his own name, and who is of opinion that any mining lease is liable to forfeiture, may lodge a plaint note at the warden's office nearest to the lands comprised in the lease praying that the lease shall be forfeited and stating the grounds for the forfeiture.

(2) The said person shall, at the time of lodging the plaint note, lodge at the office of the same warden a sum of not less than two pounds which, if the Minister considers the complaint to be frivolous, and not otherwise, shall be absolutely forfeited to the Government.

(3) The plaint note may also contain a request that in the event of the mining lease being forfeited a lease under this Act of the lands comprised in the lease so forfeited be granted to the complainant.

71. The provisions of Part II. shall, so far as practicable, apply to applications for forfeiture under section 70.

Part. II. to apply to applications for forfeiture.
1352, 1918, s. 22.

72. If the decision of the warden is that the lease has become liable to forfeiture, he shall forward a certified copy of the evidence taken at the hearing, together with a report thereon, to the Minister, and may recommend that the lease be forfeited.

Duty of warden to report to Minister.
1352, 1918, s. 23.

73. If an appeal is made from the decision of the warden, a certificate under the hand of the clerk of the appellate court stating the result of the appeal shall be forthwith forwarded to the Minister.

If appeal from warden's decision, certificate as to result thereof to be forwarded to Minister.
1352, 1918, s. 24.

74. (1) Where no appeal is made from the decision of the warden within the time allowed by law, after considering the evidence and the report and recommendations of the warden forwarded to him as provided in section 72, the Minister shall, if he is of opinion that the lease is liable to forfeiture, submit the matter for the determination of the Governor.

Duty of Minister to submit question of forfeiture to Governor.
1352, 1918, s. 25.

(2) Where an appeal has been made from the decision of the warden, and the decision on the appeal is that the lease has become liable to forfeiture, after considering the decision and the evidence, the Minister shall, if he is of opinion that the lease is liable to forfeiture, submit the matter for the determination of the Governor.

75. The Governor may cancel the said lease, and thereupon the complainant shall be entitled to a mining lease of the class requested in the plaint note of the lands comprised in the cancelled lease for the unexpired balance of the term of the lease not exceeding in any case the period of twenty-one years.

Power of Governor to cancel mining lease.
1352, 1918, s. 26.
1512, 1922, s. 27.

76. If the warden or the appellate court orders that costs be paid by the lessee to the complainant, the said costs shall not be payable in the event of the Minister refusing to submit the question of forfeiture to the Governor, unless the Minister approves of the order for costs.

Costs.
1352, 1918, s. 27.

PART V.

PART V.

SEARCH LICENCES.

Search licences. 751, 1900. s. 6.

77. The Minister may grant licences to search on any specific mineral lands not exceeding five square miles in area for any of the following minerals, namely:—

I. Precious stones:

II. Mineral phosphates:

Para. iii. struck out by 58, 1940, s. 2.

* * * * * * * * * * *

IV. Rare metals, minerals, and earths, the mining for which, in the opinion of the Minister, has not been proved payable in any instance in any portion of the State.

Fee. 751, 1900. s. 7.

78. A fee of twenty shillings for each square mile or portion thereof included in any licence under this Part shall be paid by the licensee to the Minister before the issue of the licence.

Maximum area. 751, 1900. s. 8.

79. No person shall directly or indirectly hold more than five square miles of land at one time under licence under this Part.

Exemption. 751, 1900, s. 9.

80. Lands held under miner's right or mining lease shall be exempt from the operation of licences under this Part.

Provisions of licence. 751, 1900. s. 10.

Amended by 58, 1940, s. 2.

81. Licences under this Part may be in the form in the fifth schedule, and shall be in force for twelve months from the date thereof, and shall, subject to the regulations, authorize the licensee, his assigns, servants, and workmen—

(*a*) to search and mine the land comprised in the licence for precious stones, mineral phosphates, metals, minerals, or earths, as the case may be;

(*b*) to remove any material from the said land, not exceeding twenty tons in the whole, for testing purposes only.

Duties of licensee. 751, 1900. s. 11. 1054, 1911, s. 5.

Amended by 58, 1940, s. 2.

82. Every licensee under this Part shall—

(*a*) from the expiration of three months after the granting of the licence employ and keep constantly employed throughout the remainder of the term of the licence in searching for precious stones, mineral phosphates, rare metals, minerals, or earths, on the land comprised in the licence, not

less than one man for every six hundred and forty acres, or part thereof, of land so comprised: Provided that the Minister may grant to a licensee an exemption or partial exemption from the provisions of this subdivision for any period not exceeding three months on payment of the fee prescribed by regulations to be paid on the registration of the suspension of a lease;

(*b*) furnish the Minister, whenever required by him or by the regulations, with satisfactory evidence of compliance with the provisions of this section;

(*c*) report to the Minister forthwith after the discovery in payable quantities of precious stones, mineral phosphates, or any metal or mineral earth:

And if any licensee shall make default in complying with the provisions of this section his licence shall be forfeited.

Preferential right. 751, 1900. s. 12. 1952, 1918, s. 19.

83. (1) Every licensee under this Part shall, during the currency of the licence, have a preferential right—

(*a*) in case of a licence to search for metals, minerals, or earths, to a mineral lease of any part, not exceeding forty acres, of the land comprised in the licence:

(*b*) in case of a licence to search for mineral phosphates, to a mineral lease of any part, not exceeding one hundred acres, of the land comprised in the licence:

* * * * * * * * * * * Para. (c) struck out by 58, 1940, s. 2.

(*d*) in case of a licence to search for precious stones, to a precious stones claim of any area not exceeding the prescribed area.

(2) Upon the preferential right being exercised the licence shall at once cease and determine, and shall be returned by the licensee to the Minister.

Reservation of right to prospect for gold, silver, etc. 751, 1900. s. 13.

84. No licence under this Part shall operate to prevent persons holding miners' rights from prospecting for gold, silver, lead, or copper on the lands comprised in the licence, or from acquiring thereon claims or leases for mining for the said metals.

Part VI. (ss. 85 to 95) repealed by 58, 1940, s. 2.

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PART VII.

PART VII.

DREDGING LEASES.

Dredging leases. 881, 1905, s. 3.

96. The Minister may grant to the holder of a miner's right a dredging lease, for the purpose of dredging for gold, of any mineral lands certified by a warden to be worked-out lands, or of any other mineral lands certified by a warden to be too poor for profitable working in alluvial or reefing claims.

Plan to be lodged with warden. 881, 1905, s. 4.

97. A plan of the said lands shall be lodged with the warden within three months of the date of the grant of the lease.

Term, rent, and area. 881, 1905, s. 5.

98. Every dredging lease shall be for a term of ten years, and shall reserve a rental of one shilling per acre, payable yearly in advance, and may be granted in respect of an area of not exceeding two hundred acres, and shall contain a right of renewal for a term not exceeding ten years, on such conditions as may be approved by the Minister: Provided that in no case where any such renewal is granted shall the rental exceed five shillings per acre.

Covenants and conditions. 881, 1905, s. 6.

99. Every dredging lease shall contain the following covenants by the lessee:—

I. That he will pay the rent reserved by the lease as and when the same shall become due:

II. That he will not, without the permission in writing of the Minister, use the leased lands for any other purpose than that authorized by the lease:

III. That he will, during the term of the lease, after the first six months, keep continuously employed in dredging for gold upon the leased lands not less than one man for every ten acres of the said lands, or in the alternative will keep so continuously employed, fully manned, machinery of a value of not less than one thousand pounds for every fifty acres of land in the lease; and that he will, whenever required by the Minister, furnish him with

satisfactory evidence that the said number of men have been and are so employed or, as the case may be, that the said machinery has been and is so employed:

iv. That he will, yearly, on such dates as shall be fixed in the lease, furnish statements of all expenses incurred in dredging for gold and of all proceeds derived from such dredging:

And shall contain—

(*a*) such reservations and such other covenants and conditions as may be prescribed by regulations under this Act; and

(*b*) a proviso that the lease shall be liable to forfeiture on breach of or non-compliance with any covenant or condition in the lease.

Applications for leases. 881, 1905, s. 7.

100. Applications for dredging leases shall be made to the Minister, and shall be accompanied by the first year's rent, and shall be considered in order of priority. In the event of simultaneous applications, the order of priority shall be decided by lot.

Right of lessees to surrender and obtain new leases hereunder. 881, 1905, s. 11.

101. The lessee of a gold or mineral lease or leases of contiguous land may, with the consent of the Minister, and, subject to the regulations, at any time during the currency of the said lease or leases, upon proof to the satisfaction of the Minister of the due performance and observance by him of all covenants and conditions in the said lease or leases, surrender the said lease or leases and obtain a dredging lease under this Part of the area surrendered.

PART VIII.

DRAINAGE FROM MINES.

Power of Governor to resume lands for drainage purposes.
587, 1893, s. 82.

102. The Governor may by proclamation resume possession of any lands comprised in a claim or mining lease, which shall be required for the purpose of constructing drainage works under this Act, saving, nevertheless, the rights of the lessees or holders of the lands in respect of mining under the surface.

Power of Governor to proclaim districts.
587, 1893, s. 83.

103. The Governor may by proclamation constitute any drainage district for the purposes of this Part, and define the boundaries thereof, and vary or alter the said boundaries, and withdraw from the operation of this Part any lands included within a proclaimed district. No drainage district shall be proclaimed until a report shall have been received from an inspector, stating that, in his opinion, all the land proposed to be included therein ought, from its natural conformation, to be so included.

Power of Governor to grant licences for drainage purposes.
587, 1893, s. 84.
Amended by 2004, 1931, s. 10.

104. The Governor may grant licences to any person for the occupation of lands resumed as aforesaid, and of any mineral lands within a drainage district, for any term not exceeding twenty-one years, for the purpose of constructing works for the drainage of mines, and for conveying away the water to be raised therefrom on and through the resumed land, and on and through any Crown or mineral lands.

Power to cross roads and railways.
587, 1893, s. 85.

105. (1) Any person holding a licence as aforesaid may, upon giving the prescribed notice (if any), enter upon and construct drainage works as aforesaid on, under, over, through, or across any railway and lands used for the purposes of any railway, and any road, doing no unnecessary damage, and making compensation for any damage to be done or occasioned thereby.

(2) The Compulsory Acquisition of Land Act, 1925, is incorporated with this Act.

Contents of licence.
587, 1893, s. 86.

106. Every such licence shall contain a description of the works to be undertaken and completed, and clauses and stipulations for the protection of the interests of the public.

Rights to use drains.
587, 1893, s. 87.

107. Any person may lead water into any drains constructed under any such licence, upon payment of such a sum as may be agreed upon between the parties, or, as may,

in case of disagreement, be fixed by arbitration, and the person or company holding the licence, and any person desiriny to lead water into the said drains, shall be deemed parties to a submission to such arbitration.

Licences to be numbered. 587, 1893, s. 88.

108. (1) Licences granted under this Part shall be numbered consecutively, and as soon as the works by any licence authorized to be executed are complete and ready for use a proclamation shall be made assigning a number to the works, which shall be called a public drainage works, and distinguished by the said number.

(2) The proclamation shall specify the area of the lands the water from which is intended to be drained into the public drainage work specified in the proclamation. The Governor may, by proclamation, withdraw any lands within the said area from the operation of the first-mentioned proclamation, but may, notwithstanding the said withdrawal, grant a licence under section 104 in relation to the lands so withdrawn.

(3) No person shall, after one month's notice in writing given to him of the completion of the drainage work referred to in any proclamation under subsection (1) of this section, permit or suffer any water pumped or raised from lands comprised in the area specified in the proclamation to flow out, over, along, or across, or to remain on lands comprised in the said area, so as in the opinion of an inspector to impede or injure the working of any neighbouring mine.

(4) Any person not complying with subsection (3) of this section within thirty days after notice to him of the said opinion of the inspector shall forfeit and pay to the person or company working the public drainage work mentioned in the said proclamation the sum of five pounds for every day on which the said non-compliance shall continue after the notice as last aforesaid, but the liability to the said penalty shall not prejudice or affect any right of action of the said person or company, or any other person, for damages occasioned by the said non-compliance.

PART IX.

PART IX.

ENCOURAGEMENT OF MINING.

Rewards to discoverers. 587, 1893, s. 89. Amended by 58, 1940, s. 2.

109. The Minister, out of any moneys which are appropriated by Parliament for the purpose, shall cause to be paid to the future actual discoverer of any new mineral district, or of any new and valuable deposit of metals, minerals, or coal, such reward as may be prescribed.

Subsidies. 587, 1893, s. 90.

110. (1) The Minister, out of any moneys which are appropriated by Parliament for the purpose, may subsidise and assist persons engaged in deep sinking or otherwise prospecting or mining, and either directly or by loan of diamond drills or other machinery, or by advance of money.

(2) Any money received by way of subsidy under this section shall be a debt due to the Crown, and shall be repaid as may be prescribed.

(3) No subsidy aforesaid shall be granted unless the same be recommended by the Government Geologist or Inspector of Mines.

Boring plant. 587, 1893, s. 91.

111. The Minister, out of any moneys which are appropriated by Parliament for the purpose, may purchase and obtain plant suitable for boring for prospecting purposes, and may let the said plant to persons applying for the use thereof upon terms to be prescribed.

PART IXA.

PART IXA.

URANIUM AND THORIUM.

Title of Crown to uranium and thorium.

Inserted by 15, 1945, s. 4.

111a. (1) Notwithstanding anything to the contrary in any Act, land grant, certificate of title, lease, agreement, or other instrument of title, all uranium and thorium existing in its natural condition on or below the surface of any land in the State whether alienated from the Crown or not and, if alienated, whether alienated before or after the passing of this Act, is hereby declared to be the property of the Crown.

(2) The title of the Crown to uranium and thorium under subsection (1) of this section shall be subject to any rights granted by any special mining lease issued after the enactment of this section, but to no other rights.

Provision as to uranium and thorium in special mining leases.

Inserted by 15, 1945, s. 4.

111b. A special mining lease which authorizes the lessee to mine for uranium or thorium may—

(*a*) provide in such manner as the Minister thinks fit for the ownership by the Crown of any uranium or thorium won by the lessee, or for the acquisition by the Crown on such terms and conditions as are specified in the lease of any such uranium or thorium;

(*b*) contain any terms and conditions which the Minister thinks fit as to the use or disposal by the lessee of any such uranium or thorium.

Reports of discovery of uranium and thorium.

Inserted by 15, 1945, s. 4.

111c. (1) Every person who discovers any uranium or thorium shall—

(*a*) forthwith report that discovery to the Minister;

(*b*) comply with any notice in writing given to him by the Minister requiring him to furnish particulars relating to such discovery.

(2) A person who contravenes any provision of this section shall be guilty of an offence.

Control of uranium and thorium.

Inserted by 15, 1945, s. 4.

111d. (1) A person shall not have in his possession, use, sell or otherwise dispose of or part with the possession of any uranium or thorium unless he has obtained from the Minister a licence to do so.

(2) A licence granted under this section may contain such terms and conditions as the Minister considers to be required in the public interest.

(3) A person who—

(*a*) has in his possession, uses, sells, disposes of or parts with the possession of any uranium or thorium contrary to this section; or

(*b*) contravenes or fails to observe any condition of a licence granted to him under this section,

shall be guilty of an offence and liable to a fine not exceeding five hundred pounds or imprisonment for a term not exceeding six months.

Delivery of possession of uranium and thorium.

Inserted by 15, 1945, s. 4.

111e. (1) The Minister may by notice in writing require any person who has in his possession any uranium or thorium, and has not a licence granted by the Minister authorizing such possession, to deliver the uranium or thorium to him at a time and place to be specified in the notice.

(2) A person who fails to comply with a notice under this section shall be guilty of an offence and liable to a fine not exceeding five hundred pounds or imprisonment for a term not exceeding six months.

(3) The Minister may take possession of any uranium and thorium unlawfully in possession of any person and for that

purpose may enter and remain on any land or premises and do any other act, matter or thing either personally or by any person authorized by him.

(4) The Minister may by notice in writing given to the person from whom he has received or taken any uranium or thorium pursuant to this section, declare that that uranium or thorium is acquired by him on behalf of the Crown and thereupon it shall belong to the Crown.

Interpretation of uranium and thorium.

Inserted by 15, 1945, s. 4.

111f. In the last preceding five sections—

"uranium" includes any minerals or rocks containing uranium:

"thorium" includes any minerals or rocks containing thorium.

PART X.

PART X.

MISCELLANEOUS.

Report of payable results.

587, 1893, s. 94.
1352, 1918, s. 17.
1512, 1922, s. 18.

Amended by 58, 1940, s. 2.

112. When payable gold is struck, or metals, precious stones, minerals, coal, salt, or gypsum are found in payable quantities on any claim or mining lease the matter shall be reported to a warden in manner prescribed, and if default shall be made in compliance with this section, the claim or lease shall be liable to forfeiture.

Duty of claim-holders and leaseholders to furnish half-yearly returns.

587, 1893, s. 95
1512, 1922, s. 19.

Amended by 58, 1940, s. 2.

113. (1) Every holder of a claim or mining lease, other than an alluvial claim, shall, half-yearly, in the months of January and July, furnish to the warden of the district in which the mining claim or lease is situated a full and true return, showing the quantity of stone or ore treated, and the quantity of gold or other metals, and precious stones, minerals, coal, salt, or gypsum taken from the claim or lease during the preceding half-year, and if default shall be made in compliance with the provisions of this section shall be liable to a penalty not exceeding ten pounds for every such default.

(2) Whilst the holder of any claim or mining lease makes default in compliance with the provisions of this section, the provisions of this Act with respect to the suspension of the prescribed conditions as to working any claim, the remission of any of the covenants and conditions contained in any lease,

the extension of the period for performance of the said conditions, and the amalgamation of claims or leases, shall not apply in respect of the said claim or lease.

Renewal of leases. 1352, 1918, s. 28.

114. (1) The holder of any mining lease, other than a special mining lease, shall, on due performance and observance of the covenants, conditions, and provisos of the lease, be entitled to a renewal from time to time of the lease for any period at each renewal not exceeding twenty-one years from the expiration of the lease or any renewal thereof.

(2) The application for renewal shall be made in the manner and at the time prescribed.

(3) Every lease so renewed shall be at the rent for the time being chargeable by law in respect of leases of the same class of the lease so renewed and shall be subject to the covenants, conditions, and provisos prescribed by any Act or regulations for the time being in force relating to leases of the same class as the lease so renewed.

Royalties payable under leases to be calculated yearly. 1512, 1922, s. 28.

115. The amount payable under any mining lease by reason of the reservation, in addition to the rent, of any further sum on the net profits obtained from the occupation and working of the land comprised in the lease or of the mines thereon or from the sale of the products obtained from the land shall, in accordance with the regulations, be calculated on the basis of the said net profits for every period of twelve months.

Power of Minister to remit covenants. 587, 1893, s. 96.

116. (1) The Minister may, at any time before breach thereof suspend or wholly or partially remit all or any of the covenants and conditions contained in any mining lease, in any case where he is satisfied that by reason of special circumstances it would be impossible to comply with, or would inflict great hardship upon the lessee to enforce the covenants or conditions.

(2) A return of all such remissions, with the reasons therefor, shall be annually laid before Parliament within one month after the opening of Parliament for the dispatch of business.

Partial suspension of leases, etc., on proclamation of mineral lands, etc. 587, 1893, s. 97.

117. The Governor may—

(*a*) when lands have been proclaimed as mineral lands:

(*b*) when a goldfield has been proclaimed upon mineral lands:

(*c*) when a mining lease has been granted or a claim pegged out under this Act,

suspend or cancel any lease or licence in respect of the mineral land comprised in the proclamation, or in the mining lease, or the claim, subject to the conditions as to resumption contained in such lease or licence, or upon payment of such compensation as may be agreed upon between the Minister and the lessee or licensee, or as may, in case of dispute, be determined by arbitration. The Minister and the lessee or licensee shall be deemed parties to a submission to the arbitration. Upon suspension or cancellation of the lease or licence the Minister shall remit to the lessee or licensee a fair proportion of the rent or other consideration for the lease or licence.

Reservation of rights to surface waters.
587, 1893, s. 98.

118. Notwithstanding the existence of any mining lease or claim other than a gold claim every pastoral lessee of the area included in the lease or claim shall retain a right of access and user for domestic purposes, and for the purposes of watering stock, to and of any surface water on the area which shall not have been provided or stored by artificial means by the mining lessee or by the owner of the claim.

Amalgamation of leases.
587, 1893, s. 99.

119. The Minister may, subject to regulations, allow one or more lessees of contiguous lands held under a mining lease or leases to surrender the lease or leases and obtain one or more leases of the same nature of the lands included therein, or any part thereof, but no such lease shall include an area greater than that heretofore specified with regard to a lease of the same nature.

Amalgamation of working conditions of leases.
1512, 1922, s. 20.
1927, 1929, s. 5.
Amended by 58, 1940, s. 2.

120. (1) The Minister may, subject to the regulations, permit the amalgamation by any lessee of any number of contiguous gold leases held by him, of any number of contiguous mineral leases held by him, of any number of contiguous coal leases held by him, or of any number of contiguous miscellaneous leases of the same nature held by him. Every such permission shall continue for such period (not longer than two years) as is fixed by the Minister, and permission as aforesaid may be given from time to time.

(2) While the amalgamation of any leases is permitted by the Minister as aforesaid, the labour conditions of every lease so amalgamated shall be deemed to be observed and complied with by the lessee if, for the period prescribed by the lease in respect of the said labour conditions, the number of men, or the aggregate labour, employed in mining or prospecting on any part of the land comprised in any of the

said leases is equal to the aggregate number of men, or the aggregate labour, required by the leases so amalgamated to be employed in mining or prospecting for the same period.

(3) The Minister may, for any breach of the conditions of any mining lease, cancel his permission to amalgamate any leases, and upon the giving of notice of the cancellation to the lessee, the permission to amalgamate shall immediately cease and determine.

Survey.
587, 1893, s. 100.
1512, 1922, s. 21.

121. No survey shall be required of the area included in any claim, licence, or lease unless and until a warden shall be satisfied that a survey is necessary for the prevention of differences as to the boundaries of the land, or for securing a proper definition of the area; and provision shall be made by the regulations for the making of surveys at a reasonable cost.

Power to surrender lease.
587, 1893, s. 101.

122. A lessee may, subject to the regulations, surrender a mining lease.

Rights of surrender subject to other rights.
587, 1893, s. 102.

123. All rights of surrender conferred by this Act are subject to the rights of persons claiming from or under the lessee.

Recovery of rent.
587, 1893, s. 103.

124. The rent reserved by any mining lease may be levied or recovered by or under the authority of the Minister, in like manner as rent is or shall be leviable or recoverable by law in cases where His Majesty's subjects only are concerned; and, in case the rent is levied by distress, an order under the hand of the Minister shall be a sufficient warrant and authority to distrain. This section shall not affect any other remedy for the recovery of the rent.

Penalties for non-payment of money payable under leases.
Substituted by 36, 1951, s. 3.

125. (1) In this section—

"sum reserved by a mining lease" or "reserved sum" includes rent, royalty, and every other sum reserved by or payable pursuant to a mining lease, whether granted before or after the enactment of this section;

"appointed day" means the day fixed by or under a mining lease for the payment of any sum reserved by or payable under that lease to His Majesty or the Minister.

(2) If any sum reserved by a mining lease is not paid in full on or before the appointed day a penalty of five per

cent of that sum shall be added to that sum and shall be due and payable on the day following the appointed day.

(3) If any sum reserved by a mining lease, together with any penalty added thereto under subsection (2) of this section, is not paid in full within one calendar month after the appointed day a further penalty of ten per cent of the said reserved sum shall be added to that sum and the said penalty, and shall be due and payable on the first day after the expiration of the said month.

(4) Any sum reserved by a mining lease and any penalty added to any such reserved sum may be recovered by the Minister by action brought by him in any court of competent jurisdiction at any time after the said sum or (as the case may be) the said penalty becomes due.

Such an action may be brought in the name of the Minister of Mines without specifying the name of the holder of the office for the time being.

Forfeiture of lease.
587, 1893, s. 105.
1512, 1922, s. 22.

126. (1) In every case where the rent of land held under a mining lease is unpaid for more than three months after the day on which the rent is payable under the lease, the Governor may cancel the lease, and the Minister shall thereupon insert a notice in the *Government Gazette* declaring the lease to be forfeited.

(2) In every case where the Minister has reason to believe that there has been a breach of any of the covenants or conditions contained in any lease, except in the case of non-payment of the rent as aforesaid, and except in cases of non-compliance with the labour conditions of any leases, the Minister shall give written notice to the lessee specifying the covenants or conditions which he has reason to believe are not being complied with, and notifying him that the lease will be liable to forfeiture at the expiration of one month from the date of notice, unless in the meantime the said covenants and conditions are duly complied with; and if at the expiration of the notice the said covenants or conditions are still not being complied with by the lessee, the Governor may cancel the lease, and the Minister shall thereupon insert a notice in the *Government Gazette* declaring the lease to be forfeited.

(3) In case of non-payment of rent or the non-compliance with the labour conditions, the Governor may exercise the power of cancellation without giving the written notice hereinbefore mentioned.

(4) If a breach of any covenant or condition contained in any lease is committed by the lessee, the lease may be can-

celled by the Governor notwithstanding that the rent payable under the lease for the period during which the breach is committed may have been paid and notwithstanding any implied waiver of the breach by the lessor.

(5) Every notice as aforesaid shall be conclusive evidence that the lease therein mentioned was legally cancelled and forfeited, and the land included therein may be dealt with as if the lease had never been granted; and the Registrar-General shall, at the request of the Minister, make the entries in the register book necessary to give effect to the cancellation and forfeiture.

Extension after breach. 587, 1893, s. 106. 1512, 1922, s. 23.

127. (1) Whenever a mining lease is liable to forfeiture, and in the opinion of the Minister a less penalty than forfeiture would meet the justice of the case, the Minister may extend the period during which the lessee may perform the conditions of his lease, for such time and subject to such terms and conditions as the Minister may think fit; and the terms and conditions so imposed by the Minister shall bind the lessee and all transferees, mortgagees, assignees, and other persons claiming through or under him, and the lease shall thereafter be construed as if the said terms and conditions were inserted therein.

(2) The Minister shall advertise the said extension in the *Government Gazette* with his reasons for granting the same.

(3) This section shall not apply in respect of any lease in respect of which a plaint note praying for the forfeiture of the lease has been lodged under section 70, but has not been finally disposed of under the provisions of Part IV.

Power of Minister to authorize exploration. 587, 1893, s. 107.

128. (1) In any case in which the Minister thinks fit, the Minister by licence may, for the purpose of tracing any lode, vein, or gutter from any land held under claim or mining lease into any adjoining land, authorize any person to remove any earth, rock, or ore from the said adjoining land, and to do any other work necessary for the said purpose.

(2) The person authorized as aforesaid may after giving a fortnight's notice to the owner or lessee of the said adjoining land, remove the earth, rock, or ore and carry out the work as authorized by the licence, but no such removal or work shall be carried out which interferes with any mining operations of the said owner or lessee on the said land or any other land.

(3) Nothing in this section or done pursuant to this section shall deprive the owner or lessee aforesaid of any

gold, mineral, or coal which may be won from his land by reason of anything done pursuant to a licence granted under this section.

(4) The licensee shall, in addition, pay to the owner or lessee aforesaid compensation for any damage occasioned by the exercise of the powers conferred upon the licensee pursuant to this section, and also a fair rent for the use of the said powers, the amount of the compensation and rent in case of difference to be fixed by a warden.

Right of owner to remove plant.
587, 1893, s. 110.
1512, 1922, s. 24.

129. (1) The owner of any machinery on any forfeited or surrendered lease or claim may, at any time within three months from the date of forfeiture or surrender, remove therefrom any plant, machinery, engines, or tools, but shall not remove or interfere with any timber in any mine.

(2) If any person removes or causes to be removed from any such forfeited or surrendered lease or claim any timber in any mine, he shall be liable to a penalty of not less than five pounds nor more than one hundred pounds.

Disability of persons under sixteen to hold mining lease, etc.
587, 1893, s. 111.

130. (1) No person under the age of sixteen years shall hold, directly or otherwise, a mining lease, business or occupation licence, or miner's right, except in a representative capacity.

(2) All covenants and conditions contained in or imposed by a mining lease or a licence granted to an infant of the age of sixteen years or upwards shall be as binding upon him as if he were of full age.

Arbitration.
587, 1893, s. 112.

131. Every arbitration in pursuance of this Act shall be under the Arbitration Act, 1891, and the parties to the submission shall, for the purposes of the arbitration and of the last mentioned Act, be deemed to have entered into a written agreement to submit the differences in respect of the matter in question to the arbitration of two arbitrators, one to be appointed by each party, and the Arbitration Act, 1891, shall apply accordingly.

Rights under certain mining leases.
587, 1893, s. 117.

132. The lessee under a mining lease granted under any enactment in force before the twenty-eighth day of February, eighteen hundred and ninety-four, shall have the following rights, powers, and privileges:—

1. He may continue to hold the lease, and hold and enjoy the land comprised therein, subject only to the covenants and conditions contained in or imposed by the lease or the enactment by virtue whereof the

same was granted to him, and to paragraph III. of this section:

II. He may with the consent of the Minister, subject to the regulations, at any time during the currency of the lease upon proof, to the satisfaction of the Minister of the due performance and observance by him of all the covenants and conditions in the lease, surrender the lease and obtain a lease under this Act of a similar nature to that of the surrendered lease, and for the term of forty-two years less the expired term of his existing lease:

III. Notwithstanding anything in paragraph I. of this section, no renewal of any such lease shall be granted under any enactment in force before the twenty-eighth day of February, eighteen hundred and ninety-four, but any lessee having a right of renewal under any such enactment may obtain a lease of a similar nature under this Act and upon similar terms and conditions as if the first mentioned lease had been a lease of a similar nature under this Act.

Unauthorized mining. 587, 1893, s. 118.

133. Any person who prospects or mines shall, unless he is authorized so to do by virtue of this Act or any of the repealed Acts, be liable to pay for every such offence a penalty not exceeding one pound for every day on which he so prospects or mines.

Penalty for unauthorized occupation. 587, 1893, s. 119.

134. Any person who occupies mineral lands for the purpose of business or residence, except as legally authorized, shall be liable to a penalty not exceeding five pounds for the first offence, and to a penalty of not less than five pounds nor more than ten pounds for every subsequent offence.

Forgery. 587, 1893, s. 121.

135. (1) Any person who forges a miner's right, business licence, occupation licence, or lease, issued or purporting to be issued under the authority of this Act or any of the repealed Acts, or fraudulently uses, utters, or exhibits any such forged miner's right, business licence, occupation licence, or lease, knowing the same to be forged, or fraudulently personates the holder of any such miner's right, business licence, occupation licence, or lease, shall be guilty of felony, and shall be liable to be imprisoned for any term not exceeding ten years.

(2) Any person who fraudulently uses or exhibits as his own any such miner's right, business licence, occupation

licence, or lease, belonging or granted to any other person, or uses or exhibits as a valid miner's right, business licence, occupation licence, or lease, any miner's right, business licence, occupation licence, or lease, which has expired, shall be guilty of a misdemeanour, and shall be liable to be imprisoned for any term not exceeding two years.

Obstructing officer. 587, 1893, s. 122.

136. Any person who wilfully obstructs, hinders, assaults, or resists a warden or inspector, or a person duly authorized by a warden or inspector, or a person authorized by this Act to exercise any right or power or execute any duty, or who wilfully disobeys a warden's order other than an order for the payment of money, or is guilty of contempt of a warden acting in a judicial capacity, shall be liable to a penalty not exceeding fifty pounds, or to be imprisoned for any period not exceeding six months.

Infringement of Act or regulation. 587, 1893, s. 123.

137. Any person who infringes a provision of this Act or the regulations, for the infringement whereof no penalty is prescribed, shall be liable for every such offence to a penalty not exceeding ten pounds.

Onus of proof. 587, 1893, s. 125.

138. (1) In any action, suit, or proceeding under this Act the averment that any lands are Crown lands, mineral lands, dedicated lands, reserved lands, or lands belonging to or vested in the Crown, or that any person is an inspector of mines, warden, mining registrar, or other person authorized to take any proceedings or perform any duty under this Act, shall be sufficient without proof of that fact, unless the defendant proves the contrary.

(2) If any question arises as to the authority of the defendant to do the act complained of, the proof thereof shall lie upon the defendant.

(3) Judicial notice shall, in every such action, suit, or proceeding, be taken of all miners' rights, mining leases, licences, certificates, maps, plans, and office copies purporting to be signed by any person authorized by this Act to sign the same.

Proceedings for recovery of penalty. 587, 1893, s. 126.

139. (1) All proceedings for offences against this Act or any regulation (other than proceedings under section 135), and which are not within the jurisdiction of a warden under Part II., shall be disposed of summarily.

(2) In every case of the adjudication of a fine or pecuniary penalty or amends under this Act, or any regulation, by a court of summary jurisdiction, or a warden, and of

non-payment thereof, any justice may commit the offender or person making default in payment to any gaol in the State for a term not exceeding twelve months, the imprisonment to cease on payment of the sum due, and any costs which may have been awarded, and of the costs of the proceedings taken under this section, which latter costs the justice shall have power to assess.

Government Gazette evidence. 587, 1893, s. 130.

140. The *Government Gazette* in which is published any proclamation, regulation, or notification under this Act, shall be *prima facie* evidence of the matters therein appearing.

PART XI.

REGULATIONS.

Power of Governor to make regulations. 587, 1893, s. 92. 881, 1905, s. 8. 1352, 1918, s. 16. 1444, 1920, s. 8. 1866, 1928, s. 14.

141. In addition to any power by this Act conferred on the Governor to make regulations as to any special matter (which power shall in every case be implied for the purposes of any section in this Act in which regulations are referred to, or in which the word "prescribed" is used), the Governor may, subject to the provisions of this Act, make regulations, either of general or limited application. The said regulations may be for any of the purposes following:—

I. For prescribing the terms and conditions upon which miners' rights, business licences, and occupation licences shall be granted, and the modes, times, and places of issue thereof:

II. For prescribing the mode of transferring or assigning any lease or miner's right, or business licence or occupation licence, or any claim, and for prohibiting any such transfer or assignment, and regulating the form thereof and the fees to be paid therefor:

III. For determining the dimensions, boundaries, shapes, and position of any gold claim, or class of gold claims, and the subsequent adjustment of the same where necessary; when such determination shall be deemed to take effect; and the number, extent, and classes of gold claims, which any one person, or any two or more persons in conjunction may take possession of under a miner's right, or miners' rights:

IV. For regulating the cutting, constructing, use, and maintenance of races, dams, and reservoirs upon Crown lands or mineral lands, or upon claims or lands held under mining leases under this or any other Act:

V. For prescribing the manner in which, and with what incident rights and obligations, and subject to what liabilities as to forfeiture and otherwise, any claim or class of claims, business or residence areas, race, dam, or reservoir, or any water taken or diverted by virtue of a miner's right, shall be taken possession of, held, occupied, used, worked, or transferred:

VI. For determining the order of priority among the holders of miners' rights, entitled to the use of any water; how such priority is to be regulated, and under what conditions and circumstances:

VII. For prescribing the mode of registration of land occupied under this Act for residence or business, or of any claim, race, dam, reservoir, or easement enjoyed under a miner's right, or any share or interest therein or encumbrance thereon; and the mode of registration of the transfer or assignment of any such land, claim, race, dam, reservoir, or easement, or of any share or interest therein or encumbrance thereon, or of the discharge of any such encumbrance; and the mode of registration of the devolution of any such share or interest; or of the sale of any such share or interest under the decree, judgment, or order of any court, or the decision of a warden; and the mode of registration of amalgamated claims, and of claims for suspension of work, and for fixing the fees to be charged on any such registration:

VIII. For enforcing and regulating the drainage of claims and of lands held under mining leases whether granted before or after the passing of this Act:

IX. For regulating the mode in which the rights and privileges of the owners of claims, and of races, dams, reservoirs, and easements under a miner's right, and of land occupied under this Act for residence or business, may be exercised or enjoyed, and limiting, qualifying, or restricting the exercise and enjoyment of such rights and privileges; and generally for the protection of such owners in the

exercise and enjoyment of the rights, privileges, and interests conferred by this Act:

x. For providing for specially-sized claims to be pegged out under the prescribed sanction by the discoverer of payable gold on the reporting by him of such discovery in the prescribed manner:

xi. For preventing the accumulation, and for the removal to some convenient place, of sludge, tailings, and other refuse matter oozing or flowing from or connected with any land held or occupied under this Act, and of waste water; and for the making of channels for any of the purposes aforesaid; and for otherwise regulating, as between claims, such oozing, flowing, and running to waste:

xii. For the protection from injury, destruction, and unlawful removal of races, drains, dams, and reservoirs used or enjoyed under miners' rights, and of the water therein, and of pegs, posts, fences, and notices, and of plant or appliances used for or in connection with mining, and for the protection from obstruction of such races and dams, and of channels, drains, creeks, and rivers used for mining purposes:

xiii. For regulating the mode of construction and the materials used in the construction, and the strength of embankments of dams and reservoirs used or to be constructed by virtue of a miner's right:

xiv. For the construction and keeping in repair of suitable bridges or other crossings over races, channels, or drains used for mining purposes cut across roads or thoroughfares, or over such races, channels, or drains over which roads or thoroughfares shall be carried, and for making proper approaches to such bridges or crossings, and for determining the width of such bridges, crossings, and approaches:

xv. For making and keeping in repair and for regulating the width and formation of private ways and passages used for mining purposes over claims or races, or any lands used in connection with mining under this Act, or business carried on under business licences, and for regulating and imposing conditions on the right to change the direction of any such way or passage, and for the protection of the same from

injury or obstruction by the leaving of felled or fallen timber or other obstruction, or any waste or injurious matter thereon:

XVI. For the prevention of nuisances in and about residences or places of business held under a miner's right or business or occupation licence, and for cleansing and keeping clean the same:

XVII. For preventing the defiling or wasting of water used for domestic purposes, and for determining whether any and what waterhole, spring, or other depository of water shall be reserved for domestic use, and the mode of such reservation:

XVIII. For compelling contributions by parties benefited of a fair share of the cost of pumping in cases where pumping in one mine benefits other mines:

XIX. For fixing fees, prescribing forms, regulating registration and otherwise fully and effectually carrying out and giving force and effect to the various objects, purposes, powers, and authorities of this Act, and guarding against evasions and violations thereof:

XX. For prescribing the duties and powers of wardens, inspectors, mining registrars, and other officers to be appointed under this Act:

XXI. For fixing the minimum number of men to be employed in mining under a mineral lease and the periods during which such men shall be so employed, either in relation to mining for all minerals or any particular kind of mineral or minerals:

Inserted by 2004, 1931, s. 11, as revived by 15, 1941, s. 2.

XXIa. For carrying out the provisions of Part IIIA.:

Para. xxii. struck out by 58, 1940, s. 2.

* * * * * * * * * * *

XXIII. For prescribing forms under Part VII.:

XXIV. For prescribing the reservations, covenants, and conditions to be inserted in dredging leases:

XXV. For prescribing the procedure for the forfeiture of dredging leases:

XXVI. For imposing penalties for breaches of the regulations not exceeding one hundred pounds for any one offence:

General words in this section shall not be limited or controlled by particular words.

SCHEDULES.

THE FIRST SCHEDULE.

ACTS REPEALED.

Reference to Act.	Title.
No. 587 of 1893	The Mining Act, 1893.
No. 618 of 1895	The Mining Act Amendment Act, 1895.
No. 751 of 1900	The Mining Act Amendment Act, 1900.
No. 881 of 1905	The Gold Dredging Act, 1905.
No. 1054 of 1911	The Mining Act Amendment Act, 1911.
No. 1352 of 1918	Mining Act Further Amendment Act, 1918.
No. 1512 of 1922	Mining Act Further Amendment Act, 1922.
No. 1866 of 1928	Mining (Prospecting for Oil) Act, 1928.
No. 1927 of 1929	Mining Act Amendment Act, 1929.

THE SECOND SCHEDULE.

587, 1893, Schedule B.

South [Royal Arms] Australia.

Miner's Right.

No. Date

Issued at the mining office for the district of to A.B., of [*residence and occupation*] under the provisions of the Mining Act, 1930.

To be in force until the day of , 19 .

Fee paid. C.D.,

Mining Registrar for the District of

THE THIRD SCHEDULE.

587, 1893, Schedule C.

South [Royal Arms] Australia.

Business Licence.

No. Date

Issued at the mining office for the district of to A.B., of [*residence and occupation*] under the provisions of the Mining Act, 1930.

To be in force until the day of , 19 .

Fee paid. C.D.,

Mining Registrar for the District of

THE FOURTH SCHEDULE.

587, 1893, Schedule D.

No. 1.

South [Royal Arms] Australia.

Mining Act, 1930.

To C.D., Esquire, warden.

A.B., of , complains of E.F., of , and says—

1. That, etc.

2. That, etc.

[*Set forth the subject-matter of complaint in paragraphs.*]

The complainant therefore prays [*set forth relief sought*], or such other or further relief as shall be just. The amount sought to be recovered, so far as the demand is pecuniary, is £

Dated the day of , 19 .

A.B.

No. 2.

South [Royal Arms] Australia.

Mining Act, 1930.

Plaint No.

To [*insert names of all the defendants*] of

You are hereby summoned to appear before me, or some other warden, at , on the day of 19 , at o'clock in the noon precisely, to answer the complaint of [*insert names, addresses, and occupations of all the complainants*], by which complaint he seeks [*here insert nature of complaint.*]

You may have a summons to compel the attendance of any witness, or for the production of any books or documents, by applying at my office.

Bring this summons with you when you come to my office.

Given under my hand, this day of , 19 .

C.D., Warden.

751, 1900, Second Schedule.

THE FIFTH SCHEDULE.

South [Royal Arms] Australia.

FORM OF LICENCE TO SEARCH FOR [*set out precious stones, mineral phosphates, or oil, as the case may be.*]

Pursuant to the Mining Act, 1930, I hereby grant to [*set out name in full, address, and occupation of the licensee*] licence and authority to search and mine the mineral lands, being [*describe land sufficiently to identify it*], containing [*set out area of land in square miles or acres*], for [*set out precious stones, mineral phosphates, or oil, as the case may be*], subject to the provisions of the said Act and the Mining Regulations for the time being in force, so far as the same are applicable. This licence is to remain in force for twelve calendar months from the date hereof, unless forfeited or determined in the meantime.

Dated the day of , 19 .

, Minister of Mines.

Fee, £ , paid.

1866, 1928, The Schedule.

THE SIXTH SCHEDULE.

South [Royal Arms] Australia.

Form of Permit to Prospect for Oil.

Pursuant to the Mining Act, 1930, I hereby grant to [*set out name in full, address, and occupation of the holder of the permit*], permission and authority to search and prospect the mineral lands being situated [*describe land sufficiently to identify it*], as shown in the plan herewith and containing [*set out area of land in square miles*], for mineral oil, subject to the provisions of the said Act and the Mining Regulations for the time being in force, so far as the same are applicable. This permit is to remain in force for two years from the date hereof, unless forfeited or determined in the meantime.

Dated the day of , 19 .

, Minister of Mines.

Fee, £ paid.

[*As reprinted pursuant to the Amendments Incorporation Act*, 1937.]

STAMP DUTIES ACT, 1923-1952.

BEING

STAMP DUTIES ACT, 1923, No. 1569 OF 1923 [ASSENTED TO 21ST NOVEMBER, 1923.]

AS AMENDED BY

STAMP DUTIES ACT, 1927, No. 1822 OF 1927 [ASSENTED TO 21ST DECEMBER, 1927.]

STAMP DUTIES AMENDMENT ACT, 1928, No. 1860 of 1928 [ASSENTED TO 17TH OCTOBER, 1928.]

LOTTERY AND GAMING ACT AMENDMENT ACT, 1928, No. 1877 OF 1928 [ASSENTED TO 1ST NOVEMBER, 1928.]

STATUTE LAW REVISION ACT, 1935, No. 2246 OF 1935 [ASSENTED TO 19TH DECEMBER, 1935.]

STAMP DUTIES ACT AMENDMENT ACT, 1936, No. 2312 OF 1936 [ASSENTED TO 19TH NOVEMBER, 1936.]

STAMP DUTIES ACT AMENDMENT ACT, 1937, No. 2359 OF 1937 [ASSENTED TO 19TH NOVEMBER, 1937.]

STAMP DUTIES ACT AMENDMENT ACT, 1938, No. 2387 OF 1938 [ASSENTED TO 25TH AUGUST, 1938.]

STAMP DUTIES ACT AMENDMENT ACT, 1941, No. 48 OF 1941 [ASSENTED TO 27TH NOVEMBER, 1941.]

STAMP DUTIES ACT AMENDMENT ACT, 1942, No. 22 OF 1942 [ASSENTED TO 12TH NOVEMBER, 1942.]

STAMP DUTIES ACT AMENDMENT ACT, 1944, No. 30 OF 1944 [ASSENTED TO 24TH DECEMBER, 1944.]

STAMP DUTIES ACT AMENDMENT ACT, 1945, No. 32 OF 1945 [ASSENTED TO 3RD JANUARY, 1946.]

STAMP DUTIES ACT AMENDMENT ACT, 1947, No. 41 OF 1947 [ASSENTED TO 11TH DECEMBER, 1947.]

STAMP DUTIES ACT AMENDMENT ACT, 1950, No. 16 OF 1950 [ASSENTED TO 2ND NOVEMBER, 1950.]

STAMP DUTIES ACT AMENDMENT ACT, 1952, No. 5 OF 1952 [ASSENTED TO 2ND OCTOBER, 1952.]

STATUTE LAW REVISION ACT, 1952, No. 42 of 1952 [ASSENTED TO 4TH DECEMBER, 1952.]

AND

STAMP DUTIES ACT AMENDMENT ACT (No. 2), 1952, No. 55 OF 1952 [ASSENTED TO 8TH JANUARY, 1953.]

An Act to consolidate certain Acts relating to stamp duties.

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 PROVISIONS.

Short title.

1. This Act may be cited as the "Stamp Duties Act, 1923-1952."

Arrangement of Act.

2. The provisions of this Act are arranged as follows:

PART I.—Preliminary Provisions:

PART II.—General Provisions with respect to Stamp Duties:

PART III.—Special Provisions with respect to certain Stamp Duties:

PART IV.—Special Provisions with respect to Amusements Duty:

PART V.—Miscellaneous Provisions.

Acts consolidated and repealed.

3. This Act is a consolidation of the Acts mentioned in the first schedule, and the said Acts are hereby repealed.

Interpretation. 372, 1886, s. 2.

4. In this Act, unless it is otherwise provided or there is something in the context repugnant thereto—

"Commissioner" means any person appointed Commissioner of Stamps under this Act:

Cf. U.K. 54 & 55 Vict. c. 38, s. 27. Cf. U.K. 54 & 55 Vict. c. 39, s. 122.

"die" includes any plate, type, tool, or implement whatever used under the direction of the Commissioner for denoting any duty, or the fact that any duty or penalty has been paid, or the fact that any instrument is duly stamped or is not chargeable with any duty, and also includes any part of any such plate, type, tool, or implement:

"duty" includes every duty chargeable under this Act:

Stamp Duties Act, 1927: This Act was proclaimed to commence on 24th December, 1927: *Gazette* 22nd December, 1927, p. 1609.

Stamp Duties Act Amendment Act (No. 2), 1952: Sections 4, 5 and 6 of this Act were proclaimed to commence on 22nd January, 1953: *Gazette* 22nd January, 1953, p. 72.

"executed" and "execution," with reference to instruments not under seal, mean signed and signature:

"forge" includes counterfeit:

"instrument" includes every written document:

"material" means any sort of material upon which words or figures can be expressed:

"money" includes all sums expressed in British, foreign, or colonial currency:

"stamp" means as well a stamp impressed by means of a die as an adhesive stamp:

"stamped" means impressed with a stamp by means of a die or having an adhesive stamp affixed:

"stock" means any share in the stocks or funds of any foreign or colonial State or Government, or in the capital stock or funded debt of any company, corporation, or society in South Australia, or of any foreign or colonial company, corporation, or society:

"write," "written," and "writing" include every mode in which words or figures can be expressed upon material.

Stamp duties to be charged. 789, 1902, s. 5 (part). Cf. U.K. 54 & 55 Vict. c. 39, s. 1.

5. (1) Subject to the exemptions contained in the second schedule, there shall be charged, for the use of His Majesty, the several stamp duties specified in the said schedule upon and for the several instruments therein set forth, and also such other duties as are specified in the said schedule.

Stamp duty to be recoverable as a debt. 1216, 1915, s. 15.

(2) The duty chargeable upon any such instrument shall be a debt due to His Majesty from every party who executes such instrument, and shall be recoverable in the name of the Commissioner on behalf of His Majesty from any such party or parties in any court of competent jurisdiction.

372, 1886, s. 16.

(3) It shall not be necessary to stamp any instrument executed before the sixth day of December, eighteen hundred and eighty-six.

Power to appoint officers. 372, 1886, s. 4. 789, 1902, s. 38 (part).

6. (1) The Governor may appoint a Commissioner of Stamps, a Deputy Commissioner of Stamps, and any other necessary officers for carrying this Act into effect.

s. 5. (3) SMITH AND OTHERS v. SCAMMELL (1892) 25 S.A.L.R. 95; affirming SMITH AND OTHERS v. SCAMMELL (1890-91) 24 S.A.L.R. 110. Where the signatories to a deed between several parties executed the deed, some before and others after the date mentioned in subsection (3) of section 5, held that the deed was executed after the said date.

(2) Such Commissioner, such Deputy Commissioner, and every such other officer shall give such security for the due discharge of his duties under this Act as the Governor may direct.

(3) The said Commissioner may sue and be sued by the name of the "Commissioner of Stamps."

(4) The said Deputy Commissioner shall have and exercise all the powers and duties of the said Commissioner.

Distributors of stamps.
372, 1886, s. 5.
Cf. U.K. 54 & 55 Vict. c. 38, ss. 3, 9

7. (1) The Governor may appoint any person a distributor of stamps.

(2) Any such distributor may be remunerated by a commission upon the value of stamps purchased for disposal by him, or by salary, or by any other allowance, and upon the sale of stamps to any such distributor such discount may be allowed as may be authorized by regulations made under this Act.

Inserted by 5, 1952, s. 3.

(3) A bank paying duty to the Treasurer in respect of cheque forms issued pursuant to section 48a of this Act may be allowed commission at the rate authorized by regulations made under this Act, as if—

(*a*) the bank had been duly appointed a distributor of stamps:

(*b*) the amount of the duty so paid were money paid by the bank for the purchase of stamps.

Inserted by 5, 1952, s. 3.

(4) Subsection (3) of this section shall be deemed to have come into operation on the second day of November, nineteen hundred and fifty, and the Treasurer may, out of the general revenue and without any further appropriation than this section, pay to any bank the commission allowed under subsection (3) of this section, in respect of all duty paid to the Treasurer as mentioned in subsection (3) of this section after the said day.

Stamps to be provided.
372, 1886, s. 6.

8. The Treasurer shall, for denoting the several duties chargeable under this Act, provide such stamps or dies as may be required for the purposes of this Act, and may do any other act which may be necessary for effectually collecting the said duties.

PART II.

GENERAL PROVISIONS WITH RESPECT TO STAMP DUTIES.

9. All duties chargeable upon any instrument shall be paid and denoted according to the provisions of this Act.

How stamp duties to be denoted.
789, 1902, s. 5 (part).

10. Except where express provision is made to the contrary, all duties shall be denoted by impressed stamps only; and where it is provided that any duty may be denoted by an adhesive stamp, such duty may be denoted by an impressed stamp or by an adhesive stamp.

Duty, how denoted.
372, 1886, s. 24.
Cf. U.K. 54 & 55 Vict. c. 39, s. 2.

11. (1) Any stamp which, by any word or words on the face of it, is appropriated to any particular description of instrument, shall not be used for any instrument of another description.

Appropriate stamps to be used.
372, 1886, s. 10.
Cf. U.K. 54 & 55 Vict. c. 39, s. 10.

(2) Any instrument falling under the particular description to which any stamp is so appropriated as aforesaid shall not be deemed duly stamped unless it is stamped with the stamp so appropriated.

(3) No instrument shall be deemed duly stamped with an adhesive stamp unless the words "Duty stamp" are printed on and form part of such stamp.

789, 1902, s. 39.

12. (1) Any instrument, the duty upon which is required or permitted by this Act to be denoted by an adhesive stamp, shall not be deemed duly stamped with an adhesive stamp unless—

Adhesive stamps to be cancelled.
789, 1902, s. 38 (part).
U.K. 54 & 55 Vict. c. 39, s. 8.

(*a*) the person required by this Act to cancel the adhesive stamp cancels the same by writing on or across the stamp his name or initials, or the name or initials of his firm, together with the true date of his so writing, or otherwise effectually cancels the stamp and renders the same incapable of being used for any other instrument; or

(*b*) it is otherwise proved that the stamp appearing on the instrument was affixed thereto at the proper time.

(2) When two or more adhesive stamps are used to denote the duty upon an instrument, each stamp shall be cancelled in the manner aforesaid.

(3) Every person who, being required by this Act to cancel an adhesive stamp, neglects or refuses duly and effectually to do so in the manner aforesaid, shall be liable to a penalty not exceeding ten pounds.

How instruments to be stamped.
372, 1886, s. 7.
Cf. U.K. 54 & 55 Vict. c. 39, s. 3.

13. (1) Every instrument written upon stamped material shall be written in such manner, and every instrument partly or wholly written before being stamped shall be so stamped, that the stamp may appear on the face of the instrument and cannot be used for or applied to any other instrument written upon the same piece of material.

(2) If more than one instrument is written upon the same piece of material, each one of such instruments shall be separately and distinctly stamped with the duty with which it is chargeable.

Instruments to be separately charged.
372, 1886, s. 8.
U.K. 54 & 55 Vict. c. 39, s. 4

14. Except where express provision is made to the contrary—

I. Any instrument containing or relating to several distinct matters shall be separately and distinctly charged with duty in respect of each of such matters, as if the portion of such instrument containing or relating to each such matter were a separate instrument:

II. Any instrument made for any consideration in respect whereof it is chargeable with *ad valorem* duty, and also for any further or other valuable consideration, shall, in addition to being charged with such *ad valorem* duty, be charged with duty in respect of such last-mentioned consideration, as if it were an instrument made for such consideration only.

Duty to be calculated on value in Australian money.
372, 1886, s. 12.
Cf. U.K. 54 & 55 Vict. c. 39, s. 6.
Amended by 48, 1941, s. 2

15. Where any instrument is chargeable with *ad valorem* duty in respect of any money in any currency other than Australian currency, such duty shall be calculated on the value of such money in Australian currency according to the current rate of exchange on the day of the date of such instrument.

Ascertainment of value of property subject to powers, etc.
Cf. N.S.W. 13, 1931, s. 7 (*a*).
Inserted by 48, 1941, s. 3.

15a. In any case in which it is necessary to ascertain the value of any property for the purpose of assessing *ad valorem* duty on any instrument executed after the passing of the Stamp Duties Act Amendment Act, 1941, the existence of any over-riding power of revocation or re-conveyance in that or any other instrument may be disregarded in determining the value of such property.

Duty in force when instrument produced for stamping to apply.
1216, 1915, s. 10.

16. The duty chargeable upon any instrument shall be calculated according to the rates in force at the time when such instrument is produced to the Commissioner for the purpose of being stamped.

Duplicates and counterparts.
372, 1886, s. 9.
Cf. U.K. 54 & 55 Vict. c. 39, s. 72.

17. The duplicate or counterpart of any instrument chargeable with duty (including the counterpart of a lease, whether executed by the lessor or not) may be impressed with a particular stamp denoting that the instrument of which it is the duplicate or counterpart has been duly stamped; but unless such duplicate or counterpart is so impressed, it shall be chargeable with duty as an original.

Duty on other instruments.
372, 1886, s. 14.
U.K. 54 & 55 Vict. c. 39, s. 11.

18. Where the duty with which any instrument is chargeable depends in any manner upon the duty paid upon another instrument, the payment of such last-mentioned duty may, on production of both the instruments, be denoted in such manner as the Commissioner thinks fit upon the first-mentioned instrument.

All facts to be truly set forth.
372, 1886, s. 11.
1216, 1915, s. 4.
Cf. U.K. 54 & 55 Vict. c. 39. s. 5.

19. (1) All the facts and circumstances affecting the liability of any instrument to duty, or the amount of the duty with which any instrument is chargeable, shall be fully and truly set forth in the instrument.

(2) Every person who, with intent to defraud His Majesty (and the suppression of any such fact or circumstance shall be *prima facie* evidence of such intent)—

(*a*) executes any instrument in which all the said facts and circumstances are not fully and truly set forth; or

(*b*) being employed or concerned in or about the preparation of any instrument, neglects or omits fully and truly to set forth therein all the said facts and circumstances,

shall be liable to a penalty of not less than fifty pounds and not exceeding five hundred pounds.

Penalty for not duly stamping.
372, 1886, s. 15.
789, 1902, s. 40.
Cf. U.K. 54 & 55 Vict. c. 39, s. 15.

20. (1) Except where express provision is made to the contrary, any unstamped or insufficiently stamped instrument may be stamped after the execution thereof on payment of the unpaid duty and a penalty of ten pounds, and on payment also, by way of further penalty when the unpaid

s. 19. SMEATON v. THE MUTUAL LIFE ASSOCIATION OF AUSTRALASIA (1904) S.A.L.R. 147; 11 Austn. Digest 890. Section 19 does not affect the provisions of section 24 of the Life Assurance Companies Act, 1936, and does not make it necessary to indorse on a transfer by way of security of a policy of life insurance, a statement that the transfer is for securing the repayment of money.

duty exceeds ten pounds of interest on the unpaid duty at the rate of ten pounds per centum per annum from the day on which such instrument was first executed up to the time when such interest is equal in amount to the unpaid duty, or up to the time when such instrument is stamped under the authority of this section, whichever is the earlier time: Provided that—

I. any instrument may be stamped without penalty within one month after the execution thereof:

II. any unstamped instrument executed out of South Australia may be stamped without penalty at any time within two months after it is first received in South Australia:

Subdiv. III. repealed by S.L.R. Act, 1935.

* * * * * * * * * * * '

(2) The payment of any such penalty and interest shall be denoted on the instrument by a particular stamp.

(3) The Commissioner may, at any time after the execution of any instrument, remit any penalty or any part thereof incurred in respect of such instrument.

Admissibility of unstamped instruments in evidence.
372, 1886, s. 17.
Cf. U.K. 54 & 55 Vict. c. 39, s. 14.
Cf. U.K. 23 & 24 Geo. 5 c. 19, s. 42.

21. (1) Upon the production of any instrument chargeable with duty as evidence in any civil proceedings in any part of South Australia, the officer whose duty it is to read the instrument shall call the attention of the presiding judge, special magistrate, or justices to any omission or insufficiency of the stamp thereon.

(2) If the instrument is one which may legally be stamped after the execution thereof it may, on payment to the said officer of the amount of the unpaid duty and of the penalty payable under this Act on stamping the same as aforesaid and of a further sum of one pound, be received in evidence, saving all just exceptions or other grounds.

(3) The officer receiving the said duty and penalty shall—

(*a*) give a receipt for the same;

(*b*) make an entry in a book kept for that purpose of the payment and of the amount thereof;

(*c*) communicate to the Commissioner the name or title of the cause or proceeding in which, and of the party from whom, he received the said duty and penalty, and the date and description of the instrument; and

(*d*) pay over to the Commissioner the money received by him in payment of the said duty and penalty.

(4) Upon production to the Commissioner of any instrument in respect of which any duty and penalty has been paid as aforesaid, together with the receipt of the said officer, the payment of such duty and penalty shall be denoted on such instrument accordingly.

Except as aforesaid no unstamped instrument to be received in evidence.
372, 1886, s. 18.
Cf. U.K. 32 & 33 Vict. c. 49, s. 5.
Cf. U.K. 54 & 55 Vict. c. 39, s. 14 (4).

22. Except as provided by section 21, no instrument chargeable with duty executed in any part of South Australia or relating, wheresoever executed, to any property situated, or to any matter or thing done or to be done, in any part of South Australia, shall, except in criminal proceedings, be pleaded or given in evidence or admitted to be good, useful, or available at law or in equity unless duty stamped.

Assessment of duty.
372, 1886, s. 19.
Cf. U.K. 54 & 55 Vict. c. 39, s. 12.

23. (1) Subject to any regulations made under this Act, the Commissioner may be required by any person to express his opinion with reference to any executed instrument upon the following questions—

I. Whether it is chargeable with any duty:

II. With what amount of duty it is chargeable.

(2) If the Commissioner is of opinion that such instrument is not chargeable with any duty, such instrument may be stamped with a particular stamp denoting that it is not chargeable with any duty.

(3) If the Commissioner is of opinion that such instrument is chargeable with duty, he shall assess the duty with which it is, in his opinion, chargeable, and when the instrument is duly stamped in accordance with the assessment of the Commissioner, it may also be stamped with a particular stamp denoting that it is duly stamped.

(4) Every instrument stamped with the particular stamp denoting either that it is not chargeable with any duty or that it is duly stamped shall be admissible in evidence and shall be available for all purposes, notwithstanding any objection relating to duty.

(5) Notwithstanding anything contained in this section—

(*a*) any instrument upon which the duty has been assessed by the Commissioner shall not, if it is unstamped or insufficiently stamped, be stamped otherwise than in accordance with the assessment of the Commissioner:

(*b*) the stamping after the execution thereof of any instrument prohibited by this Act from being so stamped shall not be lawful.

Appeal from assessment. 372, 1886, s. 20. Cf. U.K. 54 & 55 Vict. c. 39, s. 13.

24. (1) Any person who is dissatisfied with the assessment of the Commissioner may, on payment of duty in accordance therewith—

(*a*) within fourteen days after the date of the Commissioner's assessment forward to the Treasurer a statement of the grounds of his objection to the assessment; or

(*b*) within twenty-one days after the date of the Commissioner's assessment, appeal to the Supreme Court.

(2) If such person forwards to the Treasurer a statement of the grounds of his objection to the Commissioner's assessment, the Treasurer may confirm or modify such assessment. If such assessment is not confirmed, the amount of the duty to be ultimately retained shall be that fixed by the Treasurer, and the difference shall be refunded to the person forwarding the statement.

(3) If, upon the confirmation or modification by the Treasurer of the Commissioner's assessment, such person is still dissatisfied, he may, within twenty-one days after the Treasurer's decision is communicated to him, appeal to the Supreme Court.

(4) For the purpose of any appeal to the Supreme Court under this section, the appellant may require the Commissioner to state and sign a case setting forth the question upon which his opinion was required and the assessment made by him.

(5) The Commissioner shall thereupon state and sign a case accordingly and deliver the same to the appellant, and upon his application such case may be set down for hearing in the Supreme Court.

(6) Upon the hearing of such case (at least seven days' notice of which shall be given to the Commissioner) the Court shall determine the question submitted, and assess the duty, if any, chargeable under this Act.

s. 24. O'HARA v. COMMISSIONER OF STAMPS (1912) S.A.L.R. 116. Where a case is stated by the Commissioner and filed by the appellant, the court has no power to amend the case without the Commissioner's consent.

(7) If it is decided by the Court that the assessment of the Commissioner is erroneous, any excess of duty which may have been paid in accordance with such erroneous assessment, together with any penalty which may have been paid in consequence thereof, shall be ordered by the Court to be repaid by the Commissioner to the appellant, together with the costs incurred by him in relation to the appeal.

(8) If the assessment of the Commissioner is confirmed by the Court, the costs incurred by the Commissioner in relation to the appeal shall be ordered by the Court to be paid by the appellant to the Commissioner.

(9) For the purposes of this section the Supreme Court may consist of one Judge only.

Abstract of instrument to be furnished. 372, 1886, s. 21. Cf. U.K. 54 & 55 Vict. c. 39, s. 12. (2).

25. In any case where the Commissioner is required to express his opinion with reference to any instrument, the Commissioner may require to be furnished with an abstract of the instrument, and also such evidence as he deems necessary in order to show whether every fact and circumstance affecting the liability of the instrument to duty, or the amount of the duty with which the instrument is chargeable, has been fully and truly set forth, and the Commissioner may refuse to express any opinion with reference to the instrument until such abstract and evidence has been furnished accordingly.

Records open to inspection. 372, 1886, s. 22. Cf. U.K. 54 & 55 Vict. c. 39, s. 16.

26. All public officers having in their custody any rolls, books, records, papers, documents, or proceedings, the inspection of which may tend to secure any duty, or to the proof or discovery of any fraud or omission in relation to any duty, shall at all reasonable times permit any person thereunto authorized by the Commissioner to inspect all such rolls, books, records, papers, documents, and proceedings, and to take such notes and extracts as such person deems necessary without fee or reward.

No instrument to be enrolled or registered unless stamped. 372, 1886, s. 23. Cf. U.K. 54 & 55 Vict. c. 39, s. 17. **Amended by 48, 1941, s. 4.**

27. No person whose office it is to enrol, register, or enter in or upon any rolls, books, or records any instrument chargeable with any duty, or the memorial of any instrument chargeable with any duty, shall enrol, register, or enter any such instrument or memorial, unless the instrument is duly stamped.

Power of Commissioner to make certain inquiries. **Inserted by 1822, 1927, s. 4.**

27a. (1) In any case in which the amount of stamp duty chargeable on any instrument depends upon the value of any property thereby conveyed or transferred, or upon the amount of the consideration paid or given therefor, and in

any other case in which it may be necessary to ascertain any facts in order to determine the amount of stamp duty chargeable upon any instrument, the Commissioner may require the instrument to be submitted for his opinion pursuant to section 23 and may, before assessing the duty with which the instrument is chargeable, hold an inquiry for the purpose of ascertaining the true amount of such consideration, or such other facts as aforesaid.

Amended by 2359, 1937, s. 3,

(2) For the purpose of any such inquiry the Commissioner may require any person to make and produce to him a statutory declaration setting forth any facts relevant to the matter being inquired into, so far as they are known to such person, or may hear, receive, and examine evidence upon oath (which oath such Commissioner is hereby empowered to administer), and by summons under his hand, may require all such persons as he may think fit to appear personally before him, at a time and place to be fixed in and by such summons, and to produce to him all such books, papers, and documents as may be relevant to such inquiry.

The statement of every person so examined shall be taken down in writing and signed by him in the presence of the Commissioner.

(3) Any person who, without just excuse, neglects or refuses to make any such declaration, or to comply with the tenor of any such summons, or who, having appeared before the Commissioner, refuses, without just excuse, to be examined on oath concerning the subject-matter of the inquiry, or to take such oath, or, having taken such oath, to answer such questions concerning the said subject-matter as shall be put to him, shall be guilty of an offence. Penalty—one hundred pounds.

Power of Commissioner to retain unstamped instrument till penalty paid.
Inserted by 1822, 1927, s. 4.

27b. When any instrument chargeable with stamp duty, and which is unstamped or insufficiently stamped, has come into the possession of the Commissioner, he shall retain possession of such instrument until the amount of stamp duty due thereon, together with any penalty and costs imposed in respect of the making of such unstamped instrument, have been paid.

PART III. PART III.

SPECIAL PROVISIONS WITH RESPECT TO CERTAIN STAMP DUTIES.

Affidavits and Declarations.

28. The duty upon an affidavit or declaration may be denoted by an adhesive stamp, which shall be cancelled by the person making such affidavit or declaration.

Duty on affidavits and declarations may be denoted by adhesive stamps.
789, 1902, s. 6.

Agreements.

29. The duty upon an agreement not under seal may be denoted by an adhesive stamp, which shall be cancelled by one of the parties executing the agreement.

Adhesive stamp may be used for agreement not under seal.
789, 1902, s. 7.
Cf. U.K. 54 & 55 Vict. c. 39, s. 22.

30. In any case where an agreement is constituted by two or more letters, such agreement and all such letters shall be deemed to be duly stamped if any one of such letters is duly stamped with the duty payable upon and for such agreement.

When agreement comprised of several letters.
789, 1902, Second Schedule, Note.

31. (1) Any contract or agreement in writing for the sale of any estate or interest in any property whatsoever (including goods, wares, and merchandise not being goods, wares, and merchandise agreed to be sold in the ordinary course of trade by a party whose principal business is the sale of such goods, wares, and merchandise), except—

Certain contracts to be chargeable as conveyances on sale.
1216, 1915, s. 20.
Amended by 1822, 1927, s. 5 (a).

(*a*) property which cannot vest in the purchaser except upon registration of a conveyance; or

Cf. U.K. 54 & 55 Vict. c. 39, s. 59.

* * * * * * * * * * *

Para. (b) repealed by 1822, 1927, s. 5 (b).

(*c*) stock or marketable securities, or shares in the stock, funds, or capital of any corporation, company, or society,

shall be charged with the same *ad valorem* duty as if it were an actual conveyance on sale of the estate or interest contracted or agreed to be sold.

(1a) If any contract or agreement in writing is made whereby any person agrees to hire any goods, wares or merchandise and the contract or agreement provides that such person may buy the goods, wares or merchandise or that

Inserted by 48, 1941, s. 5 (a).

the property in the goods, wares or merchandise will or may pass to such person, the contract or agreement shall, unless the goods, wares or merchandise is agreed to be hired as aforesaid in the ordinary course of trade by a party whose principal business is the sale or hiring as aforesaid of such goods, wares or merchandise, be charged with the same *ad valorem* duty as if it were an actual conveyance on sale of the goods, wares or merchandise.

Amended by 48, 1941, s. 5 (b).

(2) Where duty has been duly paid in accordance with the provisions of subsection (1) or (1a) hereof on any such contract or agreement as mentioned in such subsection, any conveyance made to the purchaser in pursuance of such contract or agreement shall not be chargeable with any duty; and the Commissioner, upon application and upon the production of such contract or agreement duly stamped, shall stamp such conveyance with a particular stamp denoting that it is duly stamped.

(3) For the purposes of this section a receipt for the payment, in puruance of any contract or agreement, of any purchase-money shall, in the absence of any further or other instrument being or evidencing such contract or agreement, be charged with *ad valorem* duty as hereinbefore provided.

Amended by 48, 1941, s. 5 (b).

(4) If any such contract or agreement as mentioned in subsection (1) or (1a) hereof is afterwards rescinded or annulled, or for any other reason is not substantially performed or carried into effect so as to operate as, or to be followed by, a conveyance, the person who paid the *ad valorem* duty upon such contract or agreement shall be deemed to be possessed, in respect of such contract or agreement, of stamped material rendered useless by being inadvertently spoiled, within the meaning of section 106, and the provisions of that section shall apply accordingly.

Duty on agreements for "walk in walk out" sales. Inserted by 2387, 1938, s. 3.

31a. Notwithstanding section 31 of this Act if—

(*a*) a contract or agreement in writing provides for the sale as a going concern of a pastoral holding, farm, orchard or other land used wholly or mainly for primary production, together with stock, implements and other chattels held or used in connection therewith; and

(*b*) the contract or agreement sets out separately the consideration payable for the land and the consideration payable for stock, implements or other chattels; and

(*c*) the Commissioner certifies in writing on the contract or agreement that he is of opinion that the consideration specified as being payable for the land represents the value of that land,

then the contract or agreement in writing shall be chargeable with stamp duty as if it related solely to the land mentioned therein and not to the stock, implements and other chattels.

Annual Licences.

32. In this Act— Definitions. 789, 1902, s. 8. 1216, 1915, s. 6 (1).

"firm of persons" includes any association of underwriters carrying on marine assurance or insurance business through a managing underwriter solely:

"company" includes corporation and society, whether corporate or unincorporate:

"policy" means and includes as well any policy as any instrument in the nature of a policy, an open policy, an insurance cover, or any instrument in any manner covering any assurance or insurance:

"assurance or insurance business" means and includes—

(*a*) the granting or issuing of any life, personal accident, fire, fidelity, guarantee, livestock, plate glass, marine or other assurance or insurance policies;

(*b*) the acceptance, either directly or indirectly, of any premium, renewal premium, or consideration for or in respect of the granting or issuing or keeping alive or in force of any life, personal accident, fire, fidelity, guarantee, live stock, plate glass, marine or other policy, whether issued before or after the passing of this Act;

(*c*) the receiving of any letter or declaration of interest attaching to any life, personal accident, fire, marine or other policy issued in South Australia or elsewhere at any time, whether before or after the passing of this Act; or

(*d*) the carrying out by means of assurance or insurance effected out of South Australia of any written, verbal, or implied contract or undertaking to effect assurance or insurance.

Yearly licences required by companies and persons carrying on insurance business.
789, 1902, s. 9.
1216, 1915, s. 6 (2).

33. (1) Every company, person, or firm of persons which carries on or desires to carry on in South Australia any life, personal accident, fire, fidelity, guarantee, live stock, plate glass, marine or other assurance or insurance business whatever, and whether the head office or principal place of business of such company, person, or firm of persons is in South Australia or elsewhere, shall take out an annual licence every year in the form in the third schedule hereto.

(2) The Commissioner is hereby authorized to issue such licence on the payment to him of the duty specified in the second schedule hereto.

789, 1902, s. 23 (part).

(3) The duty payable in respect of any annual licence shall be denoted by impressed stamps.

Time of issue and duration of licences.
789, 1902, s. 10.

34. An annual licence shall be issuable on the first day of January in every year: Provided that the first licence issued to any company, person, or firm of persons may be issued at any time during the year, but shall continue in force for the remaining part of such year only, and the duty payable in such case shall be a proportionate part of the duty chargeable on an annual licence, except where, in the opinion of the Commissioner, the licence should have been previously obtained, when the full amount of duty shall be payable thereon.

Application for licence.
789, 1902, ss. 13, 14, 15.

35. (1) Any company, person, or firm of persons requiring an annual licence shall make a written application to the Commissioner, stating therein—

(*a*) the nature and exact amount of all the assurance or insurance business transacted by such company, person, or firm of persons, and all the branches and agencies thereof in South Australia;

(*b*) the exact amount of all gross premiums of any kind whatsoever received or in any manner credited or charged in account by such company, person, or firm of persons during the twelve months preceding the year or part thereof for which the licence is required;

(*c*) the exact amount of all commissions or discounts actually paid or allowed;

(*d*) the exact amount actually paid away by way of re-insurance effected in South Australia with any other such company, person, or firm of persons; and

(*e*) the net amount of premiums in respect of which duty is chargeable.

(2) The truth of the statements contained in any such application shall be verified by a statutory declaration made—

I. as to any company—by the public officer appointed under the Taxation Act, 1927, or by the chairman and the secretary, actuary, or other principal officer thereof: Amended by S.L.R. Act, 1935.

II. as to any person—by such person:

III. as to any firm of persons—by any member of such firm and the principal accountant of such firm.

(3) In case the information contained in any such application is not, in the opinion of the Commissioner, sufficiently explicit to enable him to determine what amount of duty is payable, he may require further information, which shall be verified and declared in the same manner as the statements contained in the original application.

(4) Every person who, with intent to defraud His Majesty—

(*a*) executes any such application or any instrument furnishing such further information, in which all the requisite facts and circumstances are not fully and truly set forth; or

(*b*) being employed or concerned in or about the preparation of any such application or instrument, neglects to set forth fully and truly therein all the said facts and circumstances,

shall be liable to a penalty of ten pounds.

36. If the amount of premium payable or chargeable or paid or chargeable in account in respect of any letters or declarations of interest in or attaching to any life, fire, or marine policy, or assurance or insurance cover, or any open policy, is not stated therein, the amount of premium in respect of which duty is payable shall be estimated and determined by the Commissioner. Duty where premium not stated in policy. 789, 1902, s. 16.

s. 35. (2) The Taxation Act, 1927, so far as it relates to income tax, has been repealed and superseded by the Income Tax Assessment Act, 1936, and so far as it relates to land tax, has been repealed and superseded by the Land Tax Act, 1936.

Power to summon and examine witnesses for purpose of determining duty payable on annual licence.
789, 1902, ss. 17, 18.

37. (1) The Commissioner may, in order to determine the duty payable on any annual licence, summon any person, and require and compel such person to produce any books, papers, deeds, documents, or writings in his possession or control; and the Commissioner may examine any such person on oath touching or concerning any statement made in any written application.

(2) If any person so summoned—

(*a*) does not appear in accordance with the summons; or

(*b*) appearing, refuses to be sworn, or fails or neglects to produce any such books, papers, deeds, documents, or writings,

such person shall be liable to a penalty of twenty pounds.

Questions to be settled by Commissioner, subject to appeal.
789, 1902, s. 19.

38. If any question arises as to the liability of any company, person, or firm of persons to take out an annual licence, or as to the amount of duty payable in respect of any annual licence, the Commissioner may be required to express his opinion with reference thereto, and the decision of the Commissioner shall be final: Provided that, in the case of a decision of the Commissioner as to the amount of duty payable in respect of any annual licence, there shall be an appeal against such decision in the manner provided by section 24 for appeal against an assessment of the Commissioner, and for the purposes of such appeal all the provisions of that section shall, *mutatis mutandis,* apply to an appeal under this section.

Effect of annual licences.
789, 1902, s. 20.

39. An annual licence shall, subject to the provisions of any Act in force for the time being relating to assurance or insurance, be deemed to authorize the lawful business of any company, person, or firm of persons named therein to be carried on in South Australia and by all branches and agencies thereof in South Australia, and for one or more kinds of the assurance or insurance business mentioned in such licence.

Registrar of Companies not to issue certificate until duty paid.
789, 1902, s. 21.

40. (1) It shall not be lawful for the Registrar of Companies to take any steps towards registering or obtaining the incorporation of any company required to take out an annual licence under this Act until the full amount of duty payable in respect of such licence has been paid.

(2) The production of the licence issued by the Commissioner shall be evidence of the payment of the full amount

of the duty payable in respect of the licence required to be taken out by the company specified in such licence.

Carrying on insurance business without licence. 789, 1902, ss. 22, 23.

41. (1) If any company, person, or firm of persons hereby required to take out an annual licence—

(*a*) carries on in South Australia any assurance or insurance business whatever without having taken out such annual licence; or

(*b*) neglects for two months after the expiration of the annual licence to take out another annual licence,

such company, person, or firm of persons shall be liable to a penalty not exceeding fifty pounds for every month or part of a month during which such annual licence is not taken out.

(2) All contracts of marine assurance or insurance effected by any company, person, or firm of persons not duly licensed under this Act shall be absolutely null and void, unless any such contract is made with any company, person, or firm of persons publicly holding out itself, himself, or themselves at any place in South Australia as being licensed under this Act.

(3) The payment by any company, person, or firm of persons of the duty in respect of any annual licence taken out by such company, person, or firm of persons shall be notified in the *Government Gazette,* and such notification shall be sufficient evidence of the company, person, or firm of persons specified in the notification being duly licensed under this Act.

Refund of overpaid duty. 789, 1902, s. 24.

42. If, after any duy has been paid with respect to any annual licence, it is found within three months after the payment of such duty that too much duty has been paid, the Commissioner shall, on being satisfied that such overpayment has been made, and without further or other authority than this Act, refund the amount thereof to the company, person, or firm of persons by which the overpayment was made, or to any person acting in its, his, or their behalf.

Bank Notes.

Interpretation. 372, 1886, s. 27.

43. In this Act—

"bank" means any corporation, society, partnership, or person carrying on the business of banking in South Australia:

"bank note" means any bill of exchange or promissory note issued by any bank for payment of money on

demand, or purporting or intended to entitle the owner or holder thereof, without indorsement, or without any further or other indorsement than may be thereon at the time of the issue thereof, to payment of money on demand, whether the same is so expressed or not, or in whatever form or by whomsoever such bill or note is drawn or made.

Duty to be paid by banks. 789, 1902, s. 25.

44. There shall be paid quarterly to the Commissioner by every bank the duty specified in that behalf in the second schedule on the average amount of bank notes issued by such bank stated to be in circulation by the quarterly returns made by such bank pursuant to the Banking Companies Act.

Payment to be made quarterly. 372, 1886, s. 29.

45. The above-mentioned duty shall become due and payable by quarterly payments on the fourth day of February, the fourth day of May, the fourth day of August, and the fourth day of November in each year, and each quarterly payment by each bank shall be computed upon the amount of notes shown to be in circulation by the returns of such bank for the last preceding quarter prepared in accordance with the provisions of the Banking Companies Act.

Power to compound duty on bank notes. **Inserted by 22, 1942, s. 2.**

45a. If any duty is payable by any bank as provided by section 44 in respect of any bank notes issued by that bank, the Treasurer may, in payment of all future duty payable by the bank upon those bank notes, accept payment from the bank of a sum of money which if invested at interest at the rate of four per centum per annum would bear interest annually of an amount equal to the amount of duty which would otherwise be payable annually in respect of the bank notes. Upon payment to the Treasurer as aforesaid, the liability to pay any further duty upon those bank notes shall be determined.

Bills of Exchange, Promissory Notes, Coupons, and Interest Warrants.

Interpretation. 372, 1886, s. 30. Cf. U.K. 54 & 55 Vict. c. 39, s 32.

46. In this Act—

"bill of exchange" means and includes—

(*a*) any bill of exchange, draft, order, cheque, and letter of credit, and any document or writing (except a bank note) entitling or purporting to

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ss. 44 and 45. The Banking Companies Act was repealed and superseded by the Banking Companies Act, 1935, and the latter Act was repealed by the Banking Companies Act Repeal Act, 1946.

s. 46. In the matter of an appeal of the FEDERAL BANK OF AUSTRALIA LIMITED from the assessment of the COMMISSIONER OF STAMPS (1889) 23 S.A.L.R. 43. Held that a certain fixed deposit receipt was not a "promissory note."

entitle any person, whether named therein or not, to payment by any other person of, or to draw upon any other person for, any sum of money therein mentioned;

(*b*) any order for the payment of any sum of money by a bill of exchange or promissory note, or for the delivery of any bill of exchange or promissory note in satisfaction of any sum of money, or for the payment of any sum of money out of any particular fund which may or may not be available, or upon any condition or contingency which may or may not be performed or happen; and

(*c*) any order for the payment of any sum of money at any stated period, and also any order for the payment of any sum of money by any person at any time after the date thereof sent or delivered by the person making the same to the person by whom the payment is to be made, or to any person on his behalf.

"promissory note" means and includes— Cf. U.K. 54 & 55 Vict. c. 39, s. 83.

(*a*) any document or writing (except a bank note) containing or importing a promise to pay any sum of money; and

(*b*) any note promising the payment of any sum of money out of any particular fund which may or may not be available, or upon any condition or contingency which may or may not be performed or happen.

47. The duty on a bill of exchange (including draft payable on demand), promissory note, coupon, or interest warrant may be denoted by an adhesive stamp: Provided that in the case of a bill of exchange or promissory note drawn or made out of South Australia, the duty shall be denoted by an adhesive stamp only. Duty on bills, notes, etc., how denoted. 372, 1886, s. 31 (part), s. 32(1). 1244, 1916, s. 26 (1). 789, 1902, s. 27. Cf. U.K. 54 & 55 Vict. c. 39, s. 34 (part).

47a. Where a bill of exchange, cheque or order payable on demand or a coupon or interest warrant has thereon an impressed stamp denoting a duty of one penny halfpenny, any additional duty becoming payable on such bill, cheque, order, coupon or warrant pursuant to the amendments made by the Stamp Duties Act Amendment Act, 1952, shall be denoted by an adhesive or impressed stamp. Additional duty on cheques with impressed stamps. Inserted by 55, 1952, s. 4.

PART III.

When bills, notes, etc., to be stamped.

372, 1886, s. 31 (part). 1244, 1916, s. 26 (part). Cf. U.K. 54 & 55 Vict. c. 39, s. 34 (part). Cf. U.K. 23 & 24 Geo. 5, c. 19, s. 42.

48. (1) The adhesive stamp denoting the duty upon any bill of exchange, promissory note, coupon, or interest warrant shall be cancelled by the person by whom the bill of exchange, promissory note, coupon, or interest warrant is drawn, made, or issued, before he delivers it out of his hands, custody, or power.

789, 1902, s. 27 (part).

(2) In the case of a draft payable on demand the stamp may be affixed and cancelled by the maker or holder thereof.

372, 1886, s. 34 (2), (3).

Amended by S.L.R. Act, 1935.

(3) If any bill of exchange for the payment of money on demand, or any coupon or interest warrant, chargeable only with the duty of two pence or less, is presented for payment unstamped or insufficiently stamped, the person to whom it is so presented may affix thereto a proper adhesive stamp, and may cancel the same as if he had been the drawer of such bill or the issuer of such coupon or interest warrant, and may, upon so doing, pay the sum mentioned in the said bill, coupon or interest warrant, and charge the duty, or part thereof, as the case may be, in account against the person by whom the bill was drawn, or the coupon or interest warrant was issued, or deduct such duty or part thereof from the said sum, and such bill, coupon, or interest warrant shall, so far as respects the duty, be deemed good and valid: Provided that nothing in this subsection shall relieve any person from any penalty he may have incurred in relation to such bill, coupon, or interest warrant.

837, 1903, s. 3.

(4) If any bill of exchange or promissory note, other than a bill of exchange or promissory note payable on demand, has not been stamped, or has been insufficiently stamped, the holder may, within fourteen days from the date thereof, by paying the duty or the deficiency to the Commissioner, have such bill of exchange or promissory note duly stamped.

372, 1886, s. 32 (part). 1244, 1916, s. 26 (1) (part). Cf. U.K. 54 & 55 Vict. c. 39, s. 35.

(5) Every holder of any unstamped bill of exchange, promissory note, coupon, or interest warrant drawn or issued out of South Australia shall, before he presents it for payment, or indorses, transfers, or in any manner uses, negotiates, or pays the same, cause it to be duly stamped: Provided that—

1. if, at the time when any such bill, note, coupon, or interest warrant comes into the hands of any *bona fide* holder thereof, there is affixed thereto an adhesive stamp appearing to be duly cancelled, such stamp shall, so far as it relates to such holder, be

deemed to be duly cancelled, although it does not appear to be so affixed or cancelled by the proper person:

II. if, at the time when any such bill, note, coupon, or interest warrant comes into the hands of any *bona fide* holder thereof, there is affixed thereto an adhesive stamp not duly cancelled, it shall be competent for such holder to cancel such stamp as if he were the person by whom it was affixed, and upon his so doing such bill, note, coupon, or interest warrant shall be deemed duly stamped, and shall be as valid and available as if the stamp had been cancelled by the person by whom it was affixed,

but nothing in this subsection shall relieve any person from any penalty under this Act.

Licences for duty paid cheques.

Inserted by 16, 1950, s. 3.

48a. (1) The Treasurer, at his discretion, may issue to any bank a licence enabling that bank to issue to its customers cheque forms having the words "Stamp duty paid" printed thereon.

(2) Every such licence—

(*a*) shall be in such form and contain such terms, conditions, limitations and restrictions as the Treasurer thinks fit;

(*b*) in particular shall contain such conditions as the Treasurer thinks proper with respect to the payments of duty at the rate fixed in respect of cheques by this Act, which the bank holding the licence shall make to the Treasurer in respect of cheque forms issued by that bank;

(*c*) shall be revocable at any time at the will of the Treasurer.

(3) A cheque form issued by a bank pursuant to a licence in force under this section shall be deemed to be duly stamped under this Act.

Inserted by 55, 1952, s. 5.

(3a) If before a cheque form printed pursuant to a licence under this section is issued as a cheque, or presented by the drawer to the bank for payment, the rate of duty on the cheque is increased above the amount indicated on the cheque, then such cheque shall not be deemed to be duly stamped unless an adhesive or impressed stamp of the amount of the increase is attached to the cheque.

(4) Any money due to the Treasurer by a bank in accordance with a licence issued under this section may be recovered by the Treasurer by action brought by him in his corporate name in any court having jurisdiction in common law actions up to the amount claimed.

(5) The power to make regulations conferred on the Governor by section 112 of this Act shall include power to make regulations with respect to the printing and control of cheque forms for use under this section, and generally with respect to licences and the duties of persons holding licences under this section.

(6) In this section—

"bank" means—

(*a*) any bank carrying on the business of banking in the State, including any bank owned or carried on by the Crown in right of the Commonwealth or the State; and

(*b*) any company or other corporation which holds money on current account on behalf of its customers or clients and pays such money on unconditional written orders payable on demand and addressed by such customers or clients to the company or corporation:

"cheque" includes any such unconditional written order as mentioned in paragraph (*b*) of the definition of "bank" in this section.

Penalty on taking unstamped bill or promissory note. 789, 1902, s. 26.

49. Any person who takes or receives from any other person any bill of exchange or promissory note not duly stamped, either in payment or as a security or by purchase or otherwise, without causing the same to be duly stamped after receiving it, shall be liable to a penalty not exceeding twenty pounds.

Where bill or note deemed to be drawn. 789, 1902, s. 33. Cf. U.K. 54 & 55 Vict. c. 39, s. 36.

50. A bill of exchange or promissory note purporting to be drawn or made out of South Australia shall, for the purposes of this Act, be deemed to have been so drawn or made, although it may, in fact, have been drawn or made within South Australia.

Bills or notes issued unstamped. 789, 1902, s. 34 (1). Cf. U.K. 54 & 55 Vict. c. 39, s. 38.

51. (1) Any person who issues, indorses, transfers, uses, negotiates, presents for payment, or pays any bill of exchange, promissory note, coupon, or interest warrant chargeable with duty and not duly stamped, shall be liable to a penalty not exceeding twenty pounds.

(2) Any person who takes or receives from any other person any bill of exchange, promissory note, coupon, or interest warrant not duly stamped, either in payment or as a security or by purchase or otherwise, shall not be entitled to recover thereon, or to make the same available for any purpose whatever, until the same is duly stamped.

Bills in sets. 372, 1886, s. 35. Cf. U.K. 54 & 55 Vict. c. 39, s. 39.

52. When a bill of exchange is drawn in a set, according to the custom of merchants, and one of the set is duly stamped, the other or others of the set shall, unless issued or in some manner negotiated apart from such duly stamped bill, be exempt from duty, and upon proof of the loss or destruction of a duly stamped bill forming one of a set, any other bill of the set which has not been issued or in any manner negotiated apart from such lost or destroyed bill may, although unstamped, be admitted in evidence to prove the contents of such lost or destroyed bill.

Bills of Lading.

When to be stamped. 372, 1886, s. 36. U.K. 54 & 55 Vict. c. 39, s. 40.

53. (1) A bill of lading shall not be stamped after the execution thereof.

(2) Any person who makes or executes any bill of lading not duly stamped shall be liable to a penalty of fifty pounds.

Contract Notes and Options.

Provisions as to contract notes. 1216, 1915, s. 16. Cf. U.K. 10 Edw. 7 c. 8, s. 77 (3).

54. (1) In this Act the term "contract note" means a note sent by a broker or agent to his principal advising him of the sale or purchase of any stock or marketable security, but does not include a note sent by a broker or agent to a person who is acting as a broker or agent for a principal and is himself a member of a stock exchange in the Commonwealth of Australia.

(2) Where a contract note advises the sale or purchase of more than one description of stock or marketable security, the note shall be deemed to be as many contract notes as there are descriptions of stock or marketable securities sold or purchased.

(3) Where a contract note is a continuation or carrying-over note made for the purpose of continuing or carrying over any transaction for the sale or purchase of stock or marketable securities, the contract note, although it is made in respect of both a sale and a purchase, shall be charged with duty under this Act as if it related to one of those transactions only, and if different amounts are chargeable as duty in respect of those transactions, as if it related to

that one of those transactions which would render the contract note chargeable with the greater amount of duty.

Adhesive stamps may be used.
1216, 1915, s. 17.
Cf. U.K. 10 Edw. 7 c. 8, s. 78 (4).

55. (1) The duty on a contract note may be denoted by an adhesive stamp.

(2) Every adhesive stamp on a contract note shall be cancelled by the person by whom the note is executed.

(3) Any person who fails to comply with the provisions of subsection (2) hereof shall be liable to a penalty not exceeding ten pounds.

Penalty for not making a stamped note.
1216, 1915, s. 18 (1), (2).
Cf. U.K. 54 & 55 Vict. c. 39, s. 109.
Cf. U.K. 10 Edw. 7 c. 8, s. 78 (1), (2).

56. (1) Any person who effects a sale or purchase of any stock or marketable security as a broker or agent shall forthwith make and execute a contract note, and transmit the same to his principal, and in default of so doing shall be liable to a penalty not exceeding twenty pounds: Provided that this section shall not apply in the case of transactions, carried out in the course of their ordinary business relations, between brokers or agents who are members of any stock exchange in the Commonwealth of Australia.

(2) If any person makes or executes any contract note chargeable with duty which is not duly stamped, he shall be liable to a penalty not exceeding twenty pounds.

Certificate on conveyance or transfer.
Inserted by 48, 1941, s. 6.

56a. (1) Every person who effects a sale or purchase of any stock or marketable security as a broker or agent shall make and sign a certificate upon the conveyance or transfer of the stock or marketable security that any contract note required by this Act to be given in respect of the sale or purchase, as the case may be, has been duly stamped as required by this Act.

(2) Any person who fails to make or sign a certificate as required by subsection (1) shall be liable to a penalty not exceeding twenty pounds.

Duty may be added to brokerage.
1216, 1915, s. 18 (4).
10 Edw. 7 c. 8, s. 78 (5).

57. The duty upon a contract note may be added to the charge for brokerage or agency, and shall be recoverable as part of such charge.

Unstamped notes.
1216, 1915, s. 18 (4).
Cf. U.K. 10 Edw. 7 c. 8, s. 78 (3).

58. No broker, agent, or other person shall have any legal claim to any charge for brokerage, commission, or agency with reference to the sale or purchase of any stock or marketable security mentioned or referred to in any contract note unless such note is duly stamped.

Contracts for options.
1216, 1915, s. 19.
Cf. U.K. 10. Edw. 7 c. 8, s. 79 (1).

59. The provisions of this Act as to contract notes shall apply to any contract under which an option is given or taken to purchase or sell any stock or marketable security at a future time at a certain price, in the same manner as it applies to the sale or purchase of any stock or marketable security: Provided that, if under the contract a double option is given or taken, the contract shall be deemed to be a separate contract in respect of each option.

Conveyances and Conveyances on Sale.

Definition of "conveyance."
1216, 1915, s. 11 (part).
Cf. U.K. 54 & 55 Vict. c. 39, ss. 54, 62.

60. In this Act—

"conveyance" includes—

(*a*) every conveyance, assignment, transfer, or declaration of trust, and every application under The Real Property Act, 1886;

(*b*) every decree or order of any court, judge, or commissioner;

(*c*) every other application or request of any kind; and

(*d*) every other assurance or instrument of any kind,

whereby or by virtue thereof, or by the operation whereof, whether upon registration or otherwise, or by the issue of a certificate of title in pursuance whereof, any real or personal property, or any estate or interest in any such property, is assured to or vested in any person; the term also includes a surrender to the Crown of any lease or other interest in land with a view to granting another lease or any other interest in any land to the person surrendering or to a person nominated by him:

"to convey" has a meaning co-extensive with the meaning of the term "conveyance," as extended by this section: 1216, 1915, s. 11 (part).

"conveyance on sale" includes— 372, 1886, s. 37. 789, 1902, s. 28 (part).

(*a*) every conveyance assignment, transfer, or application under The Real Property Act, 1886;

s. 60. CLAUSEN AND OTHERS v. HABERLE (1888) 22 S.A.L.R. 131. Neither a contract for sale, which does not identify the property to which it refers, nor an executory contract, is a "conveyance on sale."

WINTER v. BROWN (1892) 25 S.A.L.R. 11. An offer in writing to sell land which is accepted by parol is not a "conveyance on sale."

(*b*) every decree or order of any court, judge, or commissioner;

(*c*) every other application or request of any kind; and

(*d*) every other assurance or instrument,

whereby, or by virtue whereof, any real or personal property upon the sale thereof is legally or equitably transferred to or vested in the purchaser or any other person on his behalf or by his direction: the term also includes—

(*e*) every application for a foreclosure order under The Real Property Act, 1886; and

(*f*) every lease for which any consideration other than the rent reserved may be paid or agreed to be paid (but only so far as such consideration is concerned).

Method of estimating value of consideration where consideration consists of shares.
1216, 1915, s. 12.
1244, 1916, s. 23.
Cf. U.K. 54 & 55 Vict. c. 39, s. 55.

61. Where the consideration or part of the consideration upon which a conveyance is chargeable with *ad valorem* duty consists of shares or debentures to be issued by a company, or a contract to issue such shares or debentures, the market value of such shares or debentures shall be taken as the value of such consideration or part.

S. 62 repealed by 1822, 1927, s. 6.

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Consideration in case of application for foreclosure order.
789, 1902, s. 28 (part).

63. In the case of an application for a foreclosure order under The Real Property Act, 1886, the value of the land in respect of which the application is made shall be deemed the consideration for the conveyance on sale.

Consideration in case of lease.
789, 1902, s. 28 (part).

64. In the case of a lease for which any consideration other than the rent reserved may be paid or agreed to be paid, the amount of such other consideration shall be deemed the consideration for the conveyance on sale.

Where consideration consists of real or personal property.
372, 1886, s. 38.

65. Where the consideration, or any part of the consideration, for a conveyance on sale consists of any real or personal property other than money, such conveyance shall be chargeable with *ad valorem* duty in respect of the value of such real or personal property at the date of such conveyance.

66. (1) Where the consideration, or any part of the consideration, for a conveyance on sale consists of money payable periodically for a definite period, so that the total amount to be paid can be previously ascertained, such conveyance shall be chargeable in respect of such consideration with *ad valorem* duty on such total amount.

Where consideration is payable in instalments. 372, 1886, s. 39. Cf. U.K. 54 & 55 Vict. c. 39, s. 52.

(2) Where the consideration, or any part of the consideration, for a conveyance on sale consists of money payable periodically in perpetuity, or for any indefinite period not terminable with life, such conveyance shall be chargeable in respect of such consideration with *ad valorem* duty on the total amount which may, according to the terms of sale, be payable during the period of twenty years next after the day of the date of such instrument.

(3) Where the consideration, or any part of the consideration, for a conveyance on sale consists of money payable periodically during any life or lives, such conveyance shall be chargeable in respect of such consideration with *ad valorem* duty on the amount which may, according to the terms of sale, be payable during the period of twelve years next after the day of the date of such instrument.

(4) No conveyance on sale chargeable with *ad valorem* duty in respect of any periodical payments, and containing also provision for securing such periodical payments, shall be charged with any duty whatsoever in respect of such provision.

66a. (1) Where any goods, wares or merchandise is assigned to any purchaser at or about the time of the conveyance or transfer of any other property, whether by the same or another instrument or otherwise, in such circumstances that such assignment and the conveyance or transfer together form substantially one transaction, the consideration for such conveyance or transfer shall be deemed to include all moneys paid in respect of the assignment of such goods, wares, or merchandise.

Mode of computing consideration in certain cases. **Inserted by 1822, 1927, s. 7, which was repealed by 2359, 1937, s. 4, and inserted by 48, 1941, s. 7.**

(2) Any person who executes and any person engaged or concerned in the preparation of certification of any such conveyance or transfer as mentioned in subsection (1) hereof which does not disclose the true consideration paid or agreed to be paid for the whole of the property included in the transaction in connection with which the conveyance or transfer is executed, shall be guilty of an offence and liable to a penalty not exceeding five hundred pounds: Provided that no person shall be convicted of an offence under this sub-

section if he proves that he did not know and could not reasonably have had knowledge that the conveyance or transfer did not disclose the true consideration required to be disclosed as aforesaid.

(3) This section shall be construed subject to the provisions of section 31a of this Act.

Valuation where consideration doubted.
Inserted by 1822, 1927, s. 7.

66b. (1) Where in the opinion of the Commissioner the consideration in any transfer or conveyance does not represent the value of the property referred to or dealt with in such instrument, or the evidence of value is unsatisfactory, he may cause a valuation of the property to be made by some person appointed by him, and may assess the duty payable on the basis of such valuation.

(2) The Commissioner may, having regard to the merits of the case, charge the whole or any part of the expenses of or incidental to the making of the valuation to the person liable to pay the duty, and may recover the same from him as a debt due to His Majesty.

Where property is subject to debt.
372, 1886, s. 40.
U.K. 54 & 55 Vict. c. 39, s. 57.

67. Where any property is conveyed to any person in consideration, wholly or in part, of any debt due to him, or subject either certainly or contingently to the payment or transfer of any money or stock, whether being or constituting a charge or encumbrance upon the property or not, such debt, money, or stock shall be deemed the whole, or part, as the case may be, of the consideration in respect whereof the conveyance is chargeable with *ad valorem* duty.

Duty in certain cases.
372, 1886, s. 41.
1216, 1915, s. 5.
Cf. U.K. 54 & 55 Vict. c. 39, s. 58.

68. (1) Where any property has been contracted to be sold for one consideration for the whole, and is conveyed to the purchaser in separate parts or parcels by different instruments, the consideration shall be apportioned in such manner as the parties think fit, so that a distinct consideration for each separate part or parcel shall be set forth in the conveyance relating thereto, and such conveyance shall be chargeable with *ad valorem* duty in respect of such distinct consideration.

(2) Where any property contracted to be purchased for one consideration for the whole, by two or more persons jointly, or by any person for himself and others, or wholly for others, is conveyed in parts or parcels by separate instruments, to the persons by or for whom the same has been purchased for distinct parts of the consideration, the conveyance of each separate part or parcel shall be chargeable with *ad valorem* duty in respect of the distinct part of the consideration specified therein.

(3) Where a person having contracted for the purchase of any property, but not having obtained a conveyance thereof, contracts to sell the same to any other person, and the property is in consequence conveyed immediately to the sub-purchaser, the conveyance shall be chargeable with *ad valorem* duty in respect of the consideration for the sale to the original purchaser, and also in respect of the consideration for the sale by the original purchaser to the sub-purchaser, in the same manner as if such considerations were specified in separate instruments.

(4) Where a person having contracted for the purchase of any property, but not having obtained a conveyance, contracts to sell the whole or any part or parts thereof to any other person, and the property is in consequence conveyed by the original seller to different persons in parts or parcels, the conveyance of each part or parcel shall be chargeable with *ad valorem* duty in respect of the consideration for the sale to the original purchaser, and also in respect of the consideration for the sale by the original purchaser to the sub-purchaser, in the same manner as if such considerations were specified in separate instruments. The consideration for the sale to the original purchaser in respect of each part or parcel shall, for the purposes of this sub-section, be ascertained by determining the ratio which the value of the part or parcel in question bears to the value of the whole property, and shall be specified in the instrument of conveyance.

(5) Where a sub-purchaser takes an actual conveyance of the interest of the person immediately selling to him, which is chargeable with *ad valorem* duty in respect of the consideration moving from him, and is duly stamped accordingly, any conveyance to be afterwards made to him of the same property by the original seller shall be chargeable with *ad valorem* duty in respect of the consideration for the sale to the original purchaser.

69. Where there are several instruments of conveyance for completing the purchaser's title to the property sold, the principal instrument of conveyance only shall be chargeable with *ad valorem* duty, and the other instruments shall be respectively chargeable with such other duty as they may be liable to, but such last-mentioned duty shall not exceed the *ad valorem* duty payable in respect of the principal instrument, and the parties, with the approval of the Commissioner, may decide which of such several instruments is the principal instrument.

Where there are several instruments.
372, 1886, s. 42.
Cf. U.K. 54 & 55 Vict. c. 39, ss. 61 (part), 106.

Instrument executed to evade duty.
372, 1886, s. 43.

70. Every mortgage, lease, or other instrument executed in order, either directly or indirectly, to avoid or evade the payment of duty payable on a conveyance on sale shall be void, except after *bona fide* transfer of the same to a third person, and shall then only be valid when the same has been duly stamped as a conveyance.

Conveyance operating as a voluntary disposition *inter vivos*.
1216, 1915, s. 29.
Cf. U.K. 10 Edw. 7 c. 8, s. 74.

71. (1) The value for the purposes of this Act of the property conveyed by any conveyance operating as a voluntary disposition *inter vivos* shall be declared in the conveyance.

(2) Notwithstanding anything in section 23, the Commissioner may be required to express his opinion under that section on any conveyance operating as a voluntary disposition *inter vivos,* and no such conveyance shall be deemed to be duly stamped unless the Commissioner has expressed his opinion thereon in accordance with that section.

1244, 1916, s. 25.

(3) Any conveyance which is not chargeable with duty as a conveyance on sale or which is not such a conveyance as is referred to in subsection (4) hereof shall, for the purposes of this Act, be deemed to be a conveyance operating as a voluntary disposition *inter vivos.*

1244, 1916, s. 25.

(4) A conveyance made for nominal consideration for the purpose of securing the repayment of an advance or loan, or made for effectuating the appointment of a new trustee or the retirement of a trustee (whether the trust is expressed or implied) and under which no beneficial interest passes in the property conveyed, or made to a beneficiary by a trustee or other person in a fiduciary capacity under any trust (whether expressed or implied), or operating as a voluntary disposition of property for charitable or religious purposes, shall not be chargeable with duty as a conveyance operating as a voluntary disposition *inter vivos.*

Provision where trust property distributed *in specie*.

Inserted by 48, 1941, s. 8.

71a. If any will or any instrument whereby any trust is declared contains a direction to convert any property into money and to pay the proceeds of such conversion to any beneficiary and, in lieu of such conversion into money and payment, the executor, administrator, or trustee, as the case may be, conveys the property *in specie* to the beneficiary, such conveyance shall not be chargeable with duty as a conveyance on sale or as a conveyance operating as a voluntary disposition *inter vivos.*

71b. Where upon the partition or division of any property any consideration exceeding in amount or value one hundred pounds is paid or given, or agreed to be paid or given, for equality, the instrument whereby the partition or division is effected shall be charged with the same *ad valorem* duty as a conveyance on sale for the consideration, and with that duty only.

Partition or division of property.
Cf. U.K. 54 & 55 Vict. c. 39, s. 73.
Inserted by 48, 1941, s. 8.

Leases.

72. An agreement for a lease, or with respect to the letting of any lands, shall be chargeable with the same duty as if it were an actual lease made for the term and consideration mentioned in the agreement.

Agreements for lease to be charged as a lease.
789, 1902, s. 29.
Cf. U.K. 54 & 55 Vict. c. 39, s. 75.

73. (1) Where the consideration or any part of the consideration for which a lease is granted or agreed to be granted consists of any produce or other goods, the value of the produce or goods shall be deemed a consideration in respect of which the lease or agreement is chargeable with *ad valorem* duty.

Leases, how to be charged in respect of produce, etc.
789, 1902, s. 30.
Cf. U.K. 54 & 55 Vict. c. 39, s. 76.

(2) Where it is stipulated in any lease or agreement for a lease that the value of the produce or goods shall amount at least to, or shall not exceed, a given sum, or where the lessee is specially charged with or has the option of paying after any permanent rate of conversion, the value of the produce or goods shall, for the purpose of assessing the *ad valorem* duty, be estimated at the given sum, or according to the permanent rate.

(3) A lease or agreement for a lease, made either wholly or partially for any such consideration, if it contains a statement of the value thereof and is stamped in accordance with the statement, shall, so far as regards the subject-matter of the statement, be deemed duly stamped, unless or until it is otherwise shown that the statement is incorrect, and that the lease or agreement is in fact not duly stamped.

74. (1) A lease or agreement for a lease or with respect to the letting of any lands shall not be chargeable with any duty in respect of any penal rent, or increased rent in the nature of a penal rent, thereby reserved or agreed to be reserved or made payable, or by reason of being made in consideration of the surrender or abandonment of any existing lease or agreement of or relating to the same subject-matter.

Directions as to duty in certain cases.
789, 1902, s. 31.
Cf. U.K. 54 & 55 Vict. c. 39, s. 77 (part).

(2) A lease made for any consideration in respect whereof it is chargeable with *ad valorem* duty, and in further consideration either of a covenant by the lessee to make, or of his having previously made, any substantial improvement of or addition to the property demised to him, or of any covenant relating to the subject-matter of the lease, shall not be chargeable with any duty in respect of such further consideration.

Letters of Allotment, Scrip Certificates, and Scrip.

Penalty for not stamping letter of allotment. 1216, 1915, s. 14. Cf. U.K. 54 & 55 Vict. c. 39, s. 79 (1).

75. Every person who executes, grants, issues, or delivers out any instrument chargeable with duty as a letter of allotment or scrip certificate or scrip, before the same is duly stamped, shall be liable to a penalty not exceeding twenty pounds.

Mortgages.

Interpretation of term. 1216, 1915, s. 21. 1244, 1916, s. 24. Cf. U.K. 54 & 55 Vict. c. 39, s. 86.

76. In this Act the term "mortgage" means a security by way of mortgage for the payment of any definite and certain sum of money advanced and lent at the time when such security is executed or previously due and owing, or forborne to be paid (being payable), or for the repayment of money to be lent, advanced, or paid, or which may become due upon an account current, either alone or together with any sum already advanced or due, and includes—

(*a*) any conveyance of any real or personal property whatsoever, or any estate or interest therein, in trust to be sold or otherwise converted into money, intended only as a security, and redeemable before the sale or other disposal thereof, either pursuant to express stipulation or otherwise, except where such conveyance is made for the benefit of creditors generally, or for the benefit of creditors specified who accept the provision thereby made for payment of their debts in full satisfaction thereof, or who exceed five in number;

(*b*) any defeasance, declaration, or other instrument for defeating or making redeemable or explaining or qualifying any conveyance of any real or personal property whatsoever, or any estate or interest therein, apparently absolute but intended only as a security;

(*c*) any agreement, contract, or bond, accompanied by a deposit of any muniments of title, to make a mortgage or any such conveyance or instrument as

aforesaid, of or concerning any real or personal property comprised in such title deeds, or any estate or interest therein, or for pledging or charging the same as a security; and

(*d*) any equitable mortgage, that is to say, any agreement or memorandum, under hand only, relating to the deposit of any title deeds or instruments constituting, or being evidence of, a title to any property whatever, or creating a charge on such property. Cf. U.K. 54 & 55 Vict. c. 39, s. 86 (2).

77. If several instruments are necessary to make a mortgage, and duty would, but for this section, be chargeable on more than one of such instruments, the duty shall be chargeable upon the principal instrument only, and the other instruments shall not be liable to any duty, and the parties, with the approval of the Commissioner, may decide which is the principal instrument. Where mortgage consists of several instruments. 1216, 1915, s. 22. Cf. U.K. 54 & 55 Vict. c. 39, s. 61 (part).

78. A security for the transfer or re-transfer of any stock shall be chargeable with the same duty as a similar security for a sum of money equal in amount to the value of such stock; and a transfer or assignment of any such security shall be chargeable with the same duty as an instrument of the same description relating to a sum of money equal in amount to the value of such stock. Security for stock, how to be charged. 1216, 1915, s. 24. Cf. U.K. 54 & 55 Vict. c. 39, s. 87 (1).

79. (1) A security by way of mortgage for the payment or repayment of money to be lent, advanced, or paid, or which may become due upon an account current, either alone or together with money previously due, is to be charged, where the total amount secured or to be ultimately recoverable is in any way limited, with the same duty as a security for the amount so limited. Security for future advances, how to be charged. 1216, 1915, s. 25. Cf. U.K. 54 & 55 Vict. c. 39, s. 88.

(2) Where such total amount is unlimited, the security is to be available for such an amount only as the *ad valorem* duty denoted thereon extends to cover, but where any advance or loan is made in excess of the amount covered by that duty the security shall for the purpose of stamp duty be deemed to be a new and separate instrument, bearing date on the day on which the advance or loan is made. Amended by 48, 1941, s. 9.

(3) Notwithstanding any provision of The Real Property Act, 1886, no reconveyance or discharge of any mortgage given for an unlimited amount shall be registered unless the duty payable upon the highest amount advanced upon the security has been paid.

PART III.

Security for repayment by periodical payments, how to be charged.
1216, 1915, s. 26.
Cf. U.K. 54 & 55 Vict. c. 39, s. 87 (2).

80. A security for the payment of any rent charge, annuity, or other periodical payment, by way of repayment or in satisfaction or discharge of any loan, advance, or payment intended to be so repaid, satisfied, or discharged, shall be chargeable with the same duty as a similar security for the payment of the sum of money so lent, advanced, or paid: Provided that an encumbrance to secure periodical payments during an indefinite period not terminable with life, or during any life or lives, shall be charged as a security for an amount calculated in accordance with the provisions of subsections (2) and (3) of section 66.

Transfers and further charges.
1216, 1915, s. 27.
Cf. U.K. 54 & 55 Vict. c. 39, s. 87 (3).

81. No transfer of a duly stamped security, and no security by way of further charge for money or stock added to money or stock previously secured by a duly stamped instrument, shall be chargeable with any duty by reason of containing any further additional security for such money or stock transferred or previously secured, or the interest or dividends thereon, or any new covenant, proviso, power, stipulation, or agreement in relation thereto, or any further assurance of the property comprised in the transferred or previous security.

Receipts.

Provisions as to duty upon receipts.
789, 1902, s. 32 (1).
Cf. U.K. 54 & 55 Vict. c. 39, s. 101 (1).

82. In this Act the term "receipts" includes any note, memorandum, or writing whereby—

(*a*) any money amounting to two pounds or upwards, or any bill of exchange or promissory note for money amounting to two pounds or upwards, is acknowledged or expressed to have been received or deposited or paid; or

(*b*) any debt or demand, or any part of a debt or demand, of the amount of two pounds or upwards, is acknowledged to have been settled, satisfied, or discharged, or which signifies or imports any such acknowledgment,

and whether the same is or is not signed with the name of any person.

How duty on receipts may be denoted.
789, 1902, ss. 32 (2), 33 (proviso).
Cf. U.K. 54 & 55 Vict. c. 39, ss. 101 (2), 102.

83. The duty upon a receipt may be denoted by an adhesive stamp, which shall be cancelled by the person by whom the receipt is given before he delivers it out of his hands: Provided that any person may stamp a receipt with an impressed stamp upon the terms following, that is to say:—

I. Within fourteen days after the receipt has been given, on payment of the duty and a penalty of not exceeding five pounds:

II. After fourteen days but within one month after the receipt has been given, on payment of the duty and a penalty of not exceeding ten pounds:

In no other case shall a receipt be stamped with an impressed stamp: Provided further that a receipt may be written upon a form which has been stamped before signature with an impressed stamp. 1216, 1915, s. 7.

83a. (1) The duty payable upon any receipts for salaries or wages paid by any person to persons employed by him may, subject to subsection (2) of this section but notwithstanding section 83, be denoted by an impressed stamp to the amount of the whole of the duty payable in respect of all the said receipts and impressed on any pay sheet or summary of a pay sheet. Receipts for salaries or wages. Inserted by 48, 1941, s. 10.

(2) The Commissioner may, in any case he thinks fit, by notice in writing given to any such employer, approve of the payment of duty as provided by subsection (1). Any such approval may be given subject to such conditions thought fit by the Commissioner and may at any time be revoked by the Commissioner by notice in writing.

84. If any person— Penalty for offences in reference to receipts. 789, 1902, s. 33 (part). U.K. 54 & 55 Vict. c. 39, s. 103.

(*a*) gives a receipt liable to duty and not duly stamped; or

(*b*) in any case where a receipt would be liable to duty, refuses to give a receipt duly stamped; or

(*c*) upon payment to an amount the receipt for which is liable to duty gives a receipt for a less amount, or separates or divides the amount paid, with intent to evade the whole or any part of the duty,

he shall be liable to a penalty not exceeding ten pounds.

Totalizators.

85. In this Act the term "racing club" includes a trotting club. Racing club to include trotting club. 789, 1902, s. 37.

86. There shall be payable upon the gross takings of every totalizator, or other instrument or machine of a like nature and conducted upon the like principle, the duty specified in the second schedule. Duty on takings of totalizator. 789, 1902, s. 34 (part). 1216, 1915, s. 8

PART III.

Payment of stamp duty shall be made to the Commissioner.
789, 1902, s. 34 (part).

87. (1) Payment of any such duty shall be made to the Commissioner.

(2) No such payment shall be deemed to be a discharge for the duty payable upon the gross takings of any totalizator until a formal receipt therefor has been given by the Commissioner, who shall in each case, prior to giving a receipt, satisfy himself that the full amount of duty has been paid.

Statement of takings to be forwarded to the Commissioner.
789, 1902, s. 34 (part).
Amended by S.L.R. Act, 1935.

88. For the purpose of ascertaining the amount of the duty hereby imposed, it shall be the duty of each racing club, racing committee, and racing association to forward to the Commissioner, within fourteen days after the holding of any race meeting held or conducted by such club, committee, or association at which any totalizator is used, a full statement in writing showing the total amount of the takings of each totalizator used at such meeting, and the particulars of such amount.

Penalty on failure to deliver such statement.
789, 1902, s. 35.

89. If any racing club, committee, or association—

(*a*) neglects to make out and deliver such full statement as aforesaid within one month after the holding of any race meeting held or conducted by such club, committee, or association at which any totalizator is used; or

(*b*) wilfully delivers any such statement which is false in any particular,

such club, committee, or association, and every officer thereof respectively who has taken an active part in the holding or conduct of any such race meeting, shall be liable to a penalty of twenty pounds.

Exemption from totalizator duty.
Inserted by 2359, 1937, s. 5.

89a. (1) Subject to subsection (3) of this section, where the Treasurer is satisfied that any racing club, racing committee or racing association intends to apply the whole of the profits derived by it from any race meeting (including any commission retained by it under section 28 of the Lottery and Gaming Act, 1936) to charitable purposes, or purposes which the Treasurer considers should be regarded as charitable for the purpose of this section, the Treasurer may authorize the club, committee or association to apply towards such purposes the amount of any duty which would apart from this section be payable to the Commissioner on the gross takings of any totalizator used at the race meeting so held.

(2) If the club, committee or association satisfies the Treasurer that the amount of such duty has been so applied,

the club, committee or association shall be exempt from the obligation to pay such duty to the Commissioner.

(3) In each year this section shall apply only in relation to four race meetings.

(4) The meetings to which this section applies shall be determined by the governing body of the South Australian Jockey Club Limited.

(5) The foregoing provisions of this section shall also apply *mutatis mutandis* in relation to not more than four trotting meetings held in any year by trotting clubs.

The trotting meetings to which this section shall apply shall be determined by the South Australian Trotting League Incorporated.

90. (1) In addition to any power by any other section of this Act conferred on the Governor to make regulations as to any matter, the Governor may make regulations— Regulations. 789, 1902, s. 36.

(*a*) for arranging with any racing club for the collection and payment of the duty payable by any other racing club, committee, or association in the same district;

(*b*) for prescribing the form of any statement, affidavit, declaration, bond, or other instrument required in connection with the payment of duty upon the gross takings of any totalizator: Provided that any statement required shall be verified by an affidavit or declaration sworn or made before a justice; and

(*c*) generally for facilitating or compelling payment of duty upon the gross takings of any totalizator.

(2) Subsections (2) and (3) of section 112 shall apply to regulations made under this section.

PART IV.

PART IV.

SPECIAL PROVISIONS WITH RESPECT TO AMUSEMENTS DUTY.

Interpretation. 1244, 1916, s. 5. Cf. U.K. 6 & 7 Geo. 5 c. 11, s. 1 (6). Amended by 1822, 1927, s. 8.

91. In this Part, unless inconsistent with the context or some other meaning is clearly intended—

"admission" means admission as a spectator or one of the audience, and includes admission for the purpose of participating in any exercise or amusement in which the payment for admission entitles him to participate, and "payment on admission" includes any payment made by a person who, having been admitted to one part of a place where an amusement is held, is subsequently admitted to another part thereof for admission to which a payment involving duty or more duty is required:

"amusement" means amusement (including, though without limiting the meaning of that term, concert, recital, lecture, reading, entertainment of the stage, cinematograph or other picure show, dancing, boxing, horse-racing, or other exhibition, performance, amusement, sport, game, or contest of any kind whatsoever) to which persons are admitted for payment; and "admission to an amusement" includes admission to any place in which the amusement is held:

"promoter," in relation to any amusement, includes the person, company, corporate body, or association having the superintendence or management of the amusement, and also includes the agent, trustee, manager, or committee of any such person, company, corporate body, or association respectively, and also includes any person responsible for the management of the amusement.

PART IV. The Amusement Duty (Suspension) Act, 1942, provides that no amusement duty shall be charged, levied or paid on any payment for admission to any amusement held during the period commencing 1st October, 1942, and ending on the last day of the first financial year to commence after the day on which His Majesty ceases to be engaged in the present war.

s. 91. BROWN v. HOFFMANN (1936) S.A.S.R. 1. As to what constitutes "admission" and "payment on admission." A person took part in a bridge competition for a prize. There was no charge for admission to the place where the contest was held; the payment was a voluntary one and to enable him to compete for a prize and mere participation in the play was free of charge. Held that the promoter of the amusement had not been guilty of the offence of admitting the said person for payment to an amusement without complying with the provisions of section 93.

Duty to be Paid on Admission to Amusements.

Duty on payments for admission to amusements. 1244, 1916, s. 6. U.K. 6 & 7 Geo. 5 c. 11, s. 1 (1). Proviso added by 2312, 1936, s. 3, and amended by 2359, 1937, s. 6.

92. There shall be charged, levied, and paid on all payments for admission to any amusement as defined by this Part a stamp duty (in this Part referred to as "amusements duty") at the rates specified in the fourth schedule: Provided that no duty shall be charged, levied or paid on any payment not exceeding one shilling.

Persons not to be admitted to amusements without duly stamped ticket. 1244, 1916, s. 7. Cf. U.K. 6 & 7 Geo. 5 c. 11, s.1 (2).

93. (1) No person shall be admitted for payment to any amusement where the payment is subject to amusements duty, except—

(*a*) upon the production and delivery to some person appointed by the promoter of such amusement of a ticket stamped with a stamp (not before used) denoting that the proper amusements duty has been paid; or

(*b*) in special cases with the approval of the Commissioner, through a barrier which, or by means of a mechanical contrivance which, automatically registers the number of persons admitted,

unless the promoter of the amusement has made arrangements approved by the Commissioner for furnishing returns of the payments for admission to the amusement and has given security up to an amount and in a manner approved by the Commissioner for the payment of duty.

Amended by 2359, 1937, s. 7.

(2) If any person is admitted for payment to any amusement and the provisions of this section are not complied with, the person admitted and the promoter of the amusement to which he is admitted shall be liable in respect of each offence to a penalty, in the case of the person admitted of five pounds, and in the case of the promoter of fifty pounds, and the promoter shall in addition be liable to pay any duty which should have been paid.

How duty to be calculated and paid. 1244, 1916, s. 8. U.K. 6 & 7 Geo. 5 c. 11, s. 1 (3). Subsecs. (1), (2), and (2a) substituted by 2359, 1937, s. 8 (1).

94. (1) Where persons are admitted to an amusement by stamped ticket the amusements duty shall be charged in respect of each person admitted for payment and shall be paid by means of the stamp on the ticket.

(2) Where persons are admitted to an amusement through a barrier or by means of a mechanical contrivance which automatically registers the number of persons admitted the

amusements duty shall be calculated and paid on the gross amount paid for such admission (including amounts charged by the promoters for the purpose of paying the duty).

(2a) Where persons are admitted to an amusement otherwise than as mentioned in subsection (1) or subsection (2) of this section or in section 95 of this Act, the duty shall be calculated and paid on the number of admissions.

Amended by 2359, 1937, s. 8 (2).

(3) Amusement duty, in the case of admission otherwise than by stamped ticket, shall except where this Part otherwise provides, be payable to the Commissioner seven days after the holding of the amusement in respect of which the duty is charged and shall be recoverable from the promoter, and may, if the amount of duty is less than fifty pounds, without prejudice to any other means of recovery, be recovered by the Commissioner in a summary manner.

Members' tickets and season tickets. 1244, 1916, s. 9. U.K. 6 & 7 Geo. 5 c. 11, s. 1 (4).

95. Where the payment for admission to an amusement is made by means of a lump sum paid as a subscription or contribution to any club, association, or society, or for a season ticket or for the right of admission to a series of amusements or to any amusement during a certain period of time, the amusements duty shall be paid on the amount of the lump sum, but where the Commissioner is of opinion that the payment of a lump sum or any payment for a ticket represents payment for other privileges, rights, or purposes besides the admission to an amusement, or covers admission to an amusement during any period for which the duty has not been in operation, the duty shall be charged on such an amount as appears to the Commissioner to represent the right of admission to amusements in respect of which amusements duty is payable.

Exemptions. 1244, 1916, s. 10. Cf. U.K. 6 & 7 Geo. 5 c. 11, s. 1 (5). Cf. U.K. 6 & 7 Geo. 5 c. 24, s. 12.

96. (1) Where, upon application being made by the promoter of any amusement to the Commissioner prior to the giving of such amusement, the Commissioner is satisfied—

(*a*) that the whole of the gross takings or the whole of the net proceeds of such amusement are to be devoted to charitable, patriotic, religious, educational, or scientific purposes; and

(*b*) that the estimated expenses (if any) to be incurred in connection with such amusement are reasonable,

he may give to such promoter a certificate under his hand exempting such amusement from the payment of amusements

duty, and such certificate shall be evidence that amusements duty is not chargeable on payments made for admission to such amusement.

(2) If the estimate of expenses to be incurred in connection with such amusement is exceeded, any certificate granted under subsection (1) hereof with respect thereto may be declared by the Commissioner to be null and void, and thereupon—

(*a*) the exemption hereby granted shall cease; and

(*b*) the promoter to whom the same was granted shall be liable to a penalty not exceeding twenty pounds, unless he satisfies the Commissioner that such excess could not reasonably have been foreseen.

(3) Amusements duty shall not be charged on payments for admission to any agricultural, horticultural, floricultural, poultry, dog, or other like show.

(4) Amusements duty shall not be charged on payments for admission to any amusement being a dance, concert, or card party, or any other amusement specially approved by the Treasurer, if the amusement is held for any of the following purposes:— Inserted by 2359, 1937, s. 9.

(*a*) Raising funds for any hospital or any institute being a member of the Institutes Association of South Australia, or any public school as defined in the Education Act, 1915-1935; or

(*b*) Raising funds to defray the cost of building any church, or any hall available or intended to be available for general public use, or to repay any loan raised to pay such cost; or

(*c*) Raising funds to defray the cost of beautifying or improving any streets, roads, public parks, public playgrounds, public reserves or other like public places; or

(*d*) Any other charitable, patriotic, religious, educational or scientific purpose; or

(*e*) Any other purpose specially approved by the Treasurer,

and if the whole of such net proceeds (if any) as are derived from the amusement are used for any such purpose.

No certificate of exemption shall be required in relation to any such amusement, but in any proceedings to recover amusements duty, it shall lie on the defendant to prove that the amusement was exempt from duty by virtue of this subsection.

Supplementary Provisions.

Use of automatic barriers. 1244, 1916, s. 11.

97. (1) The Commissioner may, upon application being made to him by the promoter of any amusement, grant to such promoter permission to use properly constructed barriers or mechanical contrivances which automatically register the actual number of persons admitted through or past such barriers or contrivances as the means of giving admission to such amusement, in lieu of giving admission by duly stamped tickets.

(2) Every such permission shall be in writing and signed by the Commissioner, and shall be authority for the use of such barriers or contrivances on the occasion or occasions therein mentioned only.

Obligations of promoters using automatic barriers. 1244, 1916, s. 12.

98. (1) Every promoter to whom the permission mentioned in section 97 is given shall, immediately upon the termination of the amusement at which any such barriers or contrivances have been used, check the numbers registered upon such barriers or contrivances and shall make a return verified by statutory declaration showing the numbers registered thereon and the prices of admission through or past each such barrier or contrivance.

(2) Such return shall be in the prescribed form, and shall be delivered to the Commissioner within three days from the holding of such amusement, together with the amount of amusements duty payable.

(3) Any promoter failing or neglecting to comply with the provisions of this section, or making an incorrect or fraudulent return hereunder, shall be liable to a penalty not exceeding fifty pounds.

Commissioner may require returns to be furnished. [244, 1916, s. 13.

99. The Commissioner may require the promoter of any amusement to make arrangements approved by the Commissioner for furnishing returns of the payments for admission to such amusement and to give security up to an amount and in a manner approved by the Commissioner for the payment of duty, and if such promoter refuses or fails or neglects to make such arrangements or to give such security, or to carry out such arrangements when made, he shall be liable to a penalty not exceeding fifty pounds.

Used tickets to be delivered to the Commissioner. 1244, 1916, s. 14.

100. (1) Every promoter of an amusement shall, after the conclusion of such amusement, deliver to the Commissioner all tickets which have been collected from any person or persons admitted to such amusement, and every promoter retaining or being concerned in retaining, or not delivering, such tickets as aforesaid shall be liable to a penalty not exceeding fifty pounds.

For the purposes of this section, in the case of continuous amusements the phrase "the conclusion of such amusement" means the conclusion of the final amusement on each day.

(2) In the case of any amusement held within a radius of ten miles of the General Post Office at Adelaide, all such tickets as mentioned in this section shall be delivered at the office of the Commissioner at Adelaide within twelve hours from the conclusion of the amusement, and in the case of other amusements all such tickets as aforesaid shall be forwarded to the Commissioner at Adelaide by the first available post.

Unused tickets. 1244, 1916, s. 15.

101. The Commissioner may, upon application in writing by the promoter of any amusement, and upon proof to his satisfaction that any amusement tickets have not been used, repay to such promoter the value of the stamp upon such tickets, subject to such deductions as may lawfully be made in the case of a refund by the Commissioner under section 106 of the value of spoiled or unused stamps of the same value.

Power of entry and inspection. 1244, 1916, s. 16. Cf. U.K. 6 & 7 Geo. 5 c. 11, s. 2 (2).

102. (1) The Commissioner, or any person authorized in writing by the Commissioner, may enter any place where an amusement is held while the amusement is proceeding, and any place ordinarily used for the holding of an amusement at any reasonable times, with a view to seeing whether the provisions of this Act as to amusements duty are being complied with, and may—

(*a*) inspect and check any tickets; or

(*b*) take any particulars, or require any information, which he considers necessary for the proper administration of this Act.

(2) If any person prevents or obstructs the entry of the Commissioner or any person so authorized, or refuses or fails to furnish any information required, he shall be liable to a penalty not exceeding twenty pounds.

Police may be authorized to exercise powers of Commissioner.
1244, 1916, s. 17.
Cf. U.K. 6 & 7 Geo. 5 c. 11, s. 2 (4).

103. The Commissioner may, if he thinks fit, by agreement in writing with the Commissioner of Police, arrange for the exercise by the Commissioner of Police, either concurrently with the Commissioner or to the exclusion of the Commissioner, of any powers of the Commissioner with respect to amusements and amusements duty; and, so far as required for the purpose of giving effect to any such arrangement, the provisions of this Act with respect to amusements and amusements duty shall have effect as if the Commissioner of Police and the members of the police force were mentioned therein in addition to, or substituted for, the Commissioner or a person authorized by the Commissioner.

Regulations.

Governor may make regulations.
1244, 1916, s. 18.
Cf. U.K. 6 & 7 Geo. 5 c. 11, s. 2 (1).

104. (1) In addition to any power by any other section of this Part conferred on the Governor to make regulations as to any matter (which power shall in every case be implied for the purposes of any section in which the word "prescribed" is used), the Governor may make any regulations which may be necessary or convenient for carrying out any of the provisions of this Part, or for better effecting the objects of this Part, and in particular (without limiting the effect of this section) for all or any of the following purposes, namely:—

I. For the supply and use of stamps or stamped tickets, or for the stamping of tickets sent to be stamped; and for securing the defacement of stamps when used; and

II. For the use of tickets covering the admission of more than one person and the calculation of the duty thereon; and for the payment of duty on the transfer from one part of a place where an amusement is held to another; and

III. For controlling the use of barriers or mechanical contrivances (including the prevention of the use of the same barrier or mechanical contrivance for payments of a different amount), and for securing proper records of admission by means of barriers or mechanical contrivances.

(2) Any such regulation may fix penalties, not exceeding in any case the sum of ten pounds, for any breach of the same or any other regulation.

105. (1) Any contravention of or failure to observe any provision of this Part, whether by act or omission, shall be an offence against this Part. Penalty. 1244, 1916, s. 19.

(2) Every person guilty of an offence against this Part for which no specific penalty is prescribed shall be liable to a penalty not exceeding fifty pounds, or to be imprisoned for any period not exceeding twelve months.

PART V.

MISCELLANEOUS PROVISIONS.

106. Subject to any regulations made under this Act, the Commissioner may, on the application of any person possessed of stamps or stamped material unused or rendered useless by being inadvertently spoiled, give to such person in lieu of such stamps or stamped material so spoiled or unused, other stamps of the same or another denomination of the same amount in value, or, at his discretion, the same value in money, deducting the proper allowance on purchase of stamps of the like description: Provided that the Commissioner may, if he thinks it just to do so, refrain from making any such deduction. Spoiled or unused stamps. 372, 1886, s. 45. Cf. U.K. 54 & 55 Vict. c. 38, ss. 9, 10. Cf. U.K. 12 & 13 Geo. 5 c. 17, s. 48. **Proviso added by 2359, 1937, s. 10.**

107. Any person making, or assisting in making, any false statement, or any fraudulent alterations in any statement or document required under this Act, with intent to evade the payment of duty shall be deemed guilty of a misdemeanour, and shall be liable to imprisonment for any period not exceeding three years, and to a fine of one hundred pounds. Penalty for fraudulent misstatements. 372, 1886, s. 47.

108. (1) Any person who— Penalties for felonies. 372, 1886, s. 48. Cf. U.K. 54 & 55 Vict. c. 38, s. 13.

(*a*) forges any die or stamp:

(*b*) impresses any material with a forged die:

(*c*) cuts, tears, or in any way removes from any material any stamp, with intent to make fraudulent use of such stamp or of any part thereof:

(*d*) mutilates any stamp with intent to make fraudulent use of any part thereof:

(*e*) fraudulently fixes or places upon any material, or upon any stamp, any stamp or part of a stamp which has been cut, torn, or in any way removed from any other material, or out of or from any other stamp:

(*f*) erases or otherwise removes from any stamped material any name, sum, date, or other matter or thing whatsoever therein written, with the intent that any fraudulent use should be made of the stamp upon such material:

(*g*) knowingly sells or exposes for sale, or utters or uses, any forged stamp:

(*h*) knowingly and without lawful excuse (the proof of which lawful excuse shall lie on the person accused) has in his possession any forged die or stamp, or any stamp or part of a stamp, which has been fraudulently cut, torn, or otherwise removed from any material, or any stamp which has been fraudulently mutilated, or any stamped material out of which any name, sum, date, or other matter or thing has been fraudulently erased or otherwise removed,

shall be guilty of felony, and liable to imprisonment, with or without hard labour, for any term not less than one year and not exceeding seven years.

(2) Any person who causes to be done, or knowingly assists in doing, any of the acts mentioned in subdivisions (*a*) to (*h*) of subsection (1) hereof shall be deemed to be guilty of the principal offence and shall be punishable accordingly.

Penalty for fraud.
372, 1886, s. 26.
Cf. U.K. 54 & 55 Vict. c. 39, s. 9.

109. Any person who—

(*a*) fraudulently removes or causes to be removed from any instrument any adhesive stamp, or fraudulently affixes to any instrument any adhesive stamp which has been removed from any other instrument, with intent that such stamp may be used again;

(*b*) knowingly sells or offers for sale or utters any adhesive stamp which has been removed from any instrument, or utters any instrument having thereon any adhesive stamp which to his knowledge has been so removed as aforesaid; or

(*c*) practises or is concerned in any fraudulent act, contrivance, or device, with intent to evade any duty under this Act,

shall be liable to a penalty of fifty pounds, and in the last case shall also forfeit the amount of the duty sought to be evaded.

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S. 109a inserted by 22, 1942, s. 3, and repealed by 42, 1952, s. 3.

110. (1) Penalties incurred under this Act may be recovered in a summary way before any two justices, or may be sued for by information in the Supreme Court in the name of the Attorney-General for South Australia, and may be recovered with full costs of suit.

Recovery of penalties. 372, 1886, s. 49.

(2) The Treasurer may, at his discretion, mitigate, stay, or compound proceedings for any penalty, and may reward any person who informs the Commissioner of any offence against this Act or assists in the recovery of any penalty.

111. (1) The Supreme Court may, upon application by or on behalf of the Commissioner, grant a rule requiring any person who has received money payable by way of duty or penalty under this Act, or the executor or administrator of any such person, to show cause why he should not deliver to the Commissioner an account upon affidavit of any duty or sum of money received by such person, or executor or administrator, and why the same should not be forthwith paid to the Commissioner.

Remedy for misappropriation. 372, 1886, s. 50.

(2) The Court may make absolute such rule, and enforce by attachment or otherwise the payment of any such duty or sum of money as appears to be due, together with costs.

112. (1) The Governor may make such regulations and may authorize such forms as may be necessary from time to time, for carrying this Act into effect, and may, by any such regulation, impose a penalty not exceeding fifty pounds for any breach thereof.

Regulations. 372, 1886, s. 51.

(2) Every such regulation and form, when published in the *Government Gazette,* shall have the force of law.

(3) Every such regulation shall be laid before both Houses of Parliament forthwith, if Parliament is sitting, and, if not, then within thirty days after the commencement of the next session.

SCHEDULES.

Section 3.

THE FIRST SCHEDULE.

Reference to Acts.	Short Titles of Acts.
No. 372 of 1886 ..	Stamp Act, 1886.
No. 789 of 1902 ..	The Stamp Act Amendment Act, 1902.
No. 837 of 1903 ..	Stamp Act Further Amendment Act, 1903.
No. 849 of 1904 ..	The Stamp Act Further Amendment Act, 1904.
No. 885 of 1905 ..	The Stamp Act Further Amendment Act, 1905.
No. 1216 of 1915 .	Stamp Act Further Amendment Act, 1915.
No. 1244 of 1916 .	Stamp Act Further Amendment Act, 1916.
No. 1277 of 1917 .	Stamp Act Further Amendment Act, 1917.
No. 1374 of 1919 .	Stamp Act Further Amendment Act, 1919.

THE SECOND SCHEDULE.

Reference to sections of this Act.	Nature of Instrument.	Amount of Duty. £ s. d.
Section 28. Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.	AFFIDAVIT OR DECLARATION when sworn or declared and subscribed before any competent authority, for each deponent or declarant	0 1 0
	Exemptions—Every affidavit or declaration— 1. Filed, read, or used in any Court, or before any Judge, Registrar, Clerk, or officer of any Court. 2. Required to be made by any officer of the Government in respect of any matters relating to the duties of his office. 3. Made before a notary or other authority as to the execution of any instrument, and any certificate by such notary or authority that such declaration has been duly made. 4. Required by the Banking Companies Act, or in proof of death or identity. 5. Required to be made under the Acts relating to the registration of births, deaths, and marriages, or relating to vaccination. 6. Relating to military or naval pensions. 7. Relating to any bonus for the destruction of wild dogs, foxes, or other vermin, or with respect to any vermin rate. 8. Verifying any return required by and made under section 98 of this Act.	
Section 29. Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.	AGREEMENT or any MEMORANDUM of any AGREEMENT, not under seal, and not otherwise specifically charged with any duty, whether the same is only evidence of a contract or obligatory upon the parties from its being a written instrument	0 1 0

Second Schedule: The Banking Companies Act was repealed and superseded by the Banking Companies Act, 1935, and the latter Act was repealed by the Banking Companies Act Repeal Act, 1946.

Section 11 of the Hire-Purchase Agreements Act, 1931, provides that the stamp duty payable on an assignment of any of the rights, powers, and liabilities of the owner under a hire-purchase agreement shall be at the rate of one shillings for every £50 or part of £50 comprised in the consideration for the assignment.

Nature of Instrument.		Reference to sections of this Act.
Exemptions—		
1. Any agreement or memorandum for the hire of any labourer, artificer, manufacturer, or menial servant.		
2. Any agreement or memorandum made for or relating to the sale of any goods, wares, or merchandise where the value does not exceed £50, whether the same is only evidence of a contract or obligatory on the parties from its being a written instrument, including every schedule, receipt, or other matter put or indorsed thereon or annexed thereto. This exemption shall be construed subject to section 31 of this Act.		Amended by 1822, 1927, s. 9 (a), and by 48, 1941, s. 11 (1).
3. Any agreement or memorandum made between a master and any mariner of any ship or vessel for wages on any voyage coastwise, from port to port, in the State of South Australia.		
4. Any life, fire, personal accident, fidelity, guarantee, livestock, plate glass, or marine insurance or assurance policy or cover note.		
5. Storage notes for wheat in the Form A hereto appended, or to like effect only.		
6. Any agreement made before the thirtieth day of September, nineteen hundred and sixteen, between any person, firm, or company and the Government of the State, or any Minister of the Crown, authorizing the said Government, or any Minister of the Crown, to handle and sell wheat on behalf of such person, firm, or company.		
ANNUAL LICENCE—		Sections 32 to 42.
To be taken out by any company, person, or firm of persons, whether corporate or unincorporate, which carries on in South Australia any life, personal accident, fire, fidelity, guarantee, live stock, plate glass, marine or other assurance or insurance business whatever, and whether the head office or principal place of business of such company, person, or firm of persons is in South Australia or elsewhere.	25s. for every £100 or part of £100 of net premiums of any kind whatsoever received or in any manner charged in account by any such company, person, or firm of persons, or by his or their agents, during the twelve months preceding the year for which such licence may be taken out (except life and personal accident insurance premiums, the licence on which shall be 10s. for every £100, or part of £100). Such premiums shall be the net premiums and be counted so as to exclude any commission or discount and any portion of such net premiums actually paid away by way of re-insurance effected in South Australia with any other such company, person, or firm of persons. No premiums received by any such company, person, or firm of persons for fire or marine insurance risks out of the State shall be counted. The duty in respect of any one licence shall not in any case be less than £25.	

Reference to sections of this Act.	Nature of Instrument.	Amount of Duty. £ s. d.
	In the case of any such company, person, or firm of persons which has not, prior to applying for an annual licence, transacted any assurance or insurance business—	
	If the annual licence is required for the full period of twelve months	25 0 0
	If such licence is required for a shorter period than twelve months	A proportionate part of £25.
	Exemptions—	
	1. Any private guarantee fidelity insurance scheme promoted amongst and sustained solely for the benefit of the officers and servants of any one particular public department, company, person, or firm of persons, and not extended either directly or indirectly beyond such officers and servants; or	
	2. Any such scheme promoted amongst and sustained solely for the benefit of the officers and members of any registered friendly society or branch, and not extended either directly or indirectly beyond such officers and members.	
Sections 43 to 45. Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.	BANK NOTE.—A duty to be paid by each bank quarterly on bank notes issued by it—	
	For every £100, and also for the fractional part of £100, of the average amount of such notes stated to be in circulation by the quarterly returns made by the bank pursuant to the Banking Companies Act	0 10 0
Sections 46 to 52. Amended by 1822, 1927, s. 9 (b), by 2357, 1938, s. 4, and by 55, 1952, s. 6.	BILL OF EXCHANGE, CHEQUE, ORDER payable on demand, COUPON, OR INTEREST WARRANT	0 0 2
Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.	*Exemption*—	
	Coupons and interest warrants issued by or on behalf of, or in connection with any security guaranteed by, the Government of South Australia.	

Second Schedule: Bill of Exchange, Cheque, etc. Section 7 of the Stamp Duties Act Amendment Act (No. 2), 1952, provides that the additional duty imposed by that Act shall not be payable on a cheque made out on a form issued by a bank or financial institution before 20th November, 1952.

Nature of Instrument.	Amount of Duty. £ s. d.	Reference to sections of this Act.
BILLS OF EXCHANGE of any kind whatsoever drawn in South Australia other than bills on demand, payable at any place beyond the limits of the Commonwealth of Australia—		
For every £100, or fractional part thereof	0 1 0	
BILL OF EXCHANGE of any kind whatsoever, and PROMISSORY NOTE of every kind whatsoever, drawn or expressed to be payable, or actually paid or indorsed, or in any manner negotiated, in South Australia—		
For every £25, and also for any fractional part of £25	0 0 6	
Exemptions—		
1. Bill, note, bond, or debenture issued by or on behalf of or guaranteed by the Government of South Australia.		
2. Draft or order for the payment of money issued by any duly authorized officer of the Government on account of the public service.		
3. Post office order or postal note.		
4. Cheque or order drawn upon the Savings Bank of South Australia.		
5. Draft or order drawn by any bank in South Australia upon any other bank in South Australia, not payable to bearer or to order, and used solely for the purpose of settling or clearing any account between such banks.		
6. Letter written by any bank in South Australia to any other bank in South Australia, directing the payment of any sum of money, the same not being payable to bearer or to order, and such letter not being sent or delivered to the person to whom payment is to be made, or to any person on his behalf.		
7. Letter of credit granted in South Australia authorizing drafts to be drawn out of South Australia.		
8. Cheque drawn by any registered friendly society.		
BILL OF LADING or SHIPPING NOTE for goods exported from the State	0 0 6	Section 53.
CONTRACT NOTE (not otherwise charged) for or relating to the sale or purchase of any stock or marketable security.		Sections 54 to 59. **Amended by 1822, 1927, s. 9 (c).**
For every £50, or fractional part of £50, of the face value of such stock or marketable security	0 1 0	
CONTRACT NOTE for or relating to the sale or purchase of any stock or marketable security, which note is made or executed in pursuance and in consequence of the exercise of an option given or taken under a contract		Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch. Cf. U.K. 10 Edw. 7. c. 8, s. 79 (2).

Reference to sections of this Act.	Nature of Instrument.	Amount of Duty. £ s. d.
	duly stamped, and bears on its face a certificate by the broker, agent, or other person referred to in section 56 of this Act to the effect that it is made or executed in the exercise of an option for which a duly stamped contract note has been rendered on a date mentioned in the certificate—	
Amended by 1822, 1927, s. 9 (d).	For every £50, or fractional part of £50, of the face value of such stock or marketable security	0 0 6
	CONTRACT giving or taking any option to purchase or sell any stock or marketable security at a future time at a certain price—	
Amended by 1822, 1927, s. 9 (e).	For every £50, or fractional part of £50, of the face value of such stock or marketable security in respect of each option	0 0 6
Sections 60 to 71.	CONVEYANCE OR TRANSFER on sale of any property (not otherwise charged), including contract or agreement for sale—	
Amended by 1822, 1927, s. 9 (f), and by 48, 1941, s. 11 (2). Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.	(*a*) In the case of any stock or marketable security— For every £50, or fractional part of £50, of the face value of such stock or marketable security	0 2 0
	(*b*) In any other case— Where the amount or value of the consideration for the sale—	
	Does not exceed £50	0 10 0
	Exceeds £50 and does not exceed £100	1 0 0
	Exceeds £100, for every £100, or fractional part of £100, such amount or value . . .	1 0 0
	Exemptions— Grant of land from the Crown. Conveyance, whether on sale or otherwise, to the Crown, and to any person on behalf of the Crown.	
Para. repealed by 1822, 1927, s. 9 (g).	* * * * * * * * * * *	
Amended by 1822, 1927, s. 9 (h), and new para. substituted by 1860, 1928, s. 2 (a), and amended by 30, 1944, s. 3.	CONVEYANCE operating as a voluntary disposition, *inter vivos*, of any property.	
	For every £100 or fractional part of £100 of the value of the property conveyed	1 0 0
	Exemptions— Conveyance operating as a voluntary disposition *inter vivos* by an employer of any property for the purpose of providing individual personal benefits, pensions or retiring allowances for his employees.	
Inserted by 48, 1941, s. 11 (3).	CONVEYANCE for the partition or division of any property where the consideration for equality does not exceed £100 or where there is no consideration for equality . .	1 0 0

Nature of Instrument.	Amount of Duty. £ s. d.	Reference to sections of this Act.
CONVEYANCE for effectuating the appointment of a new trustee or the retirement of a trustee	0 10 0	Inserted by 48, 1941, s. 11 (3).
CONVEYANCE of any other kind not before charged	1 0 0	
DOCUMENT or other INSTRUMENT made for the purpose of securing periodical payments provided for by a separate conveyance on sale, in respect of which provision for periodical payments such conveyance on sale is chargeable with *ad valorem* duty, of whatever description and howsoever otherwise chargeable	No sum higher than 10s.	Section 66. Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.
DEED (except as otherwise provided in this schedule)—		Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.
For any deed where the consideration money therein expressed is not more than £100	0 5 0	
For every additional £100, up to a total of £400, a further sum of	0 5 0	
For every deed or transfer of any kind whatsoever not otherwise specified in this schedule	1 0 0	
LEASE (not being a lease made subsequently to and in conformity with a duly stamped agreement for a lease) or AGREEMENT for a LEASE, or any written document for the tenancy or occupancy of any lands, tenements, or hereditaments, the following duties in respect of the rent at the rate per annum—		Sections 72 to 74. Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.
Where the rate of the rent does not exceed £50 per annum	0 2 6	
Where the same exceeds £50 and does not exceed £100	0 5 0	
Where the same exceeds £100, for every £50 or fractional part of £50 thereof	0 5 0	
Of any other kind whatsoever	1 0 0	
LEASE made subsequently to and in conformity with a duly stamped agreement for a lease	0 2 6	
Exemption— Lease or agreement for a lease, or any written document for the tenancy or occupancy of any lands, tenements, or hereditaments for a term not exceeding one year where the rent reserved does not exceed the rate of £26 per annum.		
LETTER OF ALLOTMENT or any other document having the effect of a letter of allotment of any share, or part of any share, in any company or proposed company; and SCRIP CERTIFICATE, SCRIP, or other document entitling any person to become the proprietor of any share, or part of any share, in any company or proposed company	0 0 1	Section 75. Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.

Reference to sections of this Act.	Nature of Instrument.	Amount of Duty. £ s. d.
Sections 76 to 81. Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.	MORTGAGE, BOND, DEBENTURE, COVENANT, WARRANT OF ATTORNEY to confess and enter up judgment—	
	Being the only or principal or primary security for the payment or repayment of money—	
	For every £100 or fractional part of £100 (not reckoning any money to be advanced for the insurance of any property comprised in the security against damage by fire)	0 2 6
	Where any further money is added to the money already secured.	The same duty as a principal security for such further money.
	Exemption— Every collateral or auxiliary or additional or substituted security, or security by way of further assurance for the abovementioned purpose, where the principal or primary security is duly stamped.	
Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.	POWER OF ATTORNEY or other instrument in the nature thereof—	
	Any instrument not under seal	0 10 0
	Any instrument under seal	1 0 0
	Exemptions— 1. An instrument for the sole purpose of appointing or authorizing any one person to vote as a proxy at any meeting at which votes may be given by proxy. 2. Any instrument or order for the receipt of any salary or wages. 3. Any instrument or order for the receipt of dividends or interest when made for the receipt of one payment only.	
Sections 82 and 84. Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.	RECEIPT—Every receipt for forty shillings or upwards . .	0 0 2
	Exemptions— 1. Receipt for payment of municipal or district council rates. 2. Receipt written upon any instrument duly stamped under this Act acknowledging the receipt of the consideration money therein expressed. 3. Receipt for money deposited in any bank in current account and not as a fixed deposit for any period. 4. Receipt for money paid into any charitable institution, or for money paid into any registered building or friendly society by any	

Nature of Instrument. Reference to sections of this Act.

member of such society on account of subscriptions, or for money paid into any fire, life, personal accident, fidelity, guarantee, live stock, plate glass, marine, or other insurance or assurance company on account of premiums, or into any post office or other savings bank established in pursuance of any Act on deposit.

5. Receipt for money withdrawn by any depositor from the Savings Bank.

6. Receipt or discharge given by any seaman, labourer, or menial servant for the payment of wages.

7. Receipt for money paid by any friendly or benefit society for sick pay.

8. Receipt for money less than five pounds paid to any person by way of gift or gratuity.

TOTALIZATOR.—There shall be payable for each day on which any totalizator is used by any racing club a duty calculated according to the gross takings of all the totalizators or other like machines used by the club on that day in accordance with the following scale:— **Substituted by 1877, 1928, s. 9.**

Where the said gross takings do not exceed £2,000 the duty shall be: 1¼ per centum of the gross takings.

Where the said gross takings exceed £2,000 but do not exceed £3,000 the duty shall be: 2¼ per centum of the gross takings.

Where the said gross takings exceed £3,000 but do not exceed £4,000 the duty shall be: 3¼ per centum of the gross takings.

Where the said gross takings exceed £4,000 but do not exceed £5,000 the duty shall be: 4¼ per centum of the gross takings.

Where the said gross takings exceed £5,000 the duty shall be: 5¼ per centum of the said gross takings.

GENERAL EXEMPTIONS FROM ALL STAMP DUTIES.

1. Wills and testamentary instruments. **Cf. U.K. 54 & 55 Vict. c. 39, 1st Sch.**

2. Certificates of title issued from the Lands Titles Registration Office.

3. Customs bonds.

4. Administration bonds.

5. Bonds to the Crown.

6. Bills, bonds, debentures, and other securities issued by the Government of the Commonwealth in connection with any loan raised by the said Government for any of the purposes of the recent war, and any coupons or interest warrants issued in connection with any such security.

Second Schedule: General exemptions from all stamp duties. Section 4 of the Stamp Duties Act Amendment Act, 1945, as amended by section 3 of the Stamp Duties Act Amendment Act, 1947, provides that paragraph 23 is to be deemed to have come into force on 3rd September, 1939, and makes provision for the refund of duty paid prior to that day.

Reference to sections of this Act.

7. Bond on appointment of a special bailiff.

8. Memorandum of association, articles of association, and rules and regulations of any incorporated company, association, or society.

9. Marriage settlements.

10. Mortgage bonds guaranteed by the Government of South Australia.

Amended by 48, 1941, s. 11 (4).

11. Articles or indentures of apprenticeship and assignments of articles or indentures of apprenticeship.

12. Leases to the Crown and to any person on behalf of the Crown.

13. Power of attorney limited to a power to sign and seal leases from the Crown.

14. Conveyance on sale of any goods, wares, merchandise, horses, cattle, sheep, or other movable chattels when the value does not exceed £20.

15. Any transfer of any fire, personal accident, fidelity, guarantee, live stock, plate glass, or marine insurance or assurance policy.

16. Any cemetery leases.

Inserted by 1822, 1927, s. 9 (i), and amended by 48, 1941, s. 11 (4).

17. Conveyance or transfer on sale of any share or shares in the stock, funds, or capital of or of any debenture or debentures or bond or bonds issued by any corporation, company, or society whatever if such sale is made through a broker or agent who is a member of a stock exchange in the Commonwealth of Australia.

Inserted by 1822, 1927, s. 9 (i).

18. Bills, bonds, inscribed stock, debentures, deposit receipts, and other securities issued by the Government of the State, and coupons or interest warrants issued in connection with any such bills, bonds, stock, debentures, deposit receipts, or other securities, and any transfer of or document relating to the purchase or sale of any such bills, bonds, stock, debentures, deposit receipts, or other securities.

Inserted by 1860, 1928, s. 2 (b), and amended by 48, 1941, s. 11 (4).

19. Conveyance or transfer of any share or shares in the stock, funds, or capital of or of any debenture or debentures or bond or bonds issued by any corporation, company, or society by the personal representatives of a deceased person to any beneficiary who is entitled by virtue of the provisions of the will of such deceased person, or upon his intestacy, to have the share or shares or debenture or debentures or bond or bonds so conveyed or transferred to him.

Inserted by 48, 1941, s. 11 (4).

20. Conveyance or transfer of any share or shares in the stock, funds, or capital of or of any debenture or debentures or bond or bonds issued by any corporation, company or society if the conveyance or transfer is made for the purpose of effectuating the appointment of a new trustee or the retirement of a trustee and all duty chargeable on any instrument for the appointment of the new trustee or the retirement of the trustee, as the case may be, has been duly paid.

Reference to sections of this Act.

21. Conveyance or transfer of any share or shares in the stock, funds, or capital of or of any debenture or debentures or bond or bonds issued by any corporation, company or society if the conveyance or transfer is made in pursuance of any deed of settlement or deed of gift and all duty chargeable on the deed of settlement or deed of gift, as the case may be, has been duly paid.

Inserted by 48, 1941, s. 11 (4).

* * * * * * * * * * *

Para. 22 inserted by 22, 1942, s. 4, and repealed by 42, 1952, s. 3.

Inserted by 30, 1944, s. 4, and substituted by 32, 1945, s. 3.

23. Any conveyance, transfer, or mortgage to which a prescribed person is a party and which is executed or entered into in connection with the purchase or gift of any land on which the prescribed person resides or intends to reside shall be exempt from stamp duty on so much of the amount on which the duty is chargeable as does not exceed twelve hundred pounds: Provided that a conveyance transfer or mortgage shall not be exempt under this paragraph unless the Commissioner is satisfied by such evidence as he requires—

(*a*) that the purchase or gift is made for the purpose of enabling the prescribed person to become the owner, or lessee from the Crown, of a dwelling house in which he resides or intends to reside:

(*b*) that a conveyance transfer or mortgage to which the prescribed person was a party and which was executed or entered into in connection with any other purchase or gift of land on which the prescribed person resided or intended to reside, has not previously been exempt from stamp duty pursuant to this paragraph or any enactment relating to advances for homes.

In this paragraph—

"prescribed person" means—

(*a*) a person who, during any war in which the Commonwealth is or was engaged, has served as a member of a naval, military, or air force of the Commonwealth or of the United Kingdom or of any part of His Majesty's Dominions, whether or not he is still so serving at the time when he claims exemption under this paragraph;

(*b*) a person who, during any such war, was employed in seagoing service on a ship registered in any territory under the dominion of His Majesty the King whether or not he is still so employed at the time when he claims exemption under this paragraph;

Substituted by 5, 1952, s. 4.

(*c*) a person who has been on active service in the Korean war as a member of a naval, military, or air force of the Commonwealth or of the United Kingdom or of any other part of Her Majesty's Dominions whether or not he is still on such service at the time when he claims exemption under this paragraph;

Reference to sections of this Act.

The expression "Korean war" in this paragraph of this definition means the war in Korea which commenced on the twenty-fifth day of June, nineteen hundred and fifty. For the purposes of this paragraph of this definition the said war shall be deemed to end on the day on which a proclamation is issued by the Governor declaring that the Korean war has ceased;

Inserted by 5, 1952, s. 4.

(*d*) a person who has been on active service as a member of a naval, military, or air force of the Commonwealth or of the United Kingdom or of any other part of Her Majesty's Dominions operating for the suppression of unlawful violence in Malaya, whether or not he is still on such service at the time when he claims exemption under this paragraph;

Inserted by 5, 1952, s. 4.

(*e*) the widow of any deceased person who during his lifetime served or was employed as mentioned in paragraph (*a*), (*b*), (*c*), or (*d*) of this definition.

Inserted by 42, 1952, s. 3.

For the purposes of paragraph (*a*) and paragraph (*b*) of this definition, a war shall be deemed to continue from the commencement thereof until the day declared by the Governor by proclamation to be the day on which the war shall be deemed to cease.

"land" includes the fee simple of any land and the estate and interest of a lessee of land held under a Crown lease, and of a purchaser of land held under an agreement for sale and purchase granted by the Crown.

FORM A.

No. .....19 .

We have this day received from , of bags of wheat, containing bushels lbs., to be stored subject to the following conditions:—

We claim to have the offer, at market price, of all wheat stored with us. Should we purchase, our terms are twelve months' storage free. After that time a charge will be made of per bushel per month. Should we not purchase, we will deliver to the storer, or his order, wheat of a quality equal to that originally received, either at station where wheat was stored, or at the nearest shipping port, at our option, the storer paying all charges thereon, which can be ascertained from the agent at the time of delivery.

For..... .....Agent.

THE THIRD SCHEDULE.

Section 33.

Form of Annual Licence to be issued to any Company, Person, or Firm of Persons which carries on or desires to carry on in South Australia any Life, Personal Accident, Fire, Fidelity, Guarantee, Live Stock, Plate Glass, Marine, or other Assurance or Insurance Business.

Name of company, person, or firm of persons to whom licence granted.....

Reference to sections of this Act.

Nature of business.....

Amount of net premiums of any kind whatsoever received or in any manner charged in account by such company, person, or firm of persons during the year ended 31st December, 19 .

Period over which licence extends.....year ending 31st December, 19 .

This is to certify that.....is a company [*person* or *firm of persons*] duly licensed under the provisions of the Stamp Duties Act, 1923, to carry on in South Australia [*life, personal accident, fire, fidelity, guarantee, live stock, plate glass, marine, or other*] assurance and insurance business during the abovenamed period.

Dated at the office of the Commissioner of Stamps at Adelaide this.....day of....., nineteen hundred and

DUTY STAMP.

A. B., Commissioner.

Notice.—This licence must be given up and a fresh licence applied for before the 1st January next, as provided by the Stamp Duties Act, 1923.

THE FOURTH SCHEDULE.

Section 92.

Amusements duty shall be payable as follows:—

	Amount of Duty.
1. Where the payment does not exceed one shilling no duty shall be payable. Where the payment, excluding the amount of duty, exceeds one shilling, the duty shall be one penny for every sixpence or fractional part of sixpence of such payment.	
2. Members' or season tickets	one penny for every sixpence or fractional part of sixpence of the price of such ticket.

Para. 1 substituted by 2359, 1937, s. 11 (1).

3. In cases where properly constructed barriers or mechanical contrivances which automatically register the actual number of persons admitted through or past such barriers or contrivances as the means of gaining admission to an amusement are permitted to be used in lieu of duly stamped tickets, duty shall be payable at the rate of one-seventh of the total amount (including the amounts charged by the promoter for the purpose of paying the duty), paid by persons so gaining admission to the amusement: Provided that where any persons are admitted to the amusement upon payment of sums not exceeding one shilling per person, no duty shall be payable in respect of the sums so paid.

Para. 3 substituted by 2359, 1937, s. 11 (2).

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 1952 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.

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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		

Title of Act.	Year.	Number.
Railway Acts—*continued.*		
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
Kowulka Branch Railway Act, 1948	1948	37
The Laura to Booleroo Centre Railway Act, 1907	1907	941
The Laura to Booleroo Centre Railway Act Amendment Act, 1910	1910	1014
Moonta and Gawler Town Railways Acts Repealing Act, 1931	1931	2038
Mount Barker and Strathalbyn Railway Act, 1881	1881	221
Mount Gambier and Naracoorte Railway Act, 1884	1884	327
The Mount Hope Railway Act, 1912	1912	1094
The Mount Pleasant, Sedan, and Truro Railways Act, 1914	1914	1180
The Nairne to the Victorian Border Railway Act, 1882	1882	265
Nairne to Victorian Border Railway Deviation Act, 1924	1924	1622
Naracoorte to Tatiara Railway Act, 1879	1879	131
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
Port Adelaide and Semaphore Railway Act Amendment Act, 1875	1875	14
The Port Adelaide and Semaphore Railway Amendment Act, 1880	1880	174
Port Adelaide and Semaphore Railway Deviation Act, 1917	1917	1297
Port Adelaide and Semaphore Railway Deviation Act Amendment Act, 1922	1922	1526
The Port Adelaide, Glanville, and Largs Additional Railway Act, 1908	1908	965
Port Augusta and Government Gums Railway Act, 1876	1876	26

Title of Act.	Year.	Number.
Railway Acts—*continued.*		
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
Railways Guarantees Abolition Act, 1917	1917	1288
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

Title of Act.	Year.	Number.
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
Strathalbyn Soldiers' Memorial Gardens Act, 1940	1940	51
Succession Duties (Peter Waite Benefactions) Act, 1920..	1920	1422
Supply Act (No. 1), 1936	1936	2260
Supply Act (No. 2), 1936	1936	2275
Supply Act (No. 1), 1937	1937	2338
Supply Act (No. 2), 1937	1937	2339
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
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
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

Title of Act.	Year.	Number.
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

TABLE OF PRIVATE ACTS.

The following table contains a list of the private Acts of the Parliament of South Australia passed up to the end of 1952 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 Bank of Australasia Act, 1859	1859	—
National Bank of Australasia Amendment Act, 1860	1860	—
National Bank Act Amendment Act, 1863	1863	—
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	—

Title of Act.	Year.	Number.
Railway Acts—*continued.*		
See also (in the Table of Public General Acts) The Broken Hill Proprietary Company's Indenture Act, 1937, *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	—

Title of Act.	Year.	Number.
The Spicer Cottages Trust Act Amendment Act, 1938....	1938	—
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
Banking Companies Act, 1935	Banking Companies Act Repeal Act 1946
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
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
Employers' Liability Act, 1934.....	Wrongs Act Amendment Act, 1944
French Red Cross Fund Act, 1940	Statute Law Revision Act, 1952
The Guardianship of Infants Act, 1887.....	Guardianship of Infants Act, 1940
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
Juries Act, 1844.....	Statute Law Revision Act, 1937
Kowulka Railway Act, 1922.....	Kowulka Branch Railway Act, 1948
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

Title of Act Repealed.	Title of Repealing Act.
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
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
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 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
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
Trespassing on Land Act, 1928.....	Trespassing on Land Act, 1951
Venereal Diseases Act, 1920	Venereal Diseases Act, 1947
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 the following volumes, namely, 1952 Appeal Cases, 85 Commonwealth Law Reports, 1952 South Australian State Reports, and 24 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
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

Act Affected.	How Affected.
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 s. 27. Amended by No. 10, s. 4, 1945, p. 34 s. 32. *Heffernan v. Richardson* (1946) S.A.S.R. 201 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
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. 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 Symons, deceased* (1949) S.A.S.R. 289. 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. 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. 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 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 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, and by No. 19, s. 3, 1951, p. 35 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, and by No. 19, s. 4, 1951, p. 35 s. 23. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 24. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 25. Amended by No. 21, s. 7, 1944, p. 52 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. 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, and by No. 19, s. 5, 1951, p. 35

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Advances for Homes Act, 1928-1935 (Vol. 1, p. 156)—*continued.*	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, and by No. 19, s. 6, 1951, p. 35 s. 42. Amended by No. 19, s. 7, 1951, p. 35 s. 45. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 46. Amended by No. 21, s. 10, 1944, p. 53
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 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. 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
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
Alsatian Dogs Act, 1934 (Vol. 1, p. 232)	s. 3. Amended by No. 55, s. 2, 1949, p. 207
Animals and Birds Protection Act, 1919-1934 (Vol. 1, p. 242)	This Act, as amended by No. 2390, 1938, p. 19, and with notes of judicial decisions, is reprinted in the 1938 volume, p. 285
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
Associations Incorporation Act, 1929-1935 (Vol. 1, p. 283)	s. 3. *In re Proprietary Articles Trade Association of South Australia Incorporated* (1949) S.A.S.R. 88
Audit Act, 1921-1936 (Vol. 1, p. 297)..	s. 6. Amended by No. 26, s. 3, 1946, p. 126, by No. 23, s. 3, 1949, p. 77, and by No. 7, s. 3, 1951, p. 12 ss. 18 to 23. Repealed by No. 48, s. 2, 1949, p. 162
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
Barley Marketing Act, 1947 (1947, p. 128)	s. 4. Amended by No. 37, s. 3, 1952, p. 107 s. 5a. Enacted by No. 37, s. 4, 1952, p. 107 s. 9. Amended by No. 37, s. 5, 1952, p. 108 s. 19. Amended by No. 37, s. 6, 1952, p. 108 s. 22. Substituted by No. 37, s. 7, 1952, p. 109

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The Bills of Sale Act, 1886-1935 (Vol. 1, p. 329)	s. 9. *Burns v. McFarlane* (1940) 64 C.L.R. 108 14 A.L.J. 264 s. 11 (2). *Riedel v. Freeman Motors* (1938) S.A.S.R. 261, affirmed by *Riedel v. Freeman Motors Limited* (1938) S.A.S.R. 364 s. 11 (6). Amended by No. 52, s. 3, 1940, p. 158 s. 17. Amended by No. 52, s. 4, 1940, p. 158 ss. 19a to 19e. Enacted by No. 52, s. 5, 1940, pp. 158-161 s. 28. Amended by No. 52, s. 6, 1940, p. 161 s. 37. *Miller v. O'Sullivan* (1947) S.A.S.R. 148 Sixth schedule. Amended by No. 52, s. 7 (1), 1940, p. 161 Seventh schedule. Amended by No. 52, s. 7 (2), 1940, p. 161
Births and Deaths Registration Act, 1936 (Vol. 1, p. 345)	s. 4. Amended by No. 21, s. 2, 1940, p. 56 and by No. 11, s. 7, 1942, p. 30 s. 11. Amended by No. 44, s. 16 (2), 1947, p. 117 s. 14. Amended by No. 44, s. 3, 1947, p. 112 s. 15. Amended by No. 44, s. 4, 1947, p. 113 s. 16. Amended by No. 44, s. 5, 1947, p. 113 s. 17. Amended by No. 44, s. 6, 1947, p. 114 s. 19. Amended by No. 44, s. 7, 1947, p. 114 s. 20. Amended by No. 44, s. 8, 1947, p. 114 s. 22. Amended by No. 44, s. 9, 1947, p. 114 s. 28. Amended by No. 44, s. 10, 1947, p. 114 s. 31. Amended by No. 44, s. 11, 1947, p. 115 s. 35. Amended by No. 11, s. 2, 1942, p. 25 s. 36. Substituted by No. 44, s. 12, 1947, p. 115 s. 36a. Enacted by No. 21, s. 3, 1940, p. 57 and amended by No. 11, s. 3, 1942, p. 26 s. 36b. Enacted by No. 21, s. 3, 1940, p. 57 and amended by No. 11, s. 4, 1942, p. 26 s. 36c. Enacted by No. 21, s. 3, 1940, p. 58 and amended by No. 11, s. 5, 1942, p. 26 s. 36d. Enacted by No. 21, s. 3, 1940, p. 58, and amended by No. 44, s. 13, 1947, p. 115. s. 36e. Enacted by No. 21, s. 3, 1940, p. 58 ss. 36f to 36j. Enacted by No. 11, s. 6, 1942, pp. 27-29 s. 36k. Enacted by No. 11, s. 6, 1942, p. 29, and amended by No. 44, s. 14, 1947, p. 116 s. 36e. Enacted by No. 11, s. 6, 1942, p. 29 s. 52. Amended by No. 44, s. 15, 1947, p. 116 s. 53a. Enacted by No. 44, s. 16 (1), 1947, p. 116 s. 56. Amended by No. 44, s. 17, 1947, p. 117 Fourth schedule. Amended by No. 44, s. 18, 1947, p. 117 Ninth schedule. Amended by No. 44, s. 19, 1947, p. 117 Fourteenth schedule. Amended by No. 44, s. 20, 1947, p. 118, and by regulations *Gazette* 22nd March, 1951, p. 647. Fifteenth schedule. Enacted by No. 44, s. 21, 1947, p. 118
Botanic Garden Act, 1935 (Vol. 1, p. 375)	s. 5. Amended by No. 22, s. 3, 1940, p. 59 s. 7. Substituted by No. 22, s. 4, 1940, p. 59 ss. 7a and 7b. Enacted by No. 22, s. 4, 1940, p. 60 s. 10a. Enacted by No. 22, s. 5, 1940, p. 60
Brands Act, 1933-1936 (Vol. 1, p. 381)	s. 4. Amended by No. 23, s. 2, 1948, p. 112 s. 18. Amended by No. 23, s. 3, 1948, p. 112 s. 27. Amended by No. 23, s. 4, 1948, p. 113 s. 32. Amended by No. 23, s. 5, 1948, p. 113 s. 62. Substituted by No. 23, s. 6, 1948, p. 113 s. 63. Amended by No. 23, s. 7, 1948, p. 114 s. 75a. Enacted by No. 23, s. 8, 1948, p. 114 Third schedule. Amended by No. 23, s. 9, 1948, p. 114 Sixth schedule. Amended by No. 23, s. 10, 1948, p. 114

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Bread Act, 1936 (Vol. 1, p. 418)	s. 6. *Shephard v. Cashmore* (1937) S.A.S.R. 525 s. 11a. Enacted by No. 59, s. 3, 1949, p. 214
Broken Hill Proprietary Company's Indenture Act, 1937 (1937, p. 75)	s. 4. Repealed by No. 13, s. 12, 1940, p. 28
Building Act, 1923-1935 (Vol. 1, p. 424)	This Act, as amended by No. 53, 1940, p. 162 and by regulations *Gazette* 12th December, 1940, p. 1441, and with notes of judicial decisions, is reprinted in the 1940 volume, p. 353. *See also* the following paragraph.
Building Act, 1923-1940 (1940, p. 353)	s. 8. Amended by No. 10, s. 7, 1946, p. 37 s. 9a. Amended by No. 10, s. 2, 1946, p. 36 s. 19. *Griffiths v. Appelbee* (1948) S.A.S.R. 339 s. 28. Amended by No. 10, s. 7, 1946, p. 37 s. 34. Amended by No. 10, s. 7, 1946, p. 37 s. 36a. Enacted by No. 10, s. 7, 1946, p. 37 s. 55. Amended by No. 10, s. 7, 1946, p. 37 s. 56. Amended by No. 10, s. 3, 1946, p. 37 s. 72. Amended by No. 10, s. 4, 1946, p. 37 s. 75. Amended by No. 10, s. 5, 1946, p. 37 s. 83. Amended by No. 10, s. 7, 1946, p. 37 s. 98a. Amended by No. 10, s. 6, 1946, p. 37 Second schedule. Amended by regulations *Gazette* 11th April, 1946, p. 636, *Gazette* 5th September, 1946, p. 445, *Gazette* 20th November, 1947, p. 1706, *Gazette* 27th October, 1949, p. 1061, *Gazette* 27th September, 1951, p. 826, *Gazette* 28th August, 1952, p. 683, *Gazette* 30th October, 1952, p. 1149, and *Gazette* 23rd April, 1953, p. 970 Fourth schedule. Amended by regulations *Gazette* 11th April, 1946, p. 636. Seventh schedule. Amended by regulations *Gazette* 11th April, 1946, p. 636. Eighth schedule. Amended by regulations *Gazette* 11th April, 1946, p. 636, *Gazette* 28th August, 1952, p. 683, and *Gazette* 30th October, 1952, p. 1149
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, and No. 30, 1942, p. 91, and with notes of judicial decisions, is reprinted in the 1944 volume, p. 187. *See also* the following paragraph
Bush Fires Act, 1933-1942 (1944, p. 187)	s. 3a. Amended by No. 19, s. 2, 1945, p. 67 s. 4. Amended by No. 19, s. 3 (1), 1945, p. 67, and by No. 23, ss. 2 (1), 3 (1), 1950, pp. 65, 66 s. 5. Amended by No. 19, s. 3 (2), 1945, p. 68, and by No. 23, ss. 2 (2), 3 (2), 1950, pp. 65, 66 s. 5b. Enacted by No. 44, s. 2, 1952, p. 123 s. 8. Amended by No. 19, s. 3 (3), 1945, p. 68, and by No. 23, ss. 2 (3), 3 (3), 1950, pp. 65, 66 s. 8a. Enacted by No. 19, s. 4, 1945, p. 68 s. 8b. Enacted by No. 44, s. 3, 1952, p. 124 s. 11. Amended by No. 19, s. 5, 1945, p. 68, by No. 23, s. 4, 1950, p. 66, and by No. 44, s. 4, 1952, p. 124 s. 12a. Enacted by No. 19, s. 6, 1945, p. 69 s. 13. Amended by No. 44, s. 5, 1952, p. 124 s. 13a. Enacted by No. 23, s. 5, 1950, p. 66 s. 15. Substituted by No. 23, s. 6, 1950, p. 67 s. 15b. Enacted by No. 19, s. 8, 1945, p. 70, and amended by No. 33, s. 2, 1946, p. 153 s. 17. Amended by No. 19, s. 9, 1945, p. 70, by No. 33, s. 3, 1946, p. 153, and by No. 23, s. 7, 1950, p. 67 s. 17a. Enacted by No. 44, s. 6, 1952, p. 125 s. 19. Amended by No. 23, s. 8, 1950, p. 68

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Bush Fires Act, 1933-1942 (1944, p.187) —*continued.*	s. 21. Amended by No. 19, s. 10, 1945, p. 71 s. 27. Amended by No. 19, s. 11, 1945, p. 71 s. 28b. Enacted by No. 23, s. 9, 1950, p. 68 s. 29. Amended by No. 33, s. 4, 1946, p. 154, by No. 23, s. 10, 1950, p. 69, and by No. 44, s. 7, 1952, p. 125 s. 29e. Enacted by No. 23, s. 11, 1950, p. 69 s. 30a. Enacted by No. 19, s. 12, 1945, p. 71
Business Agents Act, 1938 (1938, p. 173)	s. 13a. Enacted by No. 35, s. 2, 1949, p. 118 s. 16. Amended by No. 35, s. 3, 1949, p. 119 s. 18. Amended by No. 10, s. 2, 1951, p. 16 s. 39. *Veitch v. Easson, Maloney v. Easson* (1949) S.A.S.R. 9
Cattle Compensation Act, 1939 (1939, p. 65)	s. 4. Amended by No. 22, s. 2, 1948, p. 109, and by No. 16, s. 2, 1951, p. 30 s. 5. Amended by No. 22, s. 3, 1948, p. 109 s. 6. Amended by No. 22, s. 4, 1948, p. 110, and by No. 33, s. 2, 1951, p. 76 s. 8. Amended by No. 22, s. 5, 1948, p. 110 s. 13. Amended by No. 22, s. 6, 1948, p. 111
Chaff and Hay Act, 1922 (Vol. 1, p. 560)	s. 9. Amended by No. 2384, s. 2, 1938, p. 4 s. 22. Amended by No. 2384, s. 3, 1938, p. 4
Chaff and Hay (Acquisition) Act, 1944 (1944, p. 6)	s. 14. *The Chaff and Hay Acquisition Committee v. J. A. Hempbill & Sons Pty. Ltd.* (1947) 74 C.L.R. 375; 21 A.L.J. 158
Coal Act, 1947 (1947, p. 70).....	s. 12. Amended by No. 10, s. 3, 1949, p. 44 s. 13a. Enacted by No. 10, s. 4, 1949, p. 45 s. 13b. Enacted by No. 10, s. 4, 1949, p. 45 s. 19. Amended by No. 29, s. 3, 1948, p. 140, and by No. 4, s. 3, 1950, p. 6
Collections for Charitable Purposes Act, 1939 (1939, p. 73)	s. 16. Amended by No. 18, s. 3, 1947, p. 45
Community Hotels (Incorporation) Act, 1938 (1938, p. 93)	s. 7. Enacted by No. 23, s. 3, 1944, p. 57 s. 8. Enacted by No. 23, s. 3, 1944, p. 58
The Companies Act, 1934-1935 (Vol. 1, p. 597)	s. 8. Amended by No. 46, ss. 3 and 26, 1939, pp. 349, 356 s. 9. *In re Commonwealth Homes and Investment Company Limited* (1943) S.A.S.R. 211 *In re Riverton Sheep Dip* (1943) S.A.S.R. 344 *In re Proprietary Articles Trade Association of South Australia Incorporated* (1949) S.A.S.R. 88 s. 27a. Enacted by No. 46, s. 4, 1939, p. 349 s. 35. Amended by No. 46, s. 26, 1939, p. 356 s. 36. *Ansett v. Guinea Airways Limited and Potter* (1945) S.A.S.R. 94 s. 37. Amended by No. 46, s. 26, 1939, p. 356 s. 49. *Marshall v. Commonwealth Homes and Investment Company Limited. Elders' Trustee and Executor Company Limited v. Commonwealth Homes and Investment Company Limited* (1941) S.A.S.R. 74, reversed on other grounds by *Elders' Trustee and Executor Co. Ltd. v. Commonwealth Homes and Investment Co., Ltd.* (1941) 65 C.L.R., 603; 115 A.L.J. 252 s. 53. *Smith v. Commonwealth Homes Limited* (1937) S.A.S.R. 337, affirmed by *Commonwealth Homes and Investment Company Limited v. Smith* (1937) 59 C.L.R. 443; 11 A.L.J. 348 s. 56. Amended by No. 46, s. 5, 1939, p. 350 s. 57. Amended by No. 46, s. 6, 1939, p. 350 s. 64. Amended by No. 46, s. 26, 1939, p. 356

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The Companies Act, 1934-1935 (Vol. 1, p. 597)—*continued.*	s. 76. *In re Colton, Palmer & Preston, Limited* (1936) S.A.S.R. 434 s. 100. *In re Lawson Constructions (Pty.) Limited* (1942) S.A.S.R. 201 s. 107. Amended by No. 46, s. 26, 1939, p. 356 s. 119. *Ansett v. Guinea Airways Limited and Potter* (1945) S.A.S.R. 94 s. 124. *Commonwealth Homes and Investment Company Limited v. Mackellar* (1939) 63 C.L.R. 351; 13 A.L.J. 382 s. 125. Amended by No. 46, s. 7, 1939, p. 350 *Ansett v. Guinea Airways Limited and Potter* (1945) S.A.S.R. 94 s. 129. Amended by No. 46, ss. 8 and 26, 1939, pp. 350, 356, and by No. 45, s. 3, 1952, p. 126 s. 130. Amended by No. 46, s. 26, 1939, p. 356 and by No. 45, s. 4, 1952, p. 126 s. 133. Amended by No. 46, s. 26, 1939, p. 356 *South Norseman Gold Mines No Liability v. MacDonald* (1937) S.A.S.R. 53 s. 139. Amended by No. 46, s. 9, 1939, p. 351 s. 147. Amended by No. 46, s. 10, 1939, p. 351 s. 149. Amended by No. 46, s. 26, 1939, p. 356 s. 153. Amended by No. 46, s. 11, 1939, p. 351 s. 154. Amended by No. 46, s. 12, 1939, p. 351 s. 158a. Enacted by No. 46, s. 13, 1939, p. 352. s. 161. Amended by No. 46, s. 14, 1939, p. 353 s. 163. *Rex v. McDonnell* (1940) S.A.S.R. 388 s. 165. Amended by No. 46, s. 15, 1939, p. 353 s. 166. Amended by No. 46, s. 16, 1939, p. 353 s. 176. Amended by No. 46, ss. 17 and 26, 1939, pp, 353, 356 and by No. 45, s. 5, 1952, p. 126 s. 179. Amended by No. 46, s. 18, 1939, p. 354 s. 194. Amended by No. 46, s. 26, 1939, p. 356 s. 196. Amended by No. 46, s. 26, 1939, p. 356 s. 206. Amended by No. 46, s. 19, 1939, p. 354 s. 270. Amended by No. 46, s. 20, 1939, p. 354 s. 293. Amended by No. 46, s. 26, 1939, p. 356 s. 311. Amended by No. 46, s. 21, 1939, p. 354 s. 316. Amended by No. 46, s. 22, 1939, p. 354 s. 353. Amended by No. 45, s. 6, 1952, p. 127 s. 358. Amended by No. 46, s. 23, 1939, p. 354 s. 361a. Enacted by No. 46, s. 24, 1939, p. 354 s. 361b. Enacted by No. 46, s. 24, 1939, p. 355 s. 361c. Enacted by No. 46, s. 24, 1939, p. 355 s. 365. *Maddaford v. De Vantee* (1951) S.A.S.R. 259 s. 366. *In re E. and B. Chemicals and Wool Treatment Proprietary Limited* (1939) S.A.S.R. 441. Special leave to appeal to High Court refused 64 C.L.R. 661; (1940) S.A.S.R. VIII. (note) *In re E. and B. Chemicals and Wool Treatment Proprietary Limited* (1940) S.A.S.R. 267 s. 367. Amended by No. 46, s. 26, 1939, p. 356 s. 368. Amended by No. 46, s. 25, 1939, p. 356 s. 377. *In re Lasscock's Nurseries Limited (In Liquidation)* (1940) S.A.S.R. 251. Appeal to the High Court dismissed 64 C.L.R. 662; (1940) S.A.S.R. VIII. (note) s. 391. *Rex v. McDonnell* (1940) S.A.S.R. 388 s. 395. *In re Lasscock's Nurseries Limited (In Liquidation)* (1940) S.A.S.R. 251. Appeal to the High Court dismissed 64 C.L.R. 662; (1940) S.A.S.R. VIII. (note) Second schedule. Amended by No. 46, s. 26, 1936, p. 356 *Re Lasscock's Nurseries Limited (In Liquidation); McPhail v. Mitton* 14 A.L.J. 270
Compulsory Acquisition of Land Act, 1925 (Vol. 1, p. 870)	s. 12. *W. T. Flint & Son., Ltd. v. The Corporation of the City of Adelaide* (1952) S.A.S.R., 107

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Compulsory Acquisition of Land Act, 1925 (Vol. 1, p. 870)—*continued.*	s. 42. *Minister of Education v. Bosworth and others* (1950) S.A.S.R. 145
Constitution Act 1934-1936 (Vol. 2, p. 1)	This Act, as amended by No. 2381, 1937, p. 134, by No. 48, 1939, p. 365, by No. 49, 1939, p. 368, by No. 31, 1940, p. 89, by No. 8, 1942, p. 16, by No. 41, 1943, p. 124, by No. 19, 1947, p. 46, and by No. 48, 1949, p. 162, and with notes of judicial decisions, is reprinted in the 1949 volume, p. 245. *See also* the following paragraph
Constitution Act, 1934-1949 (1949, p. 245)	s. 55. Amended by No. 38, s. 3, 1950, p. 112 s. 65. Amended by No. 4, s. 3, 1951, p. 7 s. 73a. Enacted by No. 52, s. 3, 1951, p. 165 s. 73b. Enacted by No. 52, s. 3, 1951, p. 166
Control of Advertisements Act, 1916-1935 (Vol. 2, p 40)	s. 4. *Miller v. Penfolds Wines Limited* (1937) S.A.S.R. 11 s. 10 *Miller v. Penfolds Wines Limited* (1937) S.A.S.R. 11
Cornsacks Act, 1938 (1938, p. 124)	s. 9. Amended by No. 6, s. 3, 1939, p. 18
Coroners Act, 1935 (Vol. 2, p. 62)	s. 10. Amended by No. 53, s., 3, 1952, p. 161 s. 15a. Enacted by No. 53, s. 4, 1952, p. 162 s. 19. Amended by No. 53, s. 5, 1952, p. 162 s. 20. Amended by No. 53, s. 6, 1952, p. 162 s. 20a. Enacted by No. 53, s. 7, 1952, p. 162 s. 20b. Enacted by No. 53, s. 7, 1952, p. 163 s. 20c. Enacted by No. 53, s. 7, 1952, p. 163 s. 21. Amended by No. 53, s. 8, 1952, p. 164 s. 21a. Enacted by No. 53, s. 9, 1952, p. 164 s. 21b. Enacted by No. 53, s. 9, 1952, p. 164 s. 22. Amended by No. 53, s. 10, 1952, p. 164 s. 25a. Enacted by No. 53, s. 11, 1952, p. 164 s. 25b. Enacted by No. 53, s. 11, 1952, p. 165 s. 30a. Enacted by No. 53, s. 12, 1952, p. 165 First Schedule. Amended by regulations *Gazette* 26th April, 1951, p. 928 Second Schedule. Amended by No. 53, s. 13, 1952, p. 165
Criminal Law Consolidation Act, 1935 (Vol. 2, p. 81)	s. 14. Amended by No. 53, s. 14, 1952, p. 166 *Rex v. Coventry* (1938) S.A.S.R. 79. Special leave to appeal to the High Court refused; *The King v. Coventry* (1938) 59 C.L.R. 633; 12 A.L.J. 67 s. 14a. Enacted by No. 27, s. 3, 1952, p. 66 s. 15. Amended by No. 27, s. 4, 1952, p. 67 s. 38. Substituted by No. 54, s. 3, 1940, p. 179 s. 38a. Enacted by No. 27, s. 5, 1952, p. 67 s. 46. Substituted by No. 27, s. 6, 1952, p. 67 *Rex v. Muirhead and Bracegirdle: Ex parte The Attorney-General and another* (1942) S.A.S.R. 226 *Church v. Roberts* (1946) S.A.S.R. 65 *Gray v. Jones* (1948) S.A.S.R. 201 s. 50. Amended by No. 54, s. 4, 1940, p. 180 s. 51. Amended by No. 54, s. 4, 1940, p. 180 s. 52. Amended by No. 54, s. 4, 1940, p. 180 s. 52a. Enacted by No. 54, s. 5, 1940, p. 180 s. 54. Amended by No. 27, s. 7, 1952, p. 68 s. 55. Amended by No. 27, s. 8, 1952, p. 68 s. 56. *R. v. Mogy* (1948) S.A.S.R. 32; 22 A.L.J. 190 s. 57a. Enacted by No. 27, s. 9, 1952, p. 68 s. 57b. Enacted by No. 27, s. 9, 1952, p. 69 s. 63. Amended by No. 54, s. 6, 1940, p. 180 s. 76a. Enacted by No. 27, s. 10, 1952, p. 70 s. 77. Substituted by No. 54, s. 7, 1940, p. 180 *Rex v. Clough* (1941) S.A.S.R. 51

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Crown Lands Act, 1929-1936 (Vol 2, p. 219)	This Act, as amended by No. 2363, 1937, p. 88, No. 2408, 1938, p. 95, No. 3, 1939, p. 5, and No. 40, 1939, p. 250, and with notes of judicial decisions, is reprinted in the 1939 volume, p. 414. *See also* the following paragraph
Crown Lands Act, 1929-1939 (1939, p. 414)	s. 5. Amended by No. 26, s. 3, 1944, p. 66 s. 9. Amended by No. 26, s. 4, 1944, p. 66 s. 11. Amended by No. 26, s. 5, 1944, p. 67 s. 22a. Enacted by No. 25, s. 3, 1941, p. 90 s. 22b. Enacted by No. 26, s. 6, 1944, p. 67 Part V., Division III.A. Heading amended by No. 26, s. 7, 1944, p. 67 s. 41d. Amended by No. 26, s. 8, 1944, p. 67 s. 41f. Enacted by No. 26, s. 9, 1944, p. 68 s. 44. Amended by No. 23, s. 3, 1940, p. 61 Part VI. Heading amended by No. 23, s. 4, 1940, p. 62 s. 50b. Enacted by No. 26, s. 10, 1944, p. 68 s. 53. Amended by No. 23, s. 5, 1940, p. 62 s. 58. Substituted by No. 25, s. 4, 1941, p. 91 s. 66a. Enacted by No. 25, s. 5, 1941, p. 91 s. 144. Amended by No. 26, s. 11, 1944, p. 69 s. 145. Amended by No. 26, s. 12, 1944, p. 69 s. 152. Amended by No. 26, s. 13, 1944, p. 69 s. 153. Amended by No. 26, s. 14, 1944, p. 69 s. 154. Amended by No. 26, s. 15, 1944, p. 70 s. 155. Amended by No. 26, s. 16, 1944, p. 70 s. 170. Amended by No. 26, s. 17, 1944, p. 70 s. 170a. Amended by No. 23, s. 6, 1940, p. 62, and by No. 26, s. 18, 1944, p. 71 s. 170b. Amended by No. 26, s. 19, 1944, p. 71 s. 178. Amended by No. 23, s. 7, 1940, p. 62 s. 181. Amended by No. 25, s. 6, 1941, p. 92 s. 184. Amended by No. 26, s. 20, 1944, p. 72 s. 199. Amended by No. 23, s. 8, 1940, p. 62, and by No. 26, s. 21, 1944, p. 72

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Dairy Cattle Improvement Act, 1921-1934 (Vol. 2, p. 343)	s. 7a. Enacted by No. 49, s. 2, 1940, p. 153
Dairy Industry Act, 1928-1935 (Vol. 2, p. 349)	s. 4. Amended by No. 2378, s. 3, 1937, p. 129, by No. 37, s. 2 (2), 1939, p. 217, and by No. 31, s. 3, 1942, p. 95 s. 7. Amended by No. 31, s. 4, 1942, p. 95 s. 8. Amended by No. 37, s. 2 (2), 1939, p. 217, and by No. 31, s. 5, 1942, p. 96 s. 11. Amended by No. 37, s. 2 (2), 1939, p. 217, and by No. 31, s. 6, 1942, p. 96 s. 12. Amended by No. 31, s. 7, 1942, p. 96 s. 19. Amended by No. 31, s. 8, 1942, p. 96 s. 21. Amended by No. 31, s. 9, 1942, p. 96 s. 24. Amended by No. 31, s. 10, 1942, p. 96 s. 26. Amended by No. 31, s. 11, 1942, p. 97 s. 27. Amended by No. 31, s. 12, 1942, p. 97 s. 28. Amended by No. 31, s. 13, 1942, p. 97

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Dairy Produce Act, 1934-1935 (Vol. 2, p. 336)	s. 3. Amended by No. 17, s. 3, 1946, p. 102 s. 5. Amended by No. 12, s. 3, 1940, p. 23 s. 8. Amended by No. 17, s. 4, 1946, p. 103 s. 15a. Enacted by No. 2345, s. 3, 1937, p. 12 s. 15b. Enacted by No. 17, s. 5, 1946, p. 103 s. 26. Amended by No. 2345, s. 4, 1937, p. 13, by No. 2393, s. 3, 1938, p. 39, by No. 12, s. 4, 1940, p. 23, by No. 6, s. 3, 1942, p. 11, by No. 5, s. 3, 1944, p. 11, and repealed by No. 17, s. 6, 1946, p. 103
Dentists Act, 1931-1936 (Vol. 2, p. 396)	s. 21. *Taylor v. The Dental Board of South Australia* (1940) S.A.S.R. 306 s. 40. *McGrath v. Syme. Schonfeldt v. Syme* (1950) S.A.S.R. 14 s. 45. *In re the Dentists Act*, 1931-1936. *Ex parte Schonfeldt* (1939) S.A.S.R. 380 s. 48. *McGrath v. Syme. Schonfeldt v. Syme* (1950) S.A.S.R. 14
Discharged Soldiers Settlement Act, 1934-1935 (Vol. 2, p. 422)	s. 24. Amended by No. 24, s. 3, 1940, p. 68 ss. 24a to 24c. Enacted by No. 24, s. 4, 1940, pp. 69, 70 ss. 29a and 29b. Enacted by No. 24, s. 5, 1940, p. 71
Dog Fence Act, 1946 (1946, p. 155)...	s. 23a. Enacted by No. 43, s. 2, 1949, p. 152 s. 24. Amended by No. 43, s. 3, 1948, p. 153 s. 32a. Enacted by No. 43, s. 4, 1949, p. 153
Dried Fruits Act, 1934 (Vol. 2, p. 462)	s. 8. Amended by No. 2415, s. 3, 1938, p. 136 s. 17a. Enacted by No. 34, s. 3, 1941, p. 127 s. 18. Substituted by No. 2415, s. 4, 1938, p. 136 s. 23. Amended by No. 2415, s. 5, 1938, p. 137 s. 24. Amended by No. 2415, s. 6, 1938, p. 137 s. 24a. Enacted by No. 2415, s. 7, 1938, p. 138 s. 33. Amended by No. 2415, s. 8, 1938, p. 139 *Warnecke v. Pope* (1950) S.A.S.R., 113 s. 34. Amended by No. 2415, s. 9, 1938, p. 139 s. 35. Amended by No. 2415, s. 10, 1938, p. 139 s. 39. Repealed by No. 2415, s. 11, 1938, p. 139
Early Closing Act, 1926-1935 (Vol. 2, p. 477)	s. 35. Amended by No. 18, s. 3, 1940, p. 46, and by No. 36, s. 3, 1945, p. 153 s. 36. Amended by No. 18, s. 4, 1940, p. 46, and by No. 36, s. 4, 1945, p. 154 s. 36a. Enacted by No. 25, s. 3, 1952, p. 59 s. 37a. Enacted by No. 36, s. 5, 1945, p. 154 s. 39. Amended by No. 18, s. 5, 1940, p. 46 s. 50. Amended by No. 18, s. 6, 1940, p. 47 s. 53. Amended by No. 18, s. 7, 1940, p. 47 s. 56. Amended by No. 18, s. 8, 1940, p. 47 s. 72. *Gurry v. Badenoch* (1936) S.A.S.R. 441 s. 73a. Enacted by No. 25, s. 4, 1952, p. 60 s. 75. Amended by No. 18, s. 9, 1940, p. 47 s. 76. Amended by No. 18, s. 10, 1940, p. 47 s. 78. Repealed by No. 18, s. 11, 1940, p. 47 Third schedule. Amended by No. 36, s. 6, 1945, p. 155
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 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

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Electoral Act, 1929-1934 (Vol. 2, p. 567)	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, and by No. 43, s. 2 (1), 1950, p. 121 s. 74. Amended by No. 43, s. 2 (2), 1950, p. 121 s. 80. Substituted by No. 43, s. 3, 1950, p. 122 s. 81. Amended by No. 26, s. 3, 1941, p. 98 s. 86. Amended by No. 26, s. 4, 1941, p. 98 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. 125. Amended by No. 26, s. 6, 1941, p. 99 s. 154. Amended by No. 26, s. 7, 1941, p. 99 s. 198. Amended by No. 30, s. 2, 1943, p. 78
Electricity Act, 1943 (1943, p. 80)	s. 2. Amended by No. 3, s. 39, 1946, p. 16

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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
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 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)	s. 18. *R. v. Turner* (1947) S.A.S.R. 74 Special Leave to appeal to the High Court refused 73 C.L.R. 665 (note) s. 34a. Enacted by No. 29, s. 3, 1945, p. 133 *Hartley v. Hartley* (1948) S.A.S.R. 39 s. 34b. Enacted by No. 29, s. 3, 1945, p. 133 ss. 34c to 34h. Enacted by No. 36, s. 3, 1949, pp. 121-124 s. 42. Amended by No. 40, s. 3, 1940, p. 129 s. 43. Amended by No. 40, s. 4, 1940, p. 129 s. 43a. Enacted by No. 40, s. 5, 1940, p. 130 s. 48a. Enacted by No. 40, s. 6, 1940, p. 130 s. 48b. Enacted by No. 40, s. 6, 1940, p. 130 s. 66. Amended by No. 5, s. 3, 1947, p. 7 s. 66a. Enacted by No. 27, s. 3, 1941, p. 100 and amended by No. 42, s. 3, 1952, p. 120 s. 67. Amended by No. 27, s. 4, 1941, p. 102 s. 67a. Enacted by No. 36, s. 4, 1949, p. 124 s. 69. *Rex v. Butler* (1939) S.A.S.R. 265 Fourth schedule. Enacted by No. 40, s. 7, 1940, p. 130
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

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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. 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
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. 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
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Fruit Fly Act, 1947 (1947, p. 12).....	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, and by No. 10, s. 3, 1952, p. 22 s. 5. Amended by No. 11, s. 3, 1948, p. 72, and by No. 27, s. 4, 1949, p. 85 Schedule. Amended by No. 11, s. 4, 1948, p. 73, by No. 27, s. 5, 1949, p. 86, by No. 24, s. 3, 1950, p. 70, and by No. 10, s. 4, 1952, p. 23
Gas Act, 1924 (Vol. 3, p. 236)	s. 18. Amended by No. 33, s. 3, 1950, p. 97 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. 45a. Enacted by No. 33, s. 11, 1950, p. 99 First schedule. Amended by No. 33, s. 12, 1950, p. 99
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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
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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, and No. 34, 1943, p. 96, and with notes of judicial decisions, is reprinted in the 1943 volume, p. 131. *See also* the following paragraph
Health Act, 1935-1943 (1943, p. 131)..	s. 50. Amended by No. 48, s. 2, 1947, p. 139 s. 101. Amended by No. 14, s. 2, 1950, p. 34 s. 128. Amended by No. 39, s. 2, 1950, p. 114 and by No. 15, s. 2, 1952, p. 31 s. 129. Amended by No. 39, s. 3, 1950, p. 114 and by No. 15, s. 3, 1952, p. 31 s. 138a. Enacted by No. 48, s. 3, 1947, p. 139 s. 138b. Enacted by No. 48, s. 3, 1947, p. 140 s. 146a. Enacted by No. 48, s. 4, 1947, p. 141 ss. 146b to 146n. Enacted by No. 45, s. 3, 1951, pp. 102-109 s. 147. Amended by No. 48, s. 5, 1947, p. 141, and by No. 45, s. 4, 1951, p. 110

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Hospitals Act, 1934 (Vol. 3, p. 531)...	s. 4. Amended by No. 10, s. 2, 1941, p. 23 s. 47. Amended by No. 10, s. 4, 1941, p. 23 *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
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Income Tax Suspension Act, 1942 (1942, p. 73)	s. 8. Repealed by No. 36, s. 4, 1946, p. 175
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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, and No. 58, 1950, p. 201, and with notes of judicial decisions, is reprinted in the 1950 volume, p. 205. See also the following paragraph

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Lottery and Gaming Act, 1936-1950 (1950, p. 206)	s. 4. *O'Sullivan v. Arriola and others* (1951) S.A.S.R. 108 s. 60. *O'Sullivan v. Peters* (1951) S.A.S.R. 54 s. 75. *Marsson v. O'Sullivan* (1951) S.A.S.R. 244 s. 90. *Hudson v. Cox* (1952) S.A.S.R. 168 s. 105. *Dixon v. O'Sullivan* (1951) S.A.S.R. 104 *Crowley v. O'Sullivan* (1952) S.A.S.R. 260 Second schedule. Amended by regulations *Gazette* 26th July, 1951, p. 212
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.
Maintenance Act, 1926-1937 (1937, p. 137)	s. 5. Amended by No. 44, s. 3, 1941, p. 189, and by No. 47, ss. 2 and 3, 1948, p. 203 s. 9. Amended by No. 47, s. 10, 1948, p. 205 s. 12. Amended by No. 47, s. 10, 1948, p. 205 s. 12a. Enacted by No. 47, s. 5, 1948, p. 204 s. 14. Substituted by No. 47, s. 6, 1948, p. 204 s. 23. Repealed by No. 44, s. 4, 1941, p. 189 s. 24. Amended by No. 44, s. 5, 1941, p. 190 s. 25. Substituted by No. 33, s. 3, 1952, p. 98 s. 28. Amended by No. 47, s. 10, 1948, p. 205 *Hampel v. Hampel* (1946) S.A.S.R. 317, reversing *Hampel v. Hampel* (1945) S.A.S.R. 123; 20 A.L.J. 67 s. 46. *Cocks v. Juncken* (1947) 74 C.L.R. 277; 21 A.L.J. 127, reversing *Juncken v. Cocks* (1946) S.A.S.R. 84 s. 48. Amended by No. 31, s. 3, 1950, p. 87 and by No. 33, s. 4, 1952, p. 99 s. 48a. Enacted by No. 44, s. 6, 1941, p. 190 s. 54. Amended by No. 31, s. 4, 1950, p. 87 and by No. 33, s. 5, 1952, p. 99 s. 59. *Williams v. Short* (1939) S.A.S.R. 369 s. 59a. *Williams v. Short* (1939) S.A.S.R. 369 *Lugg v. Wright* (1941) S.A.S.R. 106 s. 60 (1). *Hayter v. Howie* (1937) S.A.S.R. 59. Special leave to appeal to the High Court refused, 59 C.L.R. 807 (note). *Kalms v. Wright* (1940) S.A.S.R. 170 *Mahoney v. Wright* (1943) S.A.S.R. 61 s. 62. Amended by No. 31, s. 5, 1950, p. 88 s. 66. *Axon v. Axon* (1937) 59 C.L.R. 395; 11 A.L.J. 342, affirming *Axon v. Axon* (1937) S.A.S.R. 439 *Garden v. Garden* 2 A.L.J. 66 *Manuel v. Manuel* (1940) S.A.S.R. 362 *Kolosche v. Kolosche* (1943) S.A.S.R. 191 *Fisher v. Fisher* (1945) S.A.S.R. 145 s. 67. Substituted by No. 44, s. 7, 1941, p. 190 s. 68. *Garden v. Garden* 2 A.L.J. 66 s. 72. *Fisher v. Fisher* (1945) S.A.S.R. 145 s. 73. *Freer v. Freer* (1948) S.A.S.R. 76 s. 91. Amended by No. 44, s. 8, 1941, p. 191 *King v. King* (1940) S.A.S.R. 214 s. 100. Amended by No. 44, s. 9, 1941, p. 191 s. 102. *Neale v. Colquhoun* (1944) S.A.S.R. 119 s. 102a. Enacted by No. 31, s. 6, 1950, p. 88 s. 103. Amended by No. 44, s. 10, 1941, p. 191, and by No. 31, s. 7, 1950, p. 88 s. 104. Repealed by No. 31, s. 8, 1950, p. 88 s. 105. Amended by No. 44, s. 11, 1941, p. 192, and by No. 47, s. 7, 1948, p. 204 s. 108. Amended by No. 44, s. 12, 1941, p. 192 *Neale v. Colquhoun* (1944) S.A.S.R. 119 s. 109. Amended by No. 47, s. 8, 1948, p. 205 s. 110. Amended by No. 44, s. 13, 1941, p. 192 s. 111. Amended by No. 44, s. 14, 1941, p. 192

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Maintenance Act, 1926-1937 (1937, p. 137)—*continued.*	s. 112. Amended by No. 44, s. 15, 1941, p. 192, and by No. 31, s. 9, 1950, p. 89 s. 113. Amended by No. 44, s. 16, 1941, p. 192 s. 117. Repealed by No. 44, s. 17, 1941, p. 192 s. 122a. Enacted by No. 44, s. 18, 1941, p. 192 s. 123. Amended by No. 31, s. 10, 1950, p. 89 s. 126. Amended by No. 40, s. 3, 1946, p. 185 s. 127. Amended by No. 31, s. 11, 1950, p. 89 s. 150. Amended by No. 47, s. 9, 1948, p. 205, and by No. 31, s. 12, 1950, p. 89 s. 157. Amended by No. 31, s. 13, 1950, p. 89 s. 158. Amended by No. 31, s. 14, 1950, p. 89 s. 163. Amended by No. 44, s. 19, 1941, p. 192 s. 165. Amended by No. 44, s. 20, 1941, p. 193 s. 166. Amended by No. 44, s. 21, 1941, p. 193 s. 182. Amended by No. 31, s. 15, 1950, p. 89 s. 182a. Enacted by No. 33, s. 6, 1952, p. 99 s. 186. Amended by No. 31, s. 16, 1950, p. 89 s. 188. Amended by No. 31, s. 17, 1950, p. 89 s. 189. Amended by No. 31, s. 18, 1950, p. 90 s. 195. Repealed by No. 31, s. 19, 1950, p. 90 Second schedule. Amended by No. 44, s. 22, 1941, p. 193
Maintenance Orders (Facilities for Enforcement) Act, 1922-1925 (Vol. 5, p. 543)	s. 6. *Jarvis v. Jarvis* (1947) S.A.S.R. 12
Margarine Act, 1939 (1939, p. 217)...	s. 3. Amended by No. 35, s. 3, 1940, p. 98 s. 3a. Enacted by No. 35, s. 4, 1940, p. 99 Heading before s. 20. Amended by No. 45, s. 3, 1941, p. 194 s. 20. Amended by No. 45, s. 4, 1941, p. 194, by No. 19, s. 3, 1948, p. 100, and by No. 31, s. 2, 1952, p. 95 s. 20a. Enacted by No. 35, s. 5, 1940, p. 99 s. 25. Amended by No. 45, s. 5, 1941, p. 195 s. 25a. Enacted by No. 45, s. 6, 1941, p. 195
Marine Act, 1936 (Vol. 5, p. 556).....	s. 145. Amended by No. 17, s. 4, 1947, p. 44
The Marine Stores Act, 1898-1935 (Vol. 5, p. 624)	s. 13. Amended by No. 14, s. 2, 1947, p. 34 s. 30. Amended by No. 14, s. 3, 1947, p. 34 Fifth schedule. Amended by No. 14, s. 4, 1947, p. 35
Marketing of Eggs Act, 1941 (1941, p. 168)	s. 16. Amended by No. 5, s. 3, 1949, p. 9 s. 18a. Enacted by No. 3, s. 3, 1942, p. 5 s. 27. Amended by No. 3, s. 4, 1942, p. 6 s. 35. Amended by No. 30, s. 3, 1945, p. 135, and by No. 5, s. 4, 1949, p. 9
The Markets Clauses Act, 1870-1935 (Vol. 5, p. 639)	s. 13. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 26a. Enacted by No. 2370, s. 2, 1937, p. 105 s. 31. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 36. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 38. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 40. Repealed by No. 2370, s. 3, 1937, p. 106
Marriage Act, 1936 (Vol. 5, p. 653)....	This Act, as amended by No. 18, 1941, p. 62, No. 51, 1941, p. 245, and No. 7, 1944, p. 13, and with notes of judicial decisions, is reprinted in the 1944 volume, p. 214. *See also* the following paragraph
Marriage Act, 1936-1944 (1944, p. 214)	s. 14. Substituted by No. 21, s. 2, 1950, p. 61 Sixth schedule. Amended by regulations *Gazette* 22nd March, 1951, p. 647

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Matrimonial Causes Act, 1929-1935 (Vol. 5, p. 693)	s. 5. *K (otherwise W.) v. W.* (1939) S.A.S.R. 68 s. 6. *Daws v. Daws* (1941) S.A.S.R. 186 *Carey v. Carey* (1942) S.A.S.R. 62 *Evans v. Evans and Berry* (1942) S.A.S.R. 223; 17, A.L.J. 61 *Bradford v. Bradford* (1943) S.A.S.R. 123, affirming *Bradford v. Bradford* (1943) S.A.S.R. 5 *Field v. Field* (1944) S.A.S.R. 71 *Maitland v. Maitland* (1944) S.A.S.R. 80 *McCoy v. McCoy and Court* (1944) S.A.S.R. 274, reversing *McCoy v. McCoy* (1944) S.A.S.R. 231 *Savenis v. Savenis and Szmeck* (1950) S.A.S.R. 309; 25 A.L.J. 72 *Schawrowas v. Schawrowas* (1951) S.A.S.R. 75 *Cross v. Cross* (1951) S.A.S.R. 172 *Vassallo v. Vassallo and Hutton* (1952) S.A.S.R. 129 *Fokas (otherwise Milkalauskaite) v. Fokas* (1952) S.A.S.R. 152 s. 6 (*a*). *Craske v. Craske* (1936) S.A.S.R. 439 *Carter v. Carter* (1937) S.A.S.R. 16 *Greenfield v. Greenfield and Barber* (1938) S.A.S.R. 435 *Williams v. Williams* (1939) S.A.S.R. 20 *Pate v. Pate and Morris* (1939) S.A.S.R. 440 *W. v. W.* (1941) S.A.S.R. 144 *Scott v. Scott and Chamberlain* (1942) S.A.S.R. 19 *Ramsey v. Ramsey* (1942) S.A.S.R. 74 *McKinnon v. McKinnon* (1942) S.A.S.R. 107 *Eustice v. Eustice and Creasy* (1942) S.A.S.R. 256 *Hewton v. Hewton* (1944) S.A.S.R. 54 *Wilson v. Wilson and Roberts* (1946) S.A.S.R. 226; 21 A.L.J. 316 *Wright v. Wright* 22 (1948) 77 C.L.R. 191; 22 A.L.J. 534 *Tetley v. Tetley* (1949) S.A.S.R. 66 s. 6 (*b*). *Dunkley v. Dunkley* (1938) S.A.S.R. 325 *Wilkinson v. Wilkinson* (1943) S.A.S.R. 207 *Templer v. Templer* (1944) S.A.S.R. 32 *Dahlitz v. Dahlitz* (1945) S.A.S.R. 47; 19 A.L.J. 271 *McCann v. McCann* (1947) S.A.S.R. 108 *Semmens v. Semmens* (1947) S.A.S.R. 352; 22 A.L.J. 91 *Cox v. Cox* (1949) S.A.S.R. 117 *Harper v. Harper* (1951) S.A.S.R. 66 *Truscott v. Truscott* (1951) S.A.S.R. 181 *Siggins v. Siggins* (1951) S.A.S.R. 227 s. 6 (*c*). Amended by No. 2428, s. 3 (1), 1938, p. 278 *Lawlor v. Lawlor and Freeman* (1937) S.A.S.R. 44 *The Crown Solicitor for the State of South Australia v. Gilbert* (1937) 59 C.L.R. 322; 11 A.L.J. 347, reversing *Gilbert v. Gilbert* (1937) S.A.S.R. 79 *Hamilton v. Hamilton* (1937) S.A.S.R. 162 *Dedrick v. Dedrick* (1938) S.A.S.R. 302 *Sinclair v. Sinclair* (1938) S.A.S.R. 360 *Sawford v. Sawford* (1939) S.A.S.R. 55 *Phillis v. Phillis* (1939) S.A.S.R. 125 *Sheehan v. Sheehan* (1940) S.A.S.R. 315 *Shurven v. Shurven* (1943) S.A.S.R. 52 *Struthers v. Struthers* (1943) S.A.S.R. 89 *Maddigan v. Maddigan* (1943) S.A.S.R. 142 *Goldner v. Goldner* (1944) S.A.S.R. 63 *Bellamy v. Bellamy* (1944) S.A.S.R. 271 *Gillies v. Gillies* (1945) S.A.S.R. 1 *Morgan v. Morgan* (1945) S.A.S.R. 175 *Gordon v. Gordon* (1946) S.A.S.R. 168; 21 A.L.J. 157 *Saxby v. Saxby* 20 A.L.J. 436 *Harval v. Harval* (1946) S.A.S.R. 259 *Robinson v. Robinson* (1946) S.A.S.R. 264 *Beck v. Beck* (1946) S.A.S.R. 309 *Morgan v. Morgan* (1947) S.A.S.R. 51

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Matrimonial Causes Act, 1929-1935 (Vol. 5, p. 693)—*continued.*	*White v. White* (1950) S.A.S.R. 186 *Blaikie v. Blaikie* (1950) S.A.S.R. 247 *Preston v. Preston* (1950) S.A.S.R. 305 *Hayes v. Hayes* (1951) S.A.S.R. 118 *Mewett v. Mewett* (1952) S.A.S.R. 148 s. 6 (*d*). *McGuire v. McGuire* (1943) S.A.S.R. 167 *Ware v. Ware* (1950) S.A.S.R. 203 *Pinnington v. Pinnington* (1952) S.A.S.R. 256 s. 6 (*h*). *C. v. C.* (1939) S.A.S.R. 377 *Bowering v. Bowering* (1944) S.A.S.R. 145 s. 6 (*i*). Amended by No. 51, s. 3 (1), 1941, p. 245 *Davis v. Davis* (1943) S.A.S.R. 203 *Read v. Read* (1944) S.A.S.R. 26 s. 6 (*j*). Amended by No. 2428, s. 3 (1), 1938, p. 278 *Williams v. Williams* (1951) S.A.S.R. 18 s. 6 (*k*). Enacted by No. 2428, s. 3 (1), 1938, p. 278 *West v. West* (1940) S.A.S.R. 303 s. 6a. Enacted by No. 51, s. 4, 1941, p. 246 *Robinson v. Robinson* (1946) S.A.S.R. 264 *Beck v. Beck* (1946) S.A.S.R. 309 *Daulby v. Daulby* (1947) S.A.S.R. 175 *Roberts v. Roberts* (1948) S.A.S.R. 337 s. 7 (*a*). *Barber v. Barber and Greenfield* (1938) S.A.S.R. 103, affirming *Barber v. Barber and Greenfield* (1937) S.A.S.R. 383 s. 7 (*c*). *Richardson v. Richardson* (1938) S.A.S.R. 137 s. 8. Amended by No. 51, s. 5, 1941, p. 246 s. 9. *Besanko v. Besanko* (1949) S.A.S.R. 275 s. 10. *Martin v. Martin and Long* (1944) S.A.S.R. 59 *Bell v. Bell* (1944) S.A.S.R. 247 *Wright v. Wright* (1948) 77 C.L.R. 191; 22 A.L.J. 534 s. 11 (*a*). *Haeveker v. Haeveker* (1937) 57 C.L.R. 639; 10 A.L.J. 469 *Downing v. Downing* (1942) S.A.S.R. 17 *Bland v. Bland and Pascoe* (1942) S.A.S.R. 59 *Martin v. Martin and Long* (1944) S.A.S.R. 59 *Adams v. Adams* (1944) S.A.S.R. 68 *Snelling v. Snelling* (1944) S.A.S.R. 148 *Robertson v. Robertson* (1945) S.A.S.R. 65 *Fairey v. Fairey* (1947) S.A.S.R. 69; 21 A.L.J. 274 *Eriksen v. Eriksen* (1947) S.A.S.R. 82; 21 A.L.J. 274 *Whiting v. Whiting and Chellow* (1947) S.A.S.R. 363; 22 A.L.J. 94 *Francis v. Francis* (1947) S.A.S.R. 427 *Gale v. Gale* 26 A.L.J. 450, affirming *Gale v. Gale and Osmond* (1951) S.A.S.R. 207 s. 11 (*b*). *Amber v. Amber* (1937) S.A.S.R. 27 *Barlow v. Barlow and Klemich and Angus* (1937) S.A.S.R. 246 *White v. White* (1938) S.A.S.R. 133 *Todd v. Todd and Close* (1938) S.A.S.R. 304 *Percival v. Percival* (1944) S.A.S.R. 40 *Tuckwell v. Tuckwell* (1952) S.A.S.R. 240 s. 12. *The Crown Solicitor for the State of South Australia v. Gilbert* (1937) 59 C.L.R. 322; 11 A.L.J. 347, reversing *Gilbert v. Gilbert* (1937) S.A.S.R. 79 *Haeveker v. Haeveker* (1937) 57 C.L.R. 639; 10 A.L.J. 469 *Preece v. Preece* (1938) S.A.S.R. 195 *Stuckey v. Stuckey and Camphuyunder* (1938) S.A.S.R. 286 *Greenfield v. Greenfield and Barber* (1938) S.A.S.R. 435 *Deane v. Deane* (1942) S.A.S.R. 199 *Allen v. Allen* (1942) S.A.S.R. 257 *Bradford v. Bradford* (1943) S.A.S.R. 5 *Wilkinson v. Wilkinson* (1943) S.A.S.R. 207 *Jones v. Jones* (1943) S.A.S.R. 299 *Hamlyn v. Hamlyn* (1943) S.A.S.R. 323 *Chase v. Chase* (1944) S.A.S.R. 35

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Primary Producers' Debts Act, 1935-1936 (Vol. 6, p. 656)	s. 3. Repealed by No. 26, s. 22, 1943, p. 70 s. 9. Amended by No. 5, s. 3, 1939, p. 16, and by No. 30, s. 3, 1941, p. 113, and repealed by No. 26, s. 22, 1943, p. 70 s. 10. Amended by No. 5, s. 4, 1939, p. 16, and repealed by No. 30, s. 4, 1941, p. 113 s. 12. Amended by No. 26, s. 23, 1943, p. 70 ss. 22-26. *In re Stringer* (1940) S.A.S.R. 401 s. 24. Amended by No. 30, s. 5, 1941, p. 113 s. 34a. Enacted by No. 2358, s. 3, 1937, p. 57 s. 36. Repealed by No. 26, s. 24, 1943, p. 70 s. 36a. Enacted by No. 5, s. 5, 1939, p. 17 s. 39. *Crafter v. Kelly* (1941) S.A.S.R. 237 s. 41. Amended by No. 26, s. 25, 1943, p. 70
Public Charities Funds Act, 1935 (Vol. 6, p. 697)	s. 26a. Enacted by No. 50, s. 2, 1940, p. 155
Public Finance Act, 1936 (Vol. 6, p. 710)	s. 14. Substituted by No. 11, s. 3, 1947, p. 23 s. 27. Amended by No. 11, s. 4, 1947, p. 23 ss. 32a to 32j. Enacted by No. 48, s. 3, 1949, pp. 162, 165 s. 38. Enacted by No. 48, s. 4, 1949, p. 165 s. 39. Enacted by No. 48, s. 4, 1949, p. 166
Public Service Act, 1936 (Vol. 7, p. 1)..	This Act, as amended by No. 2375, 1937, p. 123, No. 2377, 1937, p. 126, No. 2423, 1938, p. 199, No. 45, 1940, p. 143, No. 22, 1941, p. 82, No. 28, 1942, p. 83, No. 12, 1945, p. 43, No. 30, 1946, p. 137, No. 46, 1947, p. 126, No. 39, 1948, p. 175, and No. 20, 1949, p. 67, and with notes of judicial decisions, is reprinted in the 1949 volume, page 351. *See also* the following paragraph

Act Affected.	How Affected.
Public Service Act, 1936-1949 (1949, p. 351)	s. 17. Amended by No. 47, s. 3, 1951, p. 121 s. 24. Amended by No. 47, s. 4, 1951, p. 121 s. 28. Amended by No. 32, s. 3, 1950, p. 91 s. 29a. Amended by No. 32, s. 5 (1), 1950, p. 92 s. 30. Amended by No. 32, s. 4, 1950, p. 91 s. 32a. Enacted by No. 32, s. 6, 1950, p. 92, and amended by No. 47, s. 5, 1951, p. 122 s. 32b. Enacted by No. 47, s. 6, 1951, p. 122 s. 40. Amended by No. 32, s. 7, 1950, p. 93 s. 49a. Amended by No. 47, s. 7, 1951, p. 122 s. 52. Amended by No. 32, s. 8, 1950, p. 93, and by No. 47, s. 8, 1951, p. 123 s. 56a. Enacted by No. 32, s. 9, 1950, p. 94 s. 57. Amended by No. 32, s. 10, 1950, p. 94, and by No. 47, s. 9, 1951, p. 123 s. 74. Amended by No. 32, s. 11 (1), 1950, p. 95 s. 75. Amended by No. 32, s. 12, 1950, p. 95 s. 75a. Amended by No. 32, s. 13, 1950, p. 95 s. 76. Substituted by No. 32, s. 14, 1950, p. 95 and amended by No. 49, s. 3, 1952, p. 147 s. 76a. Enacted by No. 32, s. 15, 1950, p. 96, and amended by No. 47, s. 10, 1951, p. 124
Public Service Act Amendment Act, 1942 (1942, p. 83)	s. 4. Amended by No. 12, s. 3, 1945, p. 43
Public Supply and Tender Act, 1914-1930 (Vol. 7, p. 41)	s. 7a. Enacted by No. 7, s. 2, 1940, p. 13 s. 15b. Enacted by No. 7, s. 3, 1940, p. 14 s. 15c. Enacted by No. 7, s. 3, 1940, p. 14
Public Works Standing Committee Act, 1927-1935 (Vol. 7, p. 47)	s. 6. Amended by No. 9, s. 3, 1944, p. 20 s. 7. Amended by No. 9, s. 4, 1944, p. 21 s. 12. Amended by No. 8, s. 4, 1951, p. 13 s. 25a. Enacted by No. 2, s. 3, 1940, p. 3
The Real Property Act, 1886-1936 (Vol. 7, p. 59)	s. 6. *The South-Eastern Drainage Board (South Australia) v. The Savings Bank of South Australia* (1939) 62 C.L.R. 603; 13 A.L.J. 421, varying *Savings Bank of South Australia v. South-Eastern Drainage Board and another* (1939) S.A.S.R. 339 s. 69. Amended by No. 39, s. 3, 1945, p. 181 *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. 71. *Bodey v. Smith and another* (1938) S.A.S.R. 352 ss. 80a to 80i. Enacted by No. 39, s. 4, 1945, pp. 181-184 s. 96a. Enacted by No. 36, s. 6, 1939, p. 214 s. 97. *The English, Scottish, and Australian Bank, Limited v. Phillips* (1936-1937) 57 C.L.R. 302; 10 A.L.J. 458 s. 142a. Enacted by No. 36, s. 5, 1939, p. 213 s. 148a. Enacted by No. 39, s. 5, 1945, p. 184 s. 151. *The English, Scottish, and Australian Bank, Limited v. Phillips* (1936-1937) 57 C.L.R. 302; 10 A.L.J. 458 s. 169. Substituted by No. 36, s. 7, 1939, p. 214 s. 220. Amended by No. 39, s. 6, 1945, p. 185 ss. 223a to 223l. Enacted by No. 39, s. 7, 1945, pp. 185-188 s. 229. *Rex v. McHale* (1952) S.A.S.R. 54 s. 245. *In re Coombe* (1941) S.A.S.R. 197 s. 246. *Phillis v. The King* 15 A.L.J. 191

Act Affected.	How Affected.
The Real Property Act, 1886-1936 (Vol 7, p. 59)—*continued.*	s. 251. Amended by No. 39, s. 8, 1945, p. 188 ss. 255 and 256. Repealed by No. 36, s. 8, 1939, p. 226 s. 268. Amended by No. 36, s. 9, 1939, p. 216 Sixth schedule. Amended by No. 36, s. 10 (1), 1939, p. 216 Seventh schedule. Amended by No. 36, s. 10 (1), 1939, p. 216 Eleventh schedule. Amended by No. 36, s. 10 (2), 1939, p. 216 Nineteenth schedule. Amended by No. 36, s. 11, 1939, p. 216 Twenty-third schedule. Enacted by No. 39, s. 9, 1945, p. 188
Registration of Business Names Act, 1928-1932 (Vol. 7, p. 173)	s. 3. Amended by No. 23, s. 2, 1946, p. 114 s. 5. Substituted by No. 23, s. 3, 1946, p. 114 s. 8. Amended by No. 23, s. 4, 1946, p. 115 s. 9. Amended by No. 11, s. 2 (1), 1950, p. 23 s. 11. Amended by No. 11, s. 2 (2), 1950, p. 23 s. 13. Amended by No. 23, s. 5, 1946, p. 115 s. 21. Substituted by No. 11, s. 3, 1950, p. 23 s. 22. Amended by No. 23, s. 7, 1946, p. 116 s. 22a. Amended by No. 23, s. 8, 1946, p. 117 s. 23. Amended by No. 23, s. 9, 1946, p. 117, and by No. 11, s. 4, 1950, p. 24 s. 23b. Enacted by No. 23, s. 10, 1946, p. 118
Registration of Dogs Act, 1924-1929 (Vol. 7, p. 204)	s. 10. Amended by No. 21, s. 2, 1948, p. 103 s. 12. Amended by No. 21, s. 3, 1948, p. 103 s. 13. Amended by No. 21, s. 4, 1948, p. 104 s. 14. Amended by No. 21, s. 5, 1948, p. 104 s. 19. Amended by No. 21, s. 6, 1948, p. 104 s. 20. Amended by No. 21, s. 7, 1948, p. 104 s. 21a. Enacted by No. 21, s. 8, 1948, p. 104 s. 22. Amended by No. 21, s. 9, 1948, p. 105 s. 24. Amended by No. 21, s. 10, 1948, p. 105 *Watts v. Welch. Tobin v. Welch* (1950) S.A.S.R. 289 s. 30. Amended by No. 21, s. 11, 1948, p. 105 s. 31a. Enacted by No. 21, s. 12, 1948, p. 106 s. 33. Substituted by No. 21, s. 13, 1948, p. 106 s. 34. Amended by No. 21, s. 14, 1948, p. 106 s. 34a. Enacted by No. 21, s. 15, 1948, p. 106 s. 37. Enacted by No. 21, s. 16, 1948, p. 107 Second schedule. Amended by No. 21, s. 17, 1948, p. 107 Fifth schedule. Enacted by No. 21, s. 18, 1948, p. 108
Renmark Irrigation Trust Act, 1936 (Vol. 7, p. 217)	s. 5. Amended by No. 45, s. 3, 1950, p. 126 s. 8. Amended by No. 26, s. 2, 1945, p. 115 s. 11. Amended by No. 26, s. 3, 1945, p. 116 s. 21. Amended by No. 26, s. 4, 1945, p. 117 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. 33. Amended by No. 45, s. 6, 1950, p. 127 ss. 65a to 65d. Enacted by No. 45, s. 7, 1950, pp. 128, 129 s. 72a. Enacted by No. 45, s. 8, 1950, p. 129 s. 92. Amended by No. 40, s. 3, 1948, p. 181 and by No. 9, s. 3, 1952, p. 20 s. 97. Amended by No. 26, s. 5, 1945, p. 117 s. 115. Substituted by No. 40, s. 4, 1948, p. 182 s. 116. Substituted by No. 40, s. 4, 1948, p. 182 ss. 117 to 121. Repealed by No. 40, s. 4, 1948, p. 182

Act Affected.	How Affected.
Renmark Irrigation Trust Act, 1936 (Vol. 7, p. 217)—*continued.*	s. 142. Amended by No. 40, s. 5, 1948, p. 182 s. 154. Amended by No. 26, s. 6, 1945, p. 118 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
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 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 s. 28a. Enacted by No. 47, s. 12, 1939, p. 363 s. 28b. Enacted by No. 47, s. 12, 1939, p. 363 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

Act Affected.	How Affected.
Roads (Opening and Closing) Act, 1932-1936 (Vol. 7, p. 342)—*continued.*	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, and No. 29, 1950, p. 80, and with notes of judicial decisions, is reprinted in the 1950 volume, p. 279. *See also* the following paragraph
Road Traffic Act, 1934-1950 (1950, p. 279)	s. 9. Amended by No. 48, s. 4, 1951, p. 125 and by No. 41, s. 3, 1952, p. 117 s. 9d. Enacted by No. 48, s. 5, 1951, p. 126 s. 10b. Amended by No. 48, s. 6, 1951, p. 126 s. 20. Amended by No. 48, s. 7, 1951, p. 127 s. 26. Amended by No. 48, s. 8, 1951, p. 127 s. 27. Amended by No. 48, s. 9, 1951, p. 127 s. 31. Amended by No. 48, s. 10, 1951, p. 127 s. 36. Substituted by No. 48, s. 11, 1951, p. 127 s. 36a. Amended by No. 42, s. 3, 1952, p. 121 s. 40c. Enacted by No. 48, s. 12, 1951, p. 127 and amended by No. 41, s. 4, 1952, p. 118 s. 42. Amended by No. 48, s. 13, 1951, p. 128 s. 45. Amended by No. 48, s. 14, 1951, p. 128 s. 48. Amended by No. 48, s. 15, 1951, p. 129 *Hunter v. Fitzgerald* (1951) S.A.S.R. 126 *Thomas v. O'Sullivan* (1951) S.A.S.R. 149 *Webb v. O'Sullivan* (1952) S.A.S.R. 65 *Sims v. O'Sullivan* (1952) S.A.S.R. 179 *Picken v. O'Sullivan* (1952) S.A.S.R. 184 s. 57. Amended by No. 41, s. 5, 1952, p. 118 s. 61. Amended by No. 48, s. 16, 1951, p. 129 s. 67a. Amended by No. 48, s. 17, 1951, p. 130 s. 70a. *Johnson v. Lavender* (1952) S.A.S.R. 267 s. 70c. Amended by No. 48, s. 18, 1951, p. 130 s. 70d. Amended by No. 48, s. 19, 1951, p. 130 s. 70da. Enacted by No. 41, s. 6, 1952, p. 118 s. 70g. Amended by No. 48, s. 20, 1951, p. 130 s. 70h. Substituted by No. 30, s. 4, 1951, p. 65 s. 119. Amended by No. 48, s. 21, 1951, p. 130 s. 120. *Gosden v. Fenwick* (1952) S.A.S.R. 295 s. 127a. Amended by No. 48, s. 22, 1951, p. 131 *Reed v. Thompson* (1952) S.A.S.R. 242 s. 130a. *Hine v. O'Connor and Chambers and The Fire Brigades Board* (1951) S.A.S.R. 1 s. 130b. Amended by No. 41, s. 7, 1952, p. 118 s. 130c. Substituted by No. 48, s. 23, 1951, p. 131 s. 131. Amended by No. 48, s. 24, 1951, p. 132 *Sinclair v. Knight* (1952) S.A.S.R. 97 *Moss v. Campbell* (1952) S.A.S.R. 255 *Tamke v. McKenzie* (1952) S.A.S.R. 235 *Henderson v. Millar and others* (1952) S.A.S.R. 250 s. 131a. Enacted by No. 48, s. 25, 1951, p. 132 s. 139. Amended by No. 48, s. 26, 1951, p. 132 s. 152a. Enacted by No. 48, s. 27, 1951, p. 133 s. 154. *Lomax v. Reed* (1952) S.A.S.R. 225 s. 156a. Amended by No. 41, s. 8, 1952, p. 118 *Hine v. O'Connor and Chambers and The Fire Brigades Board* (1951) S.A.S.R. 1

Act Affected.	How Affected.
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. 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. Amended by No. 25, s. 3, 1949, p. 81 s. 20. Amended by No. 25, s. 4, 1949, p. 82 s. 26a. Enacted by No. 27, s. 4, 1945, p. 121 s. 27. Amended by No. 13, s. 8, 1942, p. 34 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 s. 48. Substituted by No. 13, s. 23, 1942, 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, and by No. 25, s. 10, 1949, p. 83

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The Savings Bank of South Australia Act, 1929-1935 (Vol. 7, p. 526)—*contd.*	s. 60. Amended by No. 31, s. 9, 1947, p. 86 s. 60a. Enacted by No. 33, s. 5, 1948, p. 156 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 Second schedule. Amended by regulations *Gazette*, 14th September, 1944, p. 324
Second-hand Dealers Act, 1919-1934 (Vol. 7, p. 570)	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. 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. 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. 75a. Enacted by No. 48, s. 8, 1946, p. 223 s. 85. Amended by No. 48, s. 9, 1946, p. 224
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
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

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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 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
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
South-Eastern Drainage Act, 1931-1935 (Vol. 7, p. 721)	s. 6. Amended by No. 25, s. 3, 1947, p. 65 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 ss. 103a to 103j. Enacted by No. 34, s. 3, 1948, pp. 159-162
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, and with notes of judicial decisions, is reprinted in this volume, p. 245.

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Steam Boilers and Enginedrivers Act, 1935 (Vol. 8, p. 5)	s. 56. Amended by No. 43, s. 3, 1952, p. 122
Stock and Poultry Diseases Act, 1934 (Vol. 8, p. 39)	s. 5. Amended by No. 29, ss. 3 and 4 (1), 1946 pp. 132, 133 s. 6. Amended by No. 29, s. 4 (2), 1946, p. 133 s. 10a. Enacted by No. 31, s. 2, 1941, p. 115 s. 10b. Enacted by No. 31, s. 2, 1941, p. 116 s. 18. Amended by No. 29, s. 5, 1946, p. 133 s. 19. Amended by No. 29, s. 6 (1), 1946, p. 133 s. 20. Amended by No. 29, s. 7, 1946, p. 134 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, 1946, p. 135 s. 37. Repealed by No. 29, s. 11, 1946, p. 136 s. 38. Substituted by No. 29, s. 12, 1946, p. 136 s. 39. Amended by No. 29, s. 13, 1946, p. 136 s. 41. Repealed by No. 29, s. 11, 1946, p. 136 s. 42. Amended by No. 29, s. 14, 1946, p. 136 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. Amended by No. 29, s. 6 (2), 1946, p. 134 Fourth schedule. Repealed by No. 29, s. 4 (4), 1946, p. 133
Stock Foods Act, 1941 (1941, p. 118)	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
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. 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. 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

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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. 47. Amended by No. 29, s. 2, 1949, p. 90 Third schedule. Amended by No. 29, s. 3, 1949, p. 90
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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 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

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Weights and Measures Act, 1934 (Vol. 8, p. 626)—*continued.*	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 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, and by No. 39, s. 4, 1944, p. 184 s. 57a. Enacted by No. 9, s. 13, 1939, p. 31 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 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, 1948 (1948, p. 129)	s. 14. Amended by No. 40, s. 4, 1951, p. 89
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. 6a. Enacted by No. 41, s. 2, 1951, p. 91 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. 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

Act Affected.	How Affected.
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, and with notes of judicial decisions, is reprinted in the 1947 volume, p. 176. *See also* the following paragraph
Workmen's Compensation Act, 1932-1947 (1947, p. 176)	s. 4. *Lokan v. Metropolitan and Export Abattoirs Board* (1950) S.A.S.R. 273 s. 7. Amended by No. 24, s. 3, 1951, p. 45 s. 16. Amended by No. 24, s. 4, 1951, p. 45 s. 17. Amended by No. 24, s. 5, 1951, p. 45 s. 18. Amended by No. 28, s. 3, 1950, p. 78, and by No. 24, s. 6, 1951, p. 46 s. 18a. Amended by No. 28, s. 4, 1950, p. 79, and by No. 24, s. 7, 1951, p. 46 s. 26. Amended by No. 24, s. 8, 1951, p. 47 Second schedule. Amended by regulations *Gazette* 12th January, 1950, p. 41
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, and No. 50, 1951, p. 138, and with notes of judicial decisions, is reprinted in the 1951 volume, p. 244. *See also* the following paragraph.
Wrongs Act, 1936-1951 (1951, p. 244)	s. 27a. Amended by No. 42, s. 3, 1952, p. 121

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 June, 1953. 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 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 June, 1953.

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.
Regulations: *Gazette* 27th March, 1952, p. 657.

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* 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.
s. 33. Proclamation: *Gazette* 8th January, 1945, p. 243.
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.

Adelaide Show Grounds (By-laws) Act, 1929.

By-laws : *Gazette* 21st August, 1930, p. 351 : 8th January, 1948, p. 3.

Administration and Probate Act, 1919-1937.

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.

Regulations under the Fees Regulation Act, 1927 : relating to fees payable to the Public Trustee : *Gazette* 3rd December, 1931, p. 1033 ; 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.

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, 1928-1951.

Commencement : 2nd April, 1929 ; *Gazette* 28th March, 1929, p. 636.

Regulations : *Gazette* 28th March, 1929, p. 636.

Advances to Settlers Act, 1930-1952.

Regulations : 2nd April, 1953, p. 689.

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.

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, 1919-1938.

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.

Under s. 8 (1) (*c*)—

(i.) *Gazette* 29th November, 1928, p. 1137 ; 3rd February, 1938, p. 233.

(ii.) *Gazette* 23rd August, 1923, p. 413 ; 25th November, 1926, p. 1337 ; 15th March, 1928, p. 561.

(iii.) *Gazette* 29th June, 1933, p. 1093.

(iv.) *Gazette* 13th July, 1933, p. 47 ; 24th January, 1935, p. 327 ; 23rd November, 1939, p. 1380.

Animals and Birds Protection Act, 1919-1938—*continued.*

(v.) *Gazette* 23rd July, 1925, p. 167; 4th March, 1926, p. 685; 25th March, 1926, p. 865; 20th January, 1927, p. 121; 15th November, 1928, p. 1053; 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; 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; 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.

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; 10th June, 1920, p. 1399; 1st March, 1923, p. 486; 24th May, 1923, p. 1140; 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.

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* 12th December, 1935, p. 1390.

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. 12. Proclamation: *Gazette* 27th January, 1944, p. 92.
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.: Proclamation: *Gazette* 24th May, 1951, p. 1122.
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.

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, 1929-1935.

Commencement: 16th December, 1929; *Gazette* 12th December, 1929, p. 1267.
Regulations: *Gazette* 12th December, 1929, p. 1268; 9th July, 1931, p. 34; 28th May, 1942, p. 791.

Auctioneers Act, 1934.

Commencement: 1st January, 1935; *Gazette* 20th December, 1934, p. 1217.

Audit Act, 1921-1951.

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.

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, 1947-1952.

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.
General regulations: *Gazette* 11th November, 1948, p. 1498.

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, 1936-1947.

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.
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.

Brands Act, 1933-1948.

Administration: Committed to the Minister of Agriculture *Gazette* 3rd January, 1935, p. 1.
s. 22 (4). Proclamation: *Gazette* 24th December, 1936, p. 1322.
s. 53. Notice: *Gazette* 21st June, 1934, p. 1471.

Bread Act, 1936-1949.

Commencement: 1st April, 1937; *Gazette* 11th February, 1937, p. 286.
s. 11. Proclamation: *Gazette* 1st July, 1937, p. 1.
Model by-law as to the wrapping of bread: *Gazette* 4th October, 1951, p. 830.

Broadening of Gauge (South-Eastern Railways) Act, 1944.

Commencement: 15th February, 1945; *Gazette* 15th February, 1945, p. 271.

Building Act, 1923-1946.

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.
(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

Building Act, 1923-1946—*continued.*

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.

s. 3 (3). Proclamation: *Gazette* 13th January, 1944, p. 17.

s. 119. Proclamations; *Gazette* 24th August, 1950, 0. 461; 11th October, 1951, p. 901; 21st August, 1952, p. 530; 21st August, 1952, p. 531.

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.

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.

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, 1933-1952.

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.

Business Agents Act, 1938-1951.

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, 1939-1951.

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 June, 1953, 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.

Companies Act, 1934-1952.

Commencement: 1st March, 1935; *Gazette* 13th December, 1934, p. 1185.
Regulations: *Gazette* 8th May, 1941, p. 694; 3rd September, 1942, p. 362; 14th July, 1949, p. 81.
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.

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. Proclamation: *Gazette* 1st June, 1944, p. 673; 20th April, 1950, p. 813.

Constitution Act, 1934-1951.

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.

Country Factories Act, 1945.

s. 2. Proclamation: *Gazette* 30th May, 1946, p. 977.
Regulations: *Gazette* 30th May, 1946, p. 1012.

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, 1935-1952.

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* 13th December, 1951, p. 1458.
Regulation as to places of confinement under section 77 (2) : *Gazette* 6th March 1924, p. 596.

Crown Lands Act, 1929-1944.

Regulations : *Gazette* 16th October, 1941, p. 789.
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, 1921-1940.

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.

Dairy Industry Act, 1928-1942.

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.

Commencement : 1st October, 1937 ; *Gazette* 15th April, 1937, p. 789.
Administration : Committed to the Chief Secretary *Gazette* 15th April, 1937, p. 789.
s. 4. Proclamations : *Gazette* 15th April, 1937, p. 790 ; 23rd September, 1937, p. 749 ; 23rd September, 1937, p. 750 ; 20th February, 1941, p. 225 ; 9th May, 1946, p. 841 ; 22nd April, 1948, p. 825 ; 23rd November, 1950, p. 1253 ; 21st August, 1952, p. 528.
s. 6. Proclamation : *Gazette* 21st August, 1952, p. 528.
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.

Debt Adjustment Act, 1929-1932.

Regulations : *Gazette* 16th January, 1930, p. 83.

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, 1946-1949.

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.

Draught Stallions Act, 1932-1934.

Commencement: 1st July, 1933; *Gazette* 8th June, 1933, p. 973.
Administration: Committed to the Minister of Agriculture *Gazette* 8th June, 1933, p. 973.
s. 3 (3). Proclamations: *Gazette* 8th June, 1933, p. 973; 22nd December, 1938, p. 1542.
Regulations: *Gazette* 22nd June, 1933, p. 1054; 18th June, 1936, p. 1210; 13th July, 1944, p. 30.

Dried Fruits Act, 1934-1941.

Administration: Committed to the Minister of Agriculture *Gazette* 20th December, 1934, p. 1218.
Regulations: *Gazette* 14th February, 1935, p. 495; 30th January, 1936, p. 272; 15th December, 1938, p. 1501; 22nd January, 1942, p. 106; 6th August, 1942, p. 204; 18th October, 1951, p. 952.

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, 1926-1952.

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. 25*e*. Notice: *Gazette* 10th August, 1935, p. 242.
s. 36*a*. Proclamations: *Gazette* 8th January, 1953, p. 2; 26th February, 1953, p. 345; 26th February, 1953, p. 345.
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.

Easter Act, 1929.

Commencement: At 1st June, 1953, 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, 1915-1951.

Commencement: 13th January, 1916; *Gazette* 13th January, 1916, p. 43.

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; 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.

Electoral Act, 1929-1950.

Commencement: 19th December, 1929; *Gazette* 19th December, 1929, p. 1305.

Administration: Committed to the Attorney-General *Gazette* 20th May, 1937, p. 1150.

s. 13. Proclamation: *Gazette* 23rd June, 1949, p. 1816.

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.

General regulations: *Gazette* 28th November, 1940, p. 1223; 24th July, 1941, p. 126; 7th May, 1942, p. 674; 6th May, 1943, p. 596; 23rd March, 1944, p. 373; 28th September, 1944, p. 413; 20th February, 1947, p. 737; 10th June, 1948, p. 1209; 17th November, 1949, p. 1283; 3rd May, 1951, p. 977; 5th February, 1953, p. 145; 14th May, 1953, p. 1097.

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 Industry and Employment: *Gazette* 30th January, 1941, p. 95.

Electricity Act, 1943.

Administration: Committed to the Commissioner of Public Works, *Gazette* 24th February, 1944, p. 213.

Electricity Trust of South Australia Act, 1946-1952.

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.

Regulations: *Gazette* 18th December, 1941, p. 1499; 18th December, 1941, p. 1503; 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 5th February, 1942, p. 238; 19th February, 1942, p. 326; 2nd April, 1942, p. 497; 9th April, 1942, p. 525; 16th April, 1942, p. 575; 16th April, 1942, p. 577; 16th April, 1942, p. 578; 7th May, 1942, p. 673; 14th May, 1942, p. 713; 23rd July, 1942, p. 78; 24th December, 1942, p. 1217; 4th February, 1943, p. 133; 18th February, 1943, p. 190; 25th February, 1943, p. 222; 4th March, 1943, p. 244; 25th March, 1943, p. 377; 1st April, 1943, p. 411; 15th April, 1943, p. 493; 22nd April, 1943, p. 499; 6th May, 1943, p. 600; 19th August, 1943, p. 227; 26th August, 1943, p. 231; 20th January, 1944, p. 53; 3rd February, 1944, p. 146; 30th March, 1944, p. 384; 4th May, 1944, p. 546; 11th May, 1944, p. 582; 31st August, 1944, p. 268; 21st December, 1944, p. 876; 18th January, 1945, p. 77; 29th March, 1945, p. 495; 19th April, 1945, p. 594; 28th March, 1946, p. 530; 5th January, 1950, p. 5.

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.

Emergency Powers Act, 1941—*continued.*

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, 1943, p. 222; 1st April 1943, p. 411; 31st August, 1944, p. 268.
Protection of persons and property: *Gazette* 25th December, 1941, p. 1512; 8th January, 1942, p. 53: 5th February, 1942, p. 238; 19th February, 1942, p. 326; 16th April, 1942, p. 575; 18th February, 1943, p. 190; 19th August, 1943, p. 227.
Roof spotting: *Gazette* 19th February, 1942, p. 326: 16th April, 1942, p. 575.
Scrub and stubble burning: *Gazette* 16th April, 1942, p. 577.
Shareholders' returns by companies: *Gazette* 22nd April, 1942, p. 499.
Shipping: *Gazette* 16th April, 1942, p. 578.
Sirens, restrictions on use of: *Gazette* 25th December, 1941, p. 1499.
Special constables, duties of employers to: *Gazette* 2nd April, 1942, p. 497.
Traders' plates. fees payable for under 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.
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.

Emergency Powers Act, 1941—*continued.*

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, 1915-1939.

Administration: Committed to the Minister of Industry and Employment *Gazette* 24th June, 1937, p. 1361.

Enfield General Cemetery Act, 1944-1952.

Administration: Committed to the Minister of Local Government *Gazette* 11th January, 1945, p. 27.

s. 38. Notice: *Gazette* 10th March, 1949, p. 634.

Regulations: *Gazette* 20th February, 1947, p. 733.

Explosives Act, 1936.

Commencement: 1st July, 1937; *Gazette* 25th March, 1937, p. 644.

Administration: Committed to the Minister of Agriculture *Gazette* 25th March, 1937, p. 644.

s. 6. Definitions of explosives: *Gazette* 28th September, 1899, p. 793; 24th December, 1903, p. 1242; 13th December, 1906, p. 1141; 20th January, 1910, p. 68; 13th March, 1913, p. 493; 26th February, 1914, p. 518; 9th July, 1914, p. 67; 30th November, 1916, p. 1045; 1st March, 1917, p. 370; 10th July, 1919, p. 40; 29th July, 1920, p. 168; 8th December, 1921, p. 1317; 21st July, 1921, p. 98; 22nd July, 1926, p. 147; 7th June, 1928, p. 1211; 7th February, 1929, p. 260; 23rd April, 1931, p. 683; 11th August, 1932, p. 246; 25th March, 1937, p. 649-650; 2nd December, 1937, p. 1565; 3rd February, 1938, p. 235.

s. 20. Proclamation: *Gazette* 17th December, 1903, p. 1182.

s. 24. Notice: *Gazette* 1st September, 1938, p. 589.

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.

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 Agriculture *Gazette* 18th May, 1944, p. 613.

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. 1226; 24th November, 1927, p. 1227; 24th November, 1927, p. 1228; 24th November, 1927, p. 1229; 17th May, 1928, p. 1036; 31st May, 1928, p. 1147; 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; 20th September, 1934, p. 596; 22nd August, 1935, p. 374; 11th November, 1937, p. 1307; 18th January, 1940, p. 73; 18th July, 1940, p. 86; 11th April, 1946, p. 651; 19th October, 1950, p. 948.

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 Registration Act, 1919-1934.

Commencement : 14th July, 1921 ; *Gazette* 14th July, 1921, p. 37.
s. 3. Proclamation : *Gazette* 29th September, 1928, p. 755.
Regulations : *Gazette* 24th February, 1921, p. 390.

Firearms Restriction (River Murray) Act, 1929.

Administration : Committed to the Minister of Agriculture *Gazette* 26th December, 1929, p. 1357.
s. 3. Proclamation : *Gazette* 26th December, 1929, p. 1357.

Fire Brigades Act, 1936-1944.

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.
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, 1917-1946.

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, 1943, p. 91 ; 8th July, 1943, p. 27 ; 17th February, 1944, p. 87 ; 5th October, 1944, p. 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 ; 8th January, 1953, p. 1.
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.

Food and Drugs Act, 1908-1950.

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.
s. 30a. Proclamation : *Gazette* 25th July, 1935, p. 138.
s. 39. Proclamation : *Gazette* 29th July, 1909, p. 190.

Food and Drugs Act, 1908-1950—*continued.*

General regulations : *Gazette* 19th May, 1910, p. 916 (paragraph (1) (*g*) of regulation 11 disallowed 31st August, 1910) ; 25th February, 1915, p. 550 ; 7th April, 1953, p. 757.
Notice by the Central Board of Health under regulation 112 of the Poison Regulations : *Gazette* 14th May, 1953, p. 1105.
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.

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Regulations : *Gazette* 12th May, 1921, p. 1020.

Friendly Societies Act, 1919-1952.

s. 5. Proclamations : *Gazette* 5th May, 1921, p. 981 ; 7th June, 1928, p. 1209 ; 15th January, 1931, p. 65 ; 14th May, 1936, p. 1002.
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, 1947-1952.

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, 1924-1950.

Administration : Committed to the Minister of Industry and Employment, *Gazette* 23rd June, 1949, p. 1815.
s. 32. Proclamations : *Gazette* 3rd September, 1925, p. 571 ; 2nd February, 1928, p. 205 ; 8th August, 1929, p. 329.
Regulations : *Gazette* 19th November, 1925, p. 1346.

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.

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.

Harbors Act, 1936-1950.

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.

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 ; 24th March, 1892, p. 724 ; 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 ; 17th June, 1909, p. 1121 ; 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 ; 3rd August, 1911, p. 211 ; 2nd November, 1911, p. 911 ; 10th April, 1913, p. 680 ; 30th October, 1913, p. 1140 ; 4th December, 1913, p. 1619.

Moorings regulations : *Gazette* 26th April, 1883, p. 1429 ; 9th October, 1890, p. 894 ; 4th June, 1891, p. 1462 ; 5th May, 1892, p. 986 ; 30th November, 1893, p. 1326 ; 18th June, 1896, p. 1253.

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 ; 15th June, 1899, p. 1280 ; 8th October, 1903, p. 737 ; 8th September, 1904, p. 449 ; 27th October, 1904, p. 771 ; 31st October, 1907, p. 975 ; 3rd June, 1909, p. 1042 ; 19th October, 1911, p. 813 ; 3rd April, 1913, p. 633 ; 8th May, 1913, p. 1002 ; 5th June, 1913, p. 1221 ; 15th January, 1914, p. 132 ; 2nd October, 1924, p. 825.

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Regulations made under the Harbors Acts, 1913-1933, and the Harbors Act, 1936—

General harbor regulations : *Gazette* 26th August, 1915, p. 745 ; 23rd September, 1915, p. 925 ; 6th July, 1916, p. 2 ; 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 ; 11th June, 1925, p. 1136 ; 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 ; 9th July, 1942, p. 26 ; 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.

Moorings regulations : *Gazette* 28th May, 1914, p. 1167 ; 24th December, 1914, p. 1314 ; 15th June, 1916, p. 1250 ; 12th December, 1918, p. 1309 ; 23rd December, 1920, p. 1593 ; 13th May, 1926, p. 1234 ; 21st January, 1932, p. 68 ; 11th June, 1925, p. 1135 ; 20th October, 1949, p. 950.

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

Harbors Act, 1936-1950—*continued.*

Pilotage regulations: *Gazette* 22nd April, 1915, p. 1001; 14th September, 1916, p. 500; 14th December, 1916, p. 1155; 19th April, 1917, p. 635; 12th May, 1921, p. 1019; 2nd October, 1924, p. 825; 10th June, 1926, p. 1462; 5th May, 1927, p. 995; 13th June, 1929, p. 1399; 4th July, 1929, p. 3; 25th August, 1932, p. 343; 28th June, 1934, p. 1520; 20th May, 1937, p. 1150.

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.

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Port dues regulations: *Gazette* 30th October, 1930, p. 891.

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Flag and sound signals at Port Adelaide: *Gazette* 5th December, 1940, p. 1289; 5th March, 1942, p. 370.

Regulation for the medical examination of pilots: *Gazette* 25th August, 1949, p. 559.

Fishing and other boats at Port Pirie: *Gazette* 12th September, 1940, p. 567.

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s. 5 (1). Proclamations: *Gazette* 18th January, 1940, p. 69; 8th February, 1945, p. 243; 26th April, 1951, p. 925; 15th May, 1952, p. 1057; 3rd July, 1952, p. 1.

s. 5 (2). Proclamations: *Gazette* 25th November, 1937, p. 1434; 8th September, 1938, p. 623; 8th February, 1945, p. 243; 15th May, 1952, p. 1057.

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.

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Hide, Skin, and Wool Dealers Act, 1915-1935.

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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.

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.

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.

Homes Act, 1941-1952.

s. 10. Proclamation: 5th July, 1945, p. 1.

Regulations: *Gazette* 15th January, 1942, p. 67; 13th June, 1946, p. 1095.

Homestead Act, 1895-1935.

Regulations: *Gazette* 6th February, 1896, p. 289.

Honey Marketing Act, 1949.

Commencement: 12th January, 1950; *Gazette* 12th January, 1950, p. 41.

Regulations: *Gazette* 24th August, 1950, p. 467.

Hospitals Act, 1934-1952.

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 642.

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.

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.

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.

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.

Hospitals Act, 1934-1952—*continued.*

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.

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, 1940-1950.

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.

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. Proclamations : *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, 1923-1952.

Regulations : *Gazette* 13th November, 1924, p. 1316.
Rules of Court under section 9 (3) : *Gazette* 2nd October, 1924, p. 830.

Industrial Code, 1920-1951.

Rules of the Industrial Court : *Gazette* 24th August, 1944, p. 229 ; 20th September, 1945, p. 467.
Regulations as to Industrial Boards : *Gazette* 28th April, 1921, p. 939 ; 2nd June, 1921, p. 1179 ; 18th August, 1921, p. 320 ; 13th January, 1944, p. 43 ; 25th November, 1948, p. 1579 ; 6th March, 1952, p. 512.
Regulations as to jurisdiction of Industrial Boards : *Gazette* 21st February, 1946, p. 331 ; 30th May, 1946, p. 1018.
Rules as to the Board of Industry : *Gazette* 13th January, 1921, p. 54 ; 27th January, 1921, p. 158 ; 14th April, 1921, p. 712.
Regulations as to the Board of Industry : *Gazette* 28th January, 1937, p. 188.
Regulations as to factories and shops : *Gazette* 28th April, 1921, p. 942 ; 24th November, 1927, p. 1226 ; 7th December, 1944, p. 800.

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.

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, 1908-1935.

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.

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.

Insurance Companies (Deposits) Act, 1924-1931.

Regulations : *Gazette* 4th April, 1929, p. 752.

Interest on Crown Advances and Leases Act, 1944-1951.

s. 2. Notices : *Gazette* 25th January, 1945, p. 91 ; 25th September, 1952, p. 899.
s. 3. Notices : *Gazette* 25th January, 1945, p. 91 ; 25th September, 1952, p. 899.

Interstate Destitute Persons Relief Act, 1910-1943.

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.

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.
Regulations : *Gazette* 20th June, 1928, p. 1642 ; 3rd July, 1930, p. 2.

Irrigation on Private Property Act, 1939-1949.

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.

Juries Act, 1927-1937.

Commencement : 6th January, 1928 ; *Gazette* 5th January, 1928, p. 1.
ss. 9 and 10. Proclamation : *Gazette* 28th September, 1950, p. 738.
s. 77. Proclamation : *Gazette* 13th December, 1951, p. 1453.

Justices Act, 1921-1943.

Commencement : 26th July, 1922 ; *Gazette* 29th June, 1922, p. 1575.
Rules of the Supreme Court as to appeals under Part VI. : *Gazette* 22nd September, 1938, p. 776 ; 24th December, 1952, p. 1620.

Justices Act, 1921-1943—*continued*.

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.

Regulations as to payment to witnesses and others for attendance at courts of summary jurisdiction ; *Gazette* 13th December, 1951, p. 1459.

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.

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, 1925-1950.

Commencement : 7th January 1926 ; *Gazette* 7th January, 1926, p. 1.
Commencement of Land Agents Act Amendment Act, 1950 : 18th January, 1951 ; *Gazette* 18th January, 1951, p. 73.
Administration : Committed to the Attorney-General *Gazette* 28th January, 1926, p. 152.
Regulations : *Gazette* 4th October, 1951, p. 865.

Landlord and Tenant Act, 1936.

Commencement : 1st May, 1937 ; *Gazette* 25th March, 1937, p. 645.

Landlord and Tenant (Control of Rents) Act, 1942-1952.

Commencement : 1st January, 1943 ; *Gazette* 3rd December, 1942, p. 1089.
Commencement of Part IIIB. : 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.
s. 29. Notice : *Gazette* 20th July, 1950, p. 144.
s. 32. Notice : *Gazette* 18th September, 1952, p. 858.
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.
Rules of Local Court : *Gazette* 1st May, 1947, p. 1121 ; 15th December, 1949, p. 1516 ; 22nd March, 1951, p. 655.

Landlord and Tenant (Rent Reduction) Act, 1932-1936.

Commencement : 24th November, 1932 ; *Gazette* 24th November, 1932, p. 1001.
Rules of the Local Court : *Gazette* 22nd December, 1932, p. 1209.

Land Settlement Act, 1944-1952.

Regulations : *Gazette* 20th December, 1951, p. 1568.

Land Tax Act, 1936-1952.

Commencement : 7th January, 1937 ; *Gazette* 7th January, 1937, p. 1.
s. 45. Proclamation : *Gazette* 15th December, 1949, p. 1508.
s. 48. Proclamations : 11th December, 1952, p. 1503 ; 9th April, 1953, p. 895.
Regulations : *Gazette* 2nd April, 1953, p. 699.

Law of Property Act, 1936-1945.

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.

Levi Park Act, 1948.

s. 7. Notice : *Gazette* 27th January, 1949, p. 191.

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.

Regulations relating to the Public Library and other premises: *Gazette* 5th December, 1940, p. 1288; 14th February, 1946, p. 241.

Regulations relating to the lending of books from the Public Library: *Gazette* 14th February, 1946, p. 239; 20th July, 1950, p. 164.

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.

Licensing Act, 1932-1949.

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.

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).

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.

Regulations under section 235 amending the regulations as to local option polls and contained in schedule W: *Gazette* 17th February, 1944, p. 87; 26th January, 1950, p. 169.

Regulations as to proof of notices: *Gazette* 14th October, 1937, p. 1027.

Regulations as to licensing districts: *Gazette* 28th July, 1938, p. 168.

Regulation under the Fees Regulation Act, 1927, as to the fee payable for a permit under section 150a of the Licensing Act; *Gazette* 11th April, 1946, p. 651.

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.

Liquid Fuel Act, 1941.

Commencement: At 1st June, 1953, 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* 2nd February, 1939, p. 343.

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, 1926-1947.

Commencement: 7th March, 1927; *Gazette* 10th February, 1927, p. 297.
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.
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.
General rules of Court: *Gazette* 4th August, 1952, p. 317.
Rules of Court as to bailiffs' fees: *Gazette* 20th October, 1932, p. 802.
Rules of Court as to practitioner's costs: *Gazette* 13th November, 1952, p. 1257.
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 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.
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.
Regulations as to applications under section 10 of the Marine Stores Act, 1898-1936: *Gazette* 22nd June, 1899, p. 1357.
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, 1934-1952.

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.
s. 74. Proclamations: *Gazette* 18th May, 1939, p. 1206; 20th February, 1947, p. 685; 9th April, 1953, p. 895.
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.

Local Government Act, 1934-1952—*continued.*

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. 625. Proclamations: *Gazette* 7th December, 1944, 1944, p. 779; 10th June, 1948, p. 1195, 30th September, 1948, p. 1168; 8th December, 1949, p. 1411; 22nd December, 1949, p. 1579.

s. 647. Proclamation: *Gazette* 3rd May, 1894, p. 1009.

Regulations relating to Local Government Auditors' Certificates: *Gazette* 20th February, 1936, p. 459.

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.

Regulations relating to reflections on barriers: *Gazette* 19th December, 1935, p. 1447.

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.

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.

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).

Local Government (Forestry Reserves) Act, 1944.

Administration: Committed to the Minister of Forests *Gazette* 25th January, 1945, p. 86.

Lottery and Gaming Act, 1936-1950.

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.

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.

Regulations as to betting tickets: *Gazette* 20th December, 1933, p. 1231; 6th March 1941, p. 337.

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.

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, 1926-1952.

Commencement: 7th April, 1927; *Gazette* 7th April, 1927, p. 791.

s. 152. Proclamations: *Gazette* 11th June, 1891, p. 1582; 2nd April, 1896, p. 731; 20th January, 1898, p. 81; 9th October, 1947, p. 1034.

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.

Maintenance Orders (Facilities for Enforcement) Act, 1922-1925.

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.

Rules made under the above Act, and the Justices Act, 1921: *Gazette* 25th October, 1923, p. 953; 26th February, 1931, p. 374.

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, 1939-1952.

Regulations: *Gazette* 29th February, 1940, p. 490; 8th January, 1942, p. 55.

Marine Act, 1936-1947.

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; 8th August, 1935, p. 237.

Examination of masters and mates: *Gazette* 22nd October, 1903, p. 339; 7th December, 1905, p. 1214; 9th December, 1926, p. 1470.

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, 1898-1947.

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.

Regulations under the Fees Regulation Act, 1927, as to fee for dealer's licence: *Gazette* 24th November, 1927, p. 1227.

Marketing of Eggs Act, 1941-1949.

Regulations: *Gazette* 4th June, 1942, p. 818; 18th December, 1947, p. 2219.

The Markets Clauses Act, 1870-1937.

s. 49. Proclamation : *Gazette* 24th October, 1889, p. 1584.

Marriage Act, 1936-1950.

Commencement : 1st May, 1937 ; *Gazette* 28th January, 1937, p. 187.
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, 1919-1950.

Regulations : *Gazette* 29th April, 1920, p. 1137 ; 26th May, 1921, p. 1111.

Mental Defectives Act, 1935-1950.

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.
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.
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.
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, 1936-1952.

Commencement : 1st April, 1937 ; *Gazette* 25th March, 1937, p. 646.
Regulations : *Gazette* 28th August, 1952, p. 627 ; 9th April, 1953, p. 922.

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, 1946-1950.

Commencement of Part III. : 2nd October, 1947 ; *Gazette* 2nd October, 1947, p. 970.
s. 18. Notice : *Gazette* 20th December, 1951, p. 1622.
s. 28. Notice : *Gazette* 2nd October, 1947, p. 1002.
s. 31. Notice : *Gazette* 2nd October, 1947, p. 1002.
Regulations fixing the price of milk : *Gazette* 10th April, 1952, p. 777.
Regulations fixing the price of cream : *Gazette* 10th April, 1952, p. 776.
General regulations : *Gazette* 13th November, 1947, p. 1649 ; 17th February, 1949, p. 437 ; 9th August, 1951, p. 293 ; 18th December, 1952, p. 1548.

Mines and Works Inspection Act, 1920-1935.

Commencement : 20th January, 1921 ; *Gazette* 20th January, 1921, p. 106.
Administration : Committed to the Minister of Mines *Gazette* 17th March, 1921, p. 537.
Regulations : *Gazette* 6th October, 1949, p. 861.

Mining Act, 1930-1951.

Regulations : 16th October, 1947, p. 1139 ; 9th September, 1948, p. 970.

Mining (Petroleum) Act, 1940.

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.
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.

Municipal Tramways Trust Act, 1935-1952.

s. 8. Proclamation of 2nd February, 1953, as "proclaimed day": *Gazette* 29th January, 1953, p. 107.
By-laws as to fares and routes: *Gazette* 14th July, 1910, p. 47; 18th September, 1919, p. 665; 8th June, 1922, p. 1478; 18th October, 1923, p. 901; 16th April, 1925, p. 681; 8th August, 1929, p. 342; 7th November, 1929, p. 1048; 19th December, 1929, p. 1343; 26th December, 1929, p. 1362; 30th January, 1930, p. 186; 20th February, 1930, p. 374; 21st August, 1930, p. 357; 8th June, 1939, p. 1414; 26th June, 1947, p. 1714; 22nd January, 1948, p. 208; 26th February, 1948, p. 469; 20th April, 1950, p. 815; 6th July, 1950, p. 22; 5th April, 1951, p. 799; 10th January, 1952, p. 47; 8th May, 1952, p. 1039.
By-laws regulating passenger traffic generally, and the conduct of passengers: *Gazette* 14th July, 1910, p. 47; 26th December, 1912, p. 1324; 14th January, 1915, p. 61; 18th September, 1919, p. 665; 20th January, 1921, p. 109; 24th March, 1921, p. 596; 11th August, 1921, p. 272; 8th June, 1922, p. 1478; 16th April, 1925, p. 681.
By-laws as to tramway sections: *Gazette* 14th July, 1910, p. 47; 18th September, 1919, p. 665; 27th November, 1919, p. 1357; 24th May, 1923, p. 1142; 7th February, 1924, p. 329; 3rd April, 1924, p. 825; 29th May, 1924, p. 1210; 16th October, 1924, p. 957; 24th December, 1925, p. 1665; 22nd September, 1927, p. 759.
By-laws regulating ordinary traffic where tramways laid: *Gazette* 14th July, 1910, p. 47; 21st August, 1924, p. 436; 26th December, 1929, p. 1362.
General by-laws: *Gazette* 14th July, 1910, p. 47; 18th September, 1919, p. 665; 16th April, 1925, p. 681; 18th January, 1940, p. 115.
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 Act, 1891-1935.

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.

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.

Noxious Trades Act, 1943.

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.

Noxious Weeds Act, 1931-1939.

Commencement : 17th March, 1932 ; *Gazette* 17th March, 1932, p. 511.
Administration : Committed to the Minister of Agriculture *Gazette* 7th January, 1932, p. 1.
ss. 14 and 28. Notice : *Gazette* 18th November, 1948, p. 1574.
Regulations : *Gazette* 12th May, 1938, p. 1020 ; 20th October, 1938, p. 1042 ; 16th February, 1939, p. 423 ; 30th March, 1939, p. 743 ; 20th April, 1939, p. 976 ; 27th April, 1939, p. 983 ; 18th May, 1939, p. 1207 ; 28th March, 1940, p. 672 ; 11th April, 1940, p. 819 ; 18th April, 1940, p. 863 ; 23rd May, 1940, p. 1112 ; 20th June, 1940, p. 1398 ; 18th July, 1940, p. 86 ; 10th October, 1940, p. 774 ; 9th January, 1941, p. 30 ; 30th January, 1941, p. 102 ; 13th February, 1941, p. 183 ; 3rd April, 1941, p. 513 ; 15th May, 1941, p. 718 ; 26th June, 1941, p. 962 ; 3rd July, 1941, p. 33 ; 17th July, 1941, p. 123 ; 11th September, 1941, p. 518 ; 2nd October, 1941, p. 676 ; 12th February, 1942, p. 245 ; 5th March, 1942, p. 371 ; 23rd July, 1942, p. 78 ; 6th August, 1942, p. 164 ; 21st January, 1943, p. 61 ; 22nd April, 1943, p. 499 ; 22nd July, 1943, p. 115 ; 29th July, 1943, p. 118 ; 16th September, 1943, p. 332 ; 23rd September, 1943, p. 410 ; 9th November, 1944, p. 657 ; 9th November, 1944, p. 658 ; 25th July, 1946, p, 141 ; 29th August, 1946, p. 348 ; 4th September, 1947, p. 688 ; 11th September, 1947, p. 690 ; 11th September, 1947, p. 691 ; 30th October, 1947, p. 1367 ; 30th October, 1947, p. 1367 ; 13th November, 1947, p. 1658 ; 29th June, 1950, p. 1331 ; 16th November, 1950, p. 1211 ; 20th September, 1951, p. 742 ; 27th March, 1952, p. 656 ; 24th April, 1952, p. 916 ; 28th August, 1952, p. 626 ; 7th May, 1953, p. 1094.

Nurses Registration Act, 1920-1949.

Commencement : 2nd May, 1921 ; *Gazette* 28th April, 1921, p. 939.
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.
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.
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.
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 ; 23rd August, 1928, p. 414.
Regulations as to the form of consent to legal proceedings : *Gazette* 11th September, 1930, p. 531.

Offenders Probation Act, 1913-1951.

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.
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, 1936-1950.

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.

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.
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, 1945-1949.

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.

Pistol Licence Act, 1929.

Commencement: 1st January, 1930; *Gazette* 19th December, 1929, p. 1305.
Regulations: *Gazette* 5th December, 1929, p. 1216.

The Places of Public Entertainment Act, 1913-1934.

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.
Regulations: *Gazette* 20th December, 1951, p. 1569; 28th May, 1953, p. 1321.

Police Act, 1936-1951.

Commencement: 1st April, 1937; *Gazette* 25th March, 1937, p. 646.
Regulations made by the Governor under section 149a relating to penalties for local government offences: *Gazette* 23rd March, 1939, p. 732; 14th December, 1939, p. 1612; 6th March, 1941, p. 337.

Police Pensions Act, 1929-1951.

Commencement: 1st January, 1930; *Gazette* 19th December, 1929, p. 1305.
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.

Commencement: 13th April, 1953; *Gazette* 2nd April, 1953, p. 634.
Regulations: *Gazette* 2nd April, 1953, p. 649.

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.

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. 12. Notices: *Gazette* 3rd November, 1949, p. 1156; 19th January, 1950, p. 105; 6th April, 1950, p. 758.

s. 20. Orders: *Gazette* 3rd November, 1949, p. 1156; 6th July, 1950, p. 20; 4th January, 1951, p. 2; 8th March, 1951, p. 530; 24th April, 1952, p. 887; 18th September, 1952, p. 858; 15th January, 1953, p. 38.

Regulations: *Gazette* 17th March, 1949, p. 649; 22nd September, 1949, p. 765; 26th January, 1950, p. 176.

Prevention of Cruelty to Animals Act, 1936-1949.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.

Prices Act, 1948-1952.

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.

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.

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, 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.

ss. 21 and 24. Orders fixing maximum prices of declared goods and declared services:—

Aerated waters: *Gazette* Prices Order No. 148, 22nd March, 1951, p. 654. *See also* Non-intoxicating drinks.

Automotive greases: *Gazette* Prices Order No. 423, 14th May, 1953, p. 1098.

Bags. *See* 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. 356, 11th September, 1952, p. 800.

Bran and pollard: *Gazette* Prices Order No. 392, 4th December, 1952, p. 1435.

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Bread—
- Adelaide metropolitan area: *Gazette* Prices Order No. 393, 4th December, 1952, p. 1436.
- beyond Adelaide Metropolitan area: *Gazette* Prices Order No. 394, 4th December, 1952, p. 1436.

Breakfast foods (oats and oatmeal): *Gazette* Prices Order No. 408, 19th February, 1953, p. 275.

Bricks—
- Adelaide metropolitan area: *Gazette* Prices Order No. 382, 30th October, 1952, p. 1151.
- building, cartage and delivery of: *Gazette* Prices Orders No. 273, 13th December, 1951, p. 1457; No. 274, 20th December, 1951, p. 1555.
- cement. *See* Cement concrete building bricks.
- country areas: *Gazette* Prices Order No. 383, 30th October, 1952, p. 1152.

Brown onions: *Gazette* Prices Order No. 78, 23rd February, 1950, p. 430.

Builder's hardware: *Gazette* Prices Order No. 60, 17th October, 1949, p. 1011.

Butter: *Gazette* Prices Order No. 328, 3rd July, 1952, p. 10.

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. 415, 26th March, 1953, p. 589.

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.

Chocolates and confectionery: *Gazette* Prices Order No. 297, 3rd April, 1952, p. 721.

Cigarettes. *See* Tobacco and cigarettes.

Clothing and certain furnishings and household drapery sales by retail: *Gazette* Prices Orders No. 195, 9th August, 1951, p. 286; No. 216, 27th September, 1951, p. 783.

Clothing and certain furnishings and household drapery sales by wholesale: *Gazette* Prices Order No. 209, 6th September, 1951, p. 516.

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.

Cooking and kitchen utensils: *Gazette* Prices Order No. 403, 29th January, 1953, p. 111.

Copper bars, blocks ingots, and pigs: *Gazette* Prices Order No. 350, 28th August, 1952, p. 614.

Copper, scrap. *See* Scrap copper.

Cornsacks. *See* New cornsacks.

Crockery, chinaware, earthenware, or glassware (imported): *Gazette* Prices Orders No. 221, 11th October, 1951, p. 903; No. 225, 18th October, 1951, p. 967.

Drinks. *See* Non-intoxicating drinks.

Eggs in shell—sales by retail: *Gazette* Prices Order No. 288, 14th February, 1952, p. 336.

Electrical installations: *Gazette* Prices Order No. 412, 26th March, 1953, p. 593.

Exercise books. *See* School exercise books.

Feed wheat—
- Adelaide metropolitan area: *Gazette* Prices Order No. 405, 12th February, 1953, p. 199.
- 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. 397, 18th December, 1952, p. 1551.

Fencing wire. *See* Baling wire, etc.

Fencing wire, barbed wire, and wire netting (imported): *Gazette* Prices Order No. 234, 25th October, 1951, p. 1005.

Fibrous plaster: *Gazette* Prices Order No. 388, 13th November, 1952, p. 1322.

Firewood and mallee roots: *Gazette* Prices Order No. 379, 23rd October, 1952, p. 1115.

Firewood, industrial. *See* Industrial firewood.

Floor coverings. *See* Feltex.

Flour: *Gazette* Prices Order No. 402, 22nd January, 1953, p. 75.

Footwear—
- *Gazette* Prices Orders No. 34, 9th June, 1949, p. 1728; No. 42, 30th June, 1949, p. 1871.
- materials used in the repair of. *See* Materials used in the repair of footwear.

Fruits, canned. *See* Canned fruits.

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 roofing nails : *Gazette* Prices Order No. 377, 16th October, 1952, p. 1060.
Galvanized steel pipe manufactured in the Commonwealth of Australia : *Gazette* Prices Orders No. 401, 15th January, 1953, p. 38 ; No. 410, 26th March, 1953, p. 586.
Garden hose. *See* Plastic garden hose : Rubber garden hose.
Glass jars and bottles (preserving) : *Gazette* Prices Orders No. 341, 24th July, 1952, p. 183 ; No. 364, 2nd October, 1952, p. 943.
Golden syrup. *See* Sugar, golden syrup, and treacle.
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. 276, 17th January, 1952, p. 105.
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. 304, 1st May, 1952, p. 970.
Ice—Adelaide metropolitan area : *Gazette* Prices Order No. 237, 1st November, 1951, p. 1053.
Ice-cream—sales by retail : *Gazette* Prices Order No. 384, 30th October, 1952, p. 1153.
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. 380, 23rd October, 1952, p. 1116.
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. 354, 11th September, 1952, p. 799.
Kitchen utensils. *See* Cooking and kitchen utensils.
Lead. *See* Pig lead : Scrap lead.
Leather : *Gazette* Prices Orders No. 145, 15th March, 1951, p. 583 ; No. 160, 7th June, 1951, p. 1268.
Liquors—sales by retail : *Gazette* Prices Order No. 286, 14th February, 1952, p. 338.
Loaf cheese : *Gazette* Prices Order No. 421, 30th April, 1953, p. 1017.
Lubricating oils. *See* Mineral lubricating oils.
Mallee roots. *See* Firewood and mallee roots.
Margarine—table and cooking : *Gazette* Prices Order No. 342, 24th July, 1952, p. 185.
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Materials used in the repair of footwear—sales by retail : *Gazette* Prices Order No. 398, 18th December, 1952, p. 1550.
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Meat : *Gazette* Prices Order No. 368, 9th October, 1952, p. 999.
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—first grade : *Gazette* Prices Orders No. 307, 8th May, 1952, p. 1014 ; No. 345, 7th August, 1952, p. 415 ; No. 390, 4th December, 1952, p. 1437.
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Nails, brads, clouts, and staples : *Gazette* Prices Order No. 361, 18th September, 1952, p. 849.
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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 July, 1951, p. 112 ; No. 226, 18th October, 1951, p. 965 ; No. 325, 19th June, 1952, p. 1328.
Non-intoxicating drinks—sales by retail—Adelaide metropolitan area : *Gazette* Prices Order No. 420, 2nd April, 1953, p. 638.
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Oats. *See* Breakfast foods.
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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 Orders No. 303, 1st May, 1952, p. 967; No. 366, 2nd October, 1952, p. 942.
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Pipes. *See* Galvanized and black steel pipes.
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Plastic garden hose: *Gazette* Prices Order No. 373, 16th October, 1952, p. 1059.
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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. 333, 10th July, 1952, p. 85.
Portland cement (grey) manufactured in the Commonwealth of Australia (other than in South Australia): *Gazette* Prices Order No. 357, 18th September, 1952, p. 850.
Potatoes: *Gazette* Price Order No. 409, 19th March, 1953, p. 519.
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. 335, 10th July, 1952, p. 84.
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.
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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. 351, 4th September, 1952, p. 728.
Sacks. *See* Secondhand bags and sacks: Secondhand wool sacks.
Safety matches: *Gazette* Prices Order No. 302, 17th April, 1952, p. 832.
Salt, loose, fine: *Gazette* Prices Order No. 169, 28th June, 1951, p. 1378.
Sauce. *See* Tomato sauce.
Sawn Tasmanian timber: *Gazette* Prices Orders No. 381, 23rd October, 1952, p. 1112; No. 422, 30th April, 1953, p. 1016.
School exercise books and the like—sales by retail: *Gazette* Prices Order No. 399, 18th December, 1952, p. 1549.
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.
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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. 396, 11th December, 1952, p. 1511.
Soap: *Gazette* Prices Order No. 258, 22nd November, 1951, p. 1290.
Solder: *Gazette* Prices Order No. 365, 2nd October, 1952, p. 942.
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Tobacco and cigarettes—sales by retail: *Gazette* Prices Order No. 346, 7th August, 1952, p. 416.
Tomato sauce: *Gazette* Prices Order No. 417, 2nd April, 1953, p. 637.
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Travelware—
handbags, purses and wallets—sales by manufacturers: *Gazette* Prices Order No. 267, 6th December, 1951, p. 1401.

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sales by wholesale and retail: *Gazette* Prices Order No. 268, 6th December, 1951, p. 1400.

Treacle. *See* Sugar, golden syrup, and treacle.

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. 413, 26th March, 1953, p. 590.

Wheat. *See* Feed wheat.

Wire. *See* Baling wire, etc.; 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.

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.

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 Agriculture *Gazette* 18th May, 1944, p. 613.

Primary Producers' Debts Act, 1935-1943.

Administration: Committed to the Minister of Agriculture *Gazette* 18th May, 1944, p. 613.

Regulations: *Gazette* 11th July, 1935, p. 75; 18th June, 1936, p. 1210.

Prisons Act, 1936.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.

s. 13. Proclamations: *Gazette* 7th September, 1939, p. 690; 8th August, 1940, p. 221.

s. 18. Proclamation: *Gazette* 21st September, 1939, p. 813.

General prison regulations: *Gazette* 15th October, 1936, p. 809; 21st July, 1949, p. 207; 26th June, 1952, p. 1386.

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. Proclamation: *Gazette* 19th December, 1940, p. 1552.

Public Parks Act, 1943.

Administration: Committed to the Minister of Local Government *Gazette* 27th January, 1944, p. 92.

Public Service Act, 1936-1952.

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). Proclamation: *Gazette* 26th June, 1952, p. 1381.

Public Service Act, 1936-1952—*continued.*

s. 6 (2). Proclamations: *Gazette* 22nd June, 1944, p. 735; 17th July, 1947, p. 93; 23rd June, 1949, p. 1829; 21st July, 1949, p. 167; 23rd February, 1950, p. 427; 19th October, 1950, p. 945; 7th December, 1950, p. 1365.

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.

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.

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, 1927-1951.

Commencement of the Public Works Standing Committee Act Amendment Act, 1951: 14th February, 1952; *Gazette* 14th February, 1952, p. 329.

Regulations: *Gazette* 5th September, 1940, p. 513; 13th December, 1951, p. 1460; 14th February, 1952, p. 388.

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.

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 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, 1928-1950.

Commencement: 1st October, 1928; *Gazette* 27th September, 1928, p. 686.

Regulations: *Gazette* 27th September, 1928, p. 688; 28th May, 1942, p. 791.

Registration of Deeds Act, 1935.

Rules and regulations: *Gazette* 13th February, 1919, p. 325; 29th November, 1945, p. 811.

Registration of Dogs Act, 1924-1948.

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.
Regulations: *Gazette* 22nd January, 1925, p. 100; 9th February, 1928, p. 261.

Renmark Irrigation Trust Act, 1936-1952.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 643.
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, 1935-1948.

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.
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 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, 1930-1939.

Administration: Committed to the Minister of Railways *Gazette* 12th March, 1931, p. 471.
s. 10. Order: *Gazette* 16th July, 1942, p. 46.
s. 27e. Commencement: 14th March 1940: *Gazette* 14th March, 1940, p. 538.
Regulations: *Gazette* 25th March, 1943, p. 379; 29th September, 1949, p. 837; 18th September, 1952, p. 845.

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, *Gazette* 31st May, 1928, p. 1147.

Road Traffic Act, 1934-1952.

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.
Administration of Parts I., II., and III.: Committed to the Treasurer *Gazette* 20th December, 1934, p. 1217.

Road Traffic Act, 1934-1952—*continued.*

Administration of Parts IV. and V.: Committed to the Minister of Local Government *Gazette* 20th December, 1934, p. 1217.

Administration 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. 10. Proclamations: *Gazette* 2nd October, 1930, p. 662; 21st April, 1932, p. 696; 6th October, 1932, p. 686; 24th May, 1934, p. 1282; 20th December, 1934, p. 1219; 2nd May, 1935, p. 1225; 23rd May, 1935, p. 1383; 30th April 1936, p. 933; 4th June, 1936, p. 1133; 6th August, 1936, p. 207; 19th November, 1936, p. 1111; 8th April, 1937, p. 745; 20th April, 1937, p. 945; 16th September, 1937, p. 697; 6th April, 1939, p. 835; 29th June, 1939, p. 1501; 14th March, 1940, p. 537; 9th May, 1940, p. 986; 24th July, 1947, p. 129; 14th October, 1948, p. 1267; 23rd December, 1948, p. 1866; 10th February, 1949, p. 335; 4th August, 1949, p. 293, 9th March, 1950, p. 533; 13th July, 1950, p. 49; 3rd August, 1950, p. 223; 4th January, 1951, p. 1; 1st February, 1951, p. 175; 1st November, 1951, p. 1049; 31st July, 1952, p. 253; 12th March, 1953, p. 461.

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.

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 November, 1939, p. 139; 18th January, 1940, p. 74; 8th February, 1940, p. 218; 15th February, 1940, pp. 372 and 373; 14th March, 1940, p. 549; 23rd May, 1940, p. 1111; 8th August, 1940, p. 224; 24th October, 1940, p. 843; 28th November, 1940, p. 1218; 19th December, 1940, p. 1555; 20th February, 1941, p. 259; 13th March, 1941, p. 372; 22nd May, 1941, p. 743; 3rd July, 1941, p. 3; 15th January, 1942, p. 70; 23rd November, 1944, p. 723; 17th May, 1945, p. 679; 4th October, 1945, p. 525; 24th January, 1946, p. 121; 21st March, 1946, p. 479; 9th May, 1946, p. 865; 15th August, 1946, p. 291; 12th September, 1946, p. 452; 27th February, 1947, p. 763; 8th May, 1947, p. 1429; 15th May, 1947, p. 1467; 10th July, 1947, p. 69; 16th October, 1947, p. 1127; 11th December, 1947, p. 1968, 22nd April, 1948, p. 862; 27th May, 1948, p. 1128; 5th August, 1948, p. 592; 23rd September, 1948, p. 1146; 4th November, 1948, p. 1448; 3rd February, 1949, p. 274; 17th March, 1949, p. 679; 11th August, 1949, p. 370; 17th November, 1949, p. 1269; 23rd February, 1950, p. 457; 23rd March, 1950, p. 653; 6th April, 1950, p. 773; 20th April, 1950, p. 874; 1st June, 1950, p. 1166; 15th June, 1950, p. 1244; 6th July, 1950, p. 20; 17th August, 1950, p. 426; 7th September, 1950, p. 644; 28th September, 1950, p. 740; 19th October, 1950, p. 988; 9th November, 1950, p. 1167; 30th November, 1950, p. 1340; 8th February, 1951, p. 274; 1st March, 1951, p. 486; 8th March, 1951, p. 531; 15th March, 1951, p. 590; 29th March, 1951, p. 690; 5th April, 1951, p. 745; 10th May, 1951, p. 1037; 24th May, 1951, p. 1132; 7th June, 1951, p. 1278; 21st June, 1951, p. 1334; 28th June, 1951, p. 1487; 5th July, 1951, p. 44; 6th September, 1951, p. 538; 13th September, 1951, p. 564; 27th September, 1951, p. 816; 8th November, 1951, p. 1178; 6th December, 1951, p. 1408; 13th December, 1951, p. 1456; 20th December, 1951, p. 1631; 17th January, 1952, p. 117; 24th January, 1952, p. 154; 21st February, 1952, p. 424; 28th February, 1952, p. 493; 20th March, 1952, p. 596; 8th May 1952, p. 1050; 22nd May, 1952, p. 1154; 5th June, 1952, p. 1276; 12th June, 1952, p. 1307; 19th June, 1952, p. 1352; 26th June, 1952, p. 1389; 10th July, 1952, p. 85; 17th July, 1952, p. 133; 7th August, 1952, p. 446; 28th August, 1952, p. 721; 16th October, 1952, p. 1058; 6th November, 1952, p. 1201; 20th November, 1952, p. 1342; 27th November, 1952, p. 1387; 4th December, 1952, p. 1482; 11th December, 1952, p. 1510; 18th December, 1952, p. 1583; 8th January, 1953, p. 19; 15th January, 1953, p. 61; 29th January, 1953, p. 141; 19th February, 1953, p. 293; 26th February, 1953, p. 383; 5th March, 1953, p. 415; 19th March, 1953, p. 554; 2nd April, 1953, p. 738; 9th April, 1953, p. 909; 23rd April, 1953, p. 992; 28th May, 1953, p. 1322.

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.

s. 143. Proclamation: *Gazette* 18th March, 1937, p. 586.

Road Traffic Act, 1934-1952—*continued.*

s. 151. Proclamation: *Gazette* 19th October, 1939, p. 1094.
Regulations: *Gazette* 17th September, 1951, p. 613; 24th April, 1952, p. 901; 25th September, 1952, p. 897.
Rules of Local Court as to appeals under section 32: *Gazette* 4th March, 1937, p. 484.

Sale of Fruit Act, 1915-1935.

Regulations: *Gazette* 3rd December, 1936, p. 1195; 25th December, 1947, p. 2265.

Sale of Goods Act, 1895-1952.

s. 57a. Commencement: 1st July, 1938; *Gazette* 9th June, 1938, p. 1270.
s. 57b. Commencement: At 1st June, 1953, this section had not been brought into operation.

Sandalwood Act, 1930-1949.

Administration: Committed to the Commissioner of Crown Lands *Gazette* 4th December, 1930, p. 1129.
Regulations: *Gazette* 7th July, 1932, p. 2; 6th December, 1934, p. 1142.

Sand Drift Act, 1923-1935.

Commencement: 8th May, 1924; *Gazette* 8th May, 1924, p. 1057.
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.
Regulations: *Gazette* 19th January, 1928, p. 91; 1st November, 1945, p. 672.

The Savings Bank of South Australia Act, 1929-1949.

Rules: *Gazette* 4th March, 1943, p. 272.

Scaffolding Inspection Act, 1934-1940.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 642.
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.
Regulations amending the second schedule: *Gazette* 14th September, 1944, p. 324.

School of Mines and Industries Act, 1892-1934.

Commencement: 1st February, 1893; *Gazette* 19th January, 1893, p. 96.
s. 8. Proclamation: *Gazette* 7th January, 1935, p. 407.
Rules and regulations: *Gazette* 30th July, 1942, p. 122; 10th July, 1947, p. 89; 5th May, 1949, p. 1093; 27th October, 1949, p. 1010.

Second-hand Dealers Act, 1919-1950.

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.

Settled Estates Act, 1880-1943.

Rules of Court: *Gazette* 5th April, 1883, p. 1174.

Sewerage Act, 1929-1946.

s. 79. Proclamation: *Gazette* 27th May, 1926, p. 1365.
Regulations: *Gazette* 15th August, 1935, p. 359; 10th September, 1942, p. 403; 26th September, 1946, p. 733.
Regulation under the Fees Regulation Act, 1927, fixing fees for services relating to sewers: *Gazette* 20th September, 1934, p. 596.

Sharebrokers Act, 1945.

Commencement: 1st July, 1946; *Gazette* 27th June, 1946, p. 1121.
Regulations: *Gazette* 27th June, 1946, p. 1172.

Shearers Accommodation Act, 1922-1947.

Administration : Committed to the Minister of Industry *Gazette* 18th January, 1923, p. 93.

Soil Conservation Act, 1939-1947.

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.
s. 9. Proclamations : *Gazette* 29th April, 1943, p. 549 ; 24th July, 1947, p. 131 ; 27th November, 1952, p. 1384.
Regulations : *Gazette* 15th February, 1945, p. 273 ; 2nd October, 1947, p. 1027

South Australian Housing Trust Act, 1936-1952.

Administration : Committed to the Treasurer *Gazette* 14th January, 1937, p. 33.

South Australian Railways Commissioner's Act, 1936-1950.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 644.
s. 53n. Proclamation : *Gazette* 29th October, 1942, p. 889.
By-laws—
1. General by-laws governing passengers and public—By-law A : *Gazette* 16th August, 1906, p. 355 ; by-law D : *Gazette* 24th June, 1920, p. 1487.
2. Unauthorised crossings—By-law E : *Gazette* 5th March, 1931, p. 419.
3. Removal of goods from railway premises—By-law F : *Gazette* 7th January, 1932, p. 20.
4. Tickets covering combined services—By-law G : *Gazette* 12th July, 1934, p. 42.
5. Conduct of passengers and persons on railway premises—By-law H : *Gazette* 17th February, 1938, p. 359 ; By-law K : *Gazette* 17th May, 1945, p. 699.
6. Rates and conditions for the carriage of merchandise, minerals, livestock, &c.—By-law 226 : *Gazette* 9th March, 1934, p. 541 ; by-law 229 (livestock) : *Gazette* 25th April, 1935, p. 1198 ; by-law 232 (crude oil, kerosene, and motor spirit) : *Gazette* 18th June, 1936, p. 1212 ; by-law No. 236 (carriage of perishable traffic) : *Gazette* 4th January, 1940, p. 31; by-law No. 237 (carriage of motor vehicles); *Gazette* 17th April, 1941, p. 558 : by-law No. 244 (carriage of freight, livestock, etc.) ; *Gazette* 17th February, 1949, p. 419 ; by-law No. 246 (carriage of freight, livestock, etc.): *Gazette* 31st August, 1950, p. 537 ; by-law No. 252 ; *Gazette* 26th June, 1952, p. 1410.
7. Passenger rates and conditions—By-law 228 : *Gazette* 4th January, 1935, p. 41 : 28th September, 1939, p. 905 ; by-law 233 : *Gazette* 16th September, p. 704 : by-law No. 238 : *Gazette* 1st July, 1943, p. 23 ; by-law No. 239 : *Gazette* 12th April, 1945, p. 547 ; by-law No. 243 : *Gazette* 17th February, 1949, p. 433 ; by-law No. 247 : *Gazette* 31st August, 1950, p. 564 ; by-law No. 251 ; *Gazette* 26th June, 1952, p. 1445.
8. Use of railway facilities for loading and unloading merchandise other than rail-borne merchandise—By-law 230 : *Gazette* 23rd January, 1936, p. 218.

Regulations—
1. Employment, rules, duties, &c., of staff—Regulation No. 56 : *Gazette* 2nd November, 1922, p. 990 ; regulation No. 86 : *Gazette* 28th March, 1929, p. 652 ; regulation No. 88 : *Gazette* 27th June, 1929, p. 1495 ; regulation No. 90 : *Gazette* 23rd January, 1930, p. 139 ; regulation No. 105 : *Gazette* 7th March, 1935, p. 688 ; regulation No. 108 : *Gazette* 30th May, 1935, p. 1439 ; regulation No. 123 : *Gazette*, 13th March, 1941, p. 370; regulation No. 125 : *Gazette* 2nd April, 1942, p. 498 ; regulation No. 128 : *Gazette* 24th December, 1942, p. 1218.
2. Employment on other than railway duties—Regulation No. 120 : *Gazette* 9th May, 1940, p. 1054.
3. Locomotive workshop rules—Regulation No. 89 : *Gazette* 21st November, 1929, p. 1125
4. Branches of railway service—Regulation No. 99 : *Gazette* 14th January, 1932, p. 32.
5. Classification of officers—Regulation No. 111 : *Gazette* 24th September, 1936, p. 643 ; regulation No. 114 : *Gazette* 14th October, 1937, p. 1029 ; regulation No. 115 : *Gazette* 14th October, 1937, p. 1030 ; regulation No. 119 : *Gazette* 28th November, 1940, p. 1211 ; regulation No. 136 : *Gazette* 29th April, 1948, p. 921.
6. Home stations and travelling allowances—Regulation No. 65 : *Gazette* 21st August, 1924, p. 469 ; regulation No. 67 : *Gazette* 11th September, 1924, p. 658.
7. Transfers—Regulation No. 66 : *Gazette* 11th September, 1924, p. 658.

South Australian Railways Commissioner's Act, 1936-1950—*continued.*

Regulations—*continued.*

8. Leave of absence, holidays, sick leave, hours of duty—Regulation No. 68 : *Gazette* 20th November, 1924, p. 1338 ; regulation No. 69 : *Gazette* 23rd July, 1925, p. 182 ; regulation No. 118 : *Gazette* 3rd November, 1938, p. 1182 ; regulation No. 131 : *Gazette* 9th May, 1946, p. 899 ; regulation No. 134 : *Gazette* 21st November, 1946, p. 1322.
9. Injuries, sickness, and medical standards—Regulation No. 107 : *Gazette* 18th April, 1935, p. 1142.
10. Clothing and equipment—Regulation No. 91: *Gazette* 28th August, 1930, p. 410.
11. The Railways Institute—Regulation No. 79 : *Gazette* 28th July, 1927, p. 218; regulation No. 84 : *Gazette* 8th March, 1928, p. 509 ; regulation No. 101, *Gazette* 25th February, 1932, p. 381.
12. The Railways Service Appeal Board—*Gazette* 11th February, 1904, p. 253 ; 18th December, 1941, p. 1504.
13. The Railway Officers Classification Board : *Gazette* 19th January, 1939, p. 239 ; 19th October, 1939, p. 1155 ; 3rd October, 1940, p. 733.
14. Audit regulations : *Gazette* 16th March, 1944, p. 302 ; 3rd January, 1946, p. 21.

South-Eastern Drainage Act, 1931-1948.

Commencement : 1st January, 1932 ; *Gazette* 17th December, 1931, p. 1115.
Administration : Committed to the Minister of Irrigation *Gazette* 17th December, 1931, p. 1115.
Rules of Court as to appeals under section 53 or section 96 : *Gazette* 5th May, 1932, p. 779.

Stamp Duties Act, 1923-1952.

Commencement of sections 4, 5 and 6 of the Stamp Duties Act Amendment Act, 1952; 22nd January, 1953 : *Gazette* 22nd January, 1953, p. 72.
Regulations : *Gazette* 24th July, 1924, p. 169 ; 8th March, 1951, p. 532 ; 22nd January, 1953, p. 74.

The Standard Time Act, 1898.

Commencement : 1st May, 1899 ; *Gazette* 9th February, 1899, p. 245.

State Bank Act, 1925-1941.

Commencement : 1st February, 1926 ; *Gazette* 28th January, 1926, p. 151.
Administration : Committed to the Treasurer *Gazette* 28th January, 1926, p. 151.
Regulations : *Gazette* 21st November, 1929, p. 1137.

Statutory Salaries and Fees Act, 1947.

Regulations relating to the Board of Management of the Adelaide Hospital, the Board of Trustees of the Savings Bank of South Australia, the Municipal Tramways Trust, and the Commissioners of Charitable Funds : *Gazette* 30th September, 1948, p. 1170 ; 2nd December, 1948, p. 1728 ; 12th February, 1953, p. 198.
Regulation relating to the Fire Brigades Board : *Gazette* 27th January, 1949, p. 193.
Regulation relating to the South Australian Housing Trust : *Gazette* 19th May, 1949, p. 1420.
Regulation relating to the Local Government Officers' Classification Board : *Gazette* 9th August, 1951, p. 292.

Steam Boilers and Enginedrivers Act, 1935-1952.

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.
Regulations relating to the examination of boilers : *Gazette* 11th February, 1932, p. 257 ; 12th March, 1936, p. 593.
Regulations relating to the Enginedrivers' Board and examinations : *Gazette* 2nd April, 1925, p. 578 ; 23rd September, 1937, p. 765.

Stock and Poultry Diseases Act, 1934-1946.

Commencement of Stock and Poultry Diseases Act Amendment Act, 1946 : 27th February, 1947 ; *Gazette* 27th February, 1947, p. 743.
Administration : Committed to the Minister of Agriculture *Gazette* 20th December, 1934, p. 1218.
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.
s. 5 (1). Notices under definition of "stock": *Gazette* 27th May, 1937, p. 1211 ; 5th April, 1945, p. 503 ; 18th December, 1952, p. 1546.
s. 6. Proclamations : *Gazette* 15th December, 1932, p. 1143 ; 10th December, 1942, p. 1124 ; 26th August, 1943, p. 230 ; 27th February, 1947, p. 744 ; 22nd April, 1948, p. 823 ; 25th January, 1951, p. 115 ; 18th December, 1952, p. 1544 ; 19th February, 1953, p. 272 ; 19th February, 1953, p. 273.

Stock and Poultry Diseases Act, 1934-1946—*continued.*

ss. 29 and 30. Notice: *Gazette* 30th October, 1947, p. 1356.
s. 48. Proclamation: *Gazette* 5th April, 1945. p. 499.
Regulations: *Gazette* 27th June, 1946, p. 1151; 27th February, 1947, p. 778; 4th September, 1947, p. 687; 25th December, 1947, p. 2266; 10th June, 1948, p. 1210; 19th August, 1948, p. 712; 27th January, 1949, p. 192; 2nd February, 1950, p. 251.

Stock Foods Act, 1941-1948.

Commencement: 1st April, 1942; *Gazette* 29th January, 1942, p. 143.
Administration: Committed to the Minister of Agriculture: *Gazette* 29th January, 1942, p. 143.
Regulations: *Gazette* 29th January, 1942, p. 146; 15th July, 1948, p. 294.

Stock Licks Act, 1931.

Commencement: 3rd April, 1932; *Gazette* 17th March, 1932, p. 511.
Administration: Committed to the Minister of Agriculture *Gazette* 31st December, 1931, p. 1227.
Regulations: *Gazette* 17th March, 1932, p. 513.

Stock Medicines Act, 1939.

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.
Regulations: *Gazette* 21st March, 1940, p. 592.

Subdivided Land Debts Act, 1932-1934.

s. 8. Notice: *Gazette* 26th January, 1933, p. 111.
Regulations: *Gazette* 19th January, 1933, p. 72.

Succession Duties Act, 1929-1952.

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.
Regulations: *Gazette* 20th January, 1949, p. 129; 2nd April, 1953, p. 698.
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.

Superannuation Act, 1926-1951.

Commencement: 22nd December, 1926; *Gazette* 23rd December, 1926, p. 1565.
Administration: Committed to the Treasurer *Gazette* 23rd December, 1926, p. 1565.
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; 31st January, 1952, p. 229.
Regulations as to superannuation rights of officers transferred from other Governments: *Gazette* 29th May, 1947, p. 1601; 9th November, 1950, p. 1146.
Rules of Court: *Gazette* 12th May, 1932, p. 869.

Supreme Court Act, 1935-1952.

Commencement: 1st November, 1937; *Gazette* 25th March, 1937, p. 646.
s. 52. Proclamations: *Gazette* 21st March, 1878, p. 620; 14th July, 1881, p. 92; 3rd March, 1892, p. 527; 21st January, 1897, p. 92; 14th September, 1939, p. 745.
Rules of Court—
Actions and other proceedings in the Court: Supreme Court Rules: *Gazette* 7th May, 1947, p. 1153; 28th October, 1948, p. 1350; 11th January, 1951, p. 31; 17th January, 1952, p. 104; 19th June, 1952, p. 1323.
The following Rules of Court have operation to the extent set out in the fourth schedule to the Supreme Court Rules: Rules of Court, 1913, dated 10th December, 1913 (not published in the *Gazette*); Rules of Court, 1937: *Gazette* 4th November, 1937, p. 1205.
Administration and probate: *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.

Supreme Court Act, 1935-1952—*continued.*

Rules of Court—*continued.*

Administration of Justice Act, 1922—Procedure: Rules dated 25th October, 1922 Not published in the *Gazette*.
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*.
Criminal sittings: *Gazette* 4th August, 1932, p. 191; 1st December, 1949, p. 1408.
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.
Guardianship of Infants Act, 1887—Procedure: *Gazette* 1st May, 1890, p. 1215.
Harbors Act, 1913—Appeals and other proceedings: *Gazette* 19th April, 1917, p. 639.
Industrial and Provident Societies Act, 1924—Appeals: *Gazette* 2nd October, 1924. p. 830.
Inebriates Act, 1908—Applications: *Gazette* 26th October, 1911, p. 864.
Justices Act, 1921—Appeals: *Gazette* 22nd September, 1938, p. 776; 24th December, 1952, p. 1620
Law Society Act, 1915—Procedure of Statutory Committee: *Gazette* 9th November, 1916, p. 943.
Legal Practitioners—Admission: *Gazette* 27th August, 1936, p. 357.
Legal practitioners—Trust accounts and other matters: *Gazette* 31st August, 1939, p. 573.
Local Courts Act, 1926—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.
Maintenance Orders (Facilities for Enforcement) Acts, 1922 and 1925: *Gazette* 16th February, 1928, p. 316.
Matrimonial Causes Act, 1929: Rules in the second schedule to the Matrimonial Causes Act, 1929. Amendments *Gazette* 5th December, 1935, p. 1349.
Mental Defectives Act, 1913—Applications: *Gazette* 3rd September, 1914, p. 585. [Rules made under the Lunatics Act, 1864, on 3rd September, 1869, and 10th August, 1875, may also be applied in any case where the court or judge so orders.]
Prize Court Rules—
Proclamation as to war with Germany, *Gazette* 7th September, 1939, p. 689.
Proclamation as to war with Italy: *Gazette* 13th June, 1940, p. 1273.
Application of rules to Supreme Court: *Gazette* 28th September, 1939, p. 865.
Probate and letters of administration: see administration and probate.
Revenue jurisdiction: Schedule to Act, 7, 1867.
Service and Execution of Process Act, 1901-1934 (Commonwealth): *Gazette* 19th April, 1917, p. 646; 4th November, 1937, p. 1247.
Settled Estates Act, 1880—Procedure: *Gazette* 5th April, 1883, p. 1174.
Superannuation Act, 1926—Appeals: Dated 26th August, 1930. Not published in the *Gazette*.
Testators Family Maintenance Act, 1918—Applications: Dated 27th May, 1922. Not published in the *Gazette*.
Trustee Act, 1936: *Gazette* 4th November, 1937, p. 1225; 16th December, 1948, p. 1804.
Workmen's Compensation Act, 1932—Appeals: *Gazette* 4th November, 1937, p. 1229.

Surplus Revenue Act, 1938-1951.

s. 3b. (1). Commencement: 1st May, 1952; *Gazette* 1st May, 1952, p. 961.

Surveyors Act, 1935-1949.

Commencement: 26th March, 1936; *Gazette* 26th March, 1936, p. 689.
Regulations as to examinations and licensing of surveyors: *Gazette* 12th March, 1953, p. 477.
Regulations as to surveys, fees, etc.: *Gazette* 16th November, 1939, p. 1367; 14th December, 1950, p. 1633.
Regulation under the Fees Regulation Act, 1927, relating to the fee payable for the publication of a list of licensed surveyors: *Gazette* 11th November, 1937, p. 1307.

Swine Compensation Act, 1936-1951.

Commencement : 1st March, 1937 ; *Gazette* 24th December, 1936, p. 1321.
Administration : Committed to the Minister of Agriculture *Gazette* 24th December, 1936, p. 1322.
Regulations : *Gazette* 16th January, 1941, p. 35 ; 9th November, 1944, p. 656 ; 5th June, 1947, p. 1632 ; 26th August, 1948, p. 864 ; 21st February, 1952, p. 403 ; 20th March, 1952, p. 595.

Tatiara Drainage Trust Act, 1949.

Commencement : 3rd April, 1952, ; *Gazette* 3rd April, 1952, p. 717.
ss. 7 and 8. Proclamation : *Gazette* 3rd April, 1952, p. 717.

Testator's Family Maintenance Act, 1918-1943.

Rules of Court were made 27th May, 1922, but have not been published in the *Gazette*.

Textile Products Description Act, 1944.

Commencement : At 1st June, 1953, this Act had not been brought into operation.
Administration : Committed to the Minister of Industry and Employment *Gazette* 11th January, 1945, p. 27.

Tobacco Industry Protection Act, 1934.

Administration : Committed to the Minister of Agriculture *Gazette* 28th February, 1935, p. 591.
Regulations : *Gazette* 28th February, 1935, p. 592 ; 2nd May, 1935, p. 1225.

Town Planning Act, 1929.

Commencement : 15th January, 1930 ; *Gazette* 16th January, 1930, p. 69.
Administration : Committed to the Attorney-General *Gazette* 20th February, 1930, p. 369.
Regulations : *Gazette* 13th March, 1930, p. 526 ; 15th December, 1938, p. 1502.

The Travelling Stock Waybills Act, 1911-1947.

Administration : Committed to the Minister of Agriculture *Gazette* 3rd June, 1937, p. 1254

Trespassing on Land Act, 1951.

Administration : Committed to the Minister of Agriculture *Gazette* 3rd April, 1952, p. 717.
s. 3. Proclamation : *Gazette* 3rd April, 1952, p. 717.

Trustee Act, 1936-1950.

Commencement : 1st November, 1937 ; *Gazette* 25th March, 1937, p. 646.
Commencement of Trustee Act Amendment Act, 1941 ; 8th December, 1941 ; *Gazette* 4th December, 1941, p. 1193.
s. 5 (1) (*f*). Proclamations : *Gazette* 21st June, 1894, p. 1381 ; 8th February, 1900, p. 228 ; 21st February, 1901, p. 367 ; 6th October, 1904, p. 635 ; 7th June, 1906, p. 996 ; 1st June, 1911, p. 1071 ; 21st May, 1914, p. 1105 ; 17th August, 1922, p. 333 ; 7th September, 1922, p. 545 ; 1st March, 1928, p. 453 ; 19th May, 1932, p. 899 ; 27th September, 1951, p. 775 ; 18th December, 1952, p. 1546.
s. 5 (2). Proclamations : *Gazette* 15th May, 1902, p. 1025 ; 17th August, 1922, p. 333 ; 11th October, 1923, p. 834.
Rules of Court : *Gazette* 4th November, 1937, p. 1225 ; 16th December, 1948, p. 1804.

Unemployment Relief Council Act, 1930.

Administration : Committed to the Minister of Industry and Employment *Gazette* 11th May, 1933, p. 789.
Regulations : *Gazette* 9th July, 1931, p. 33 ; 12th November, 1936, p. 1066.

University of Adelaide Act, 1935-1950.

By-laws under section 18a : *Gazette* 24th May, 1951, p. 1125.

Use of Firearms Restriction Act, 1917-1934.

Administration : Committed to the Chief Secretary *Gazette* 20th December, 1917, p. 1319.

Vaccination Act, 1936.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.
Regulations: *Gazette* 17th May, 1894, p. 1112; 29th January, 1903, p. 186; 7th August, 1913, p. 301; 18th December, 1913, p. 1734.

Venereal Diseases Act, 1947.

Regulations: *Gazette* 10th June, 1948, p. 1206.

Vermin Act, 1931-1945.

s. 12. Proclamation: 18th December, 1952, p. 1545.
s. 20 (3). Notices: *Gazette* 13th December, 1923, p. 1395; 15th May, 1924, p. 1112; 20th November, 1924, p. 1370; 21st May, 1925, p. 974; 26th November, 1925, p. 1448; 27th May, 1926, p. 1393; 19th May, 1927, p. 1131; 24th November, 1927, p. 1284; 17th May, 1928, p. 1062; 15th May, 1930, p. 900; 22nd December, 1932, p. 1217; 18th May, 1933, p. 827; 21st December, 1933, p. 1243; 1st February, 1934, p. 196; 8th February, 1934, p. 256; 9th May, 1935, p. 1288; 16th May, 1935, p. 1312; 17th September, 1936, p. 604; 4th March, 1937, p. 482.
s. 23 (3). Notice: *Gazette* 9th May, 1935, p. 1288.
s. 43 (1). Notice: *Gazette* 9th May, 1935, p. 1288.
Regulations relating to making of loans, &c.: *Gazette* 1st April, 1926, p. 926; 27th January, 1927, p. 180.

Veterinary Districts Act, 1940.

Administration: Committed to the Minister of Agriculture; *Gazette* 10th April, 1941, p. 521.
Regulations: *Gazette* 8th May, 1941, p. 693.

Veterinary Surgeons Act, 1935-1952.

Commencement: 1st February, 1936; *Gazette* 16th January, 1936, p. 89.
Commencement of sections 3 to 6 of the Veterinary Surgeons Act Amendment Act, 1952, 1st March, 1953,: *Gazette* 19th February, 1953, p. 272.
Administration: Committed to the Minister of Agriculture *Gazette* 11th February, 1937; p. 286.
Regulations: *Gazette* 3rd October, 1940, p. 735; 24th August, 1950, p. 466.

Vine, Fruit, and Vegetable Protection Act, 1885-1936.

ss. 3 and 4. Proclamations: *Gazette* 3rd December, 1885, p. 1407; 25th September, 1891, p. 781; 12th February, 1891, p. 450; 21st June, 1894, p. 1381; 7th March, 1895, p. 605; 12th May, 1898, p. 994; 11th May, 1905, p. 898; 18th April, 1907, p. 768; 2nd May, 1907, p. 837; 14th August, 1909, p. 365; 2nd February, 1911, p. 196; 11th July, 1912, p. 41; 6th August, 1914, p. 346; 6th August, 1914, p. 346; 31st October, 1918, p. 963; 1st September, 1921, p. 441; 17th March, 1927, p. 625; 15th September, 1927, p. 652; 8th October, 1931, p. 691; 21st April, 1932, p. 695; 22nd December, 1932, p. 1183; 27th July, 1933, p. 141; 3rd August, 1933, p. 197; 20th December, 1934, p. 1219; 7th March, 1935, p. 685; 12th December, 1935, p. 1390; 16th January, 1936, p. 89; 24th December, 1936, p. 1322; 7th April, 1938, p. 791; 15th June, 1939, p. 1418; 1st February, 1940, p. 170; 11th April, 1940, p. 718; 7th November, 1940, p. 970; 20th November, 1941, p. 980; 18th July, 1946, p. 91; 31st January, 1947, p. 583; 11th February, 1947, p. 633; 20th February, 1947, p. 683; 1st April, 1947, p. 938; 13th November, 1947, p. 1449; 13th November, 1947, p. 1450; 15th April, 1948, p. 775; 4th August, 1949, p. 294; 6th July, 1950, p. 3; 21st December, 1950, p. 1853; 29th January, 1952, p. 169; 10th April, 1952, p. 773; 29th January, 1953, p. 107; 2nd April, 1953, p. 633.

Warehousemen's Liens Act, 1941.

Commencement: 1st May, 1942: *Gazette* 26th March, 1942, p. 454.
Regulations: *Gazette* 26th March, 1942, p. 455.
Rules of Local Court; *Gazette* 26th March, 1942, p. 477.

War Funds Regulation Act, 1916-1935.

Regulations: *Gazette* 16th August, 1917, p. 417.

Water Conservation Act, 1936.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.
s. 6. Proclamations: *Gazette* 20th January, 1927, p. 121; 8th August, 1929, p. 330; 6th February, 1930, p. 226; 23rd October, 1930, p. 834; 13th November, 1930, p. 986.

Water Conservation Act, 1936—*continued.*

s. 53. Proclamations: *Gazette* 7th May, 1931, p. 741; 7th May, 1931, p. 742; 25th June, 1931, p. 1045; 25th June, 1931, p. 1050; 25th June, 1931, p. 1051; 2nd July, 1931, p. 1, 2nd July, 1931, p. 2; 16th July, 1931, p. 63; 30th July, 1931, p. 158; 30th July, 1931, p. 161; 6th August, 1931, p. 201; 21st July, 1932, p. 91; 5th January, 1933, p. 2; 24th August, 1933, p. 353; 16th November, 1933, p. 1003; 7th December, 1933, p. 1127; 7th December, 1933, p. 1128; 14th December, 1933, p. 1167; 25th January, 1934, p. 131; 22nd March, 1934, pp. 844-845; 14th June, 1934, p. 1433; 30th August, 1934, p. 426; 1st November, 1934, p. 886; 17th January, 1935, p. 292; 4th July, 1935, p. 2; 20th February, 1936, p. 442; 16th July, 1936, pp. 65-66; 8th October, 1936, p. 697; 3rd December, 1936, p. 1194; 22nd April, 1937, p. 850; 22nd June, 1939, p. 1457; 6th February, 1941, p. 147; 1st July, 1943, p. 1; 15th November, 1945, p. 699; 4th November, 1948, p. 1421; 5th July, 1951, p. 1.

By-laws and regulations: *Gazette* 2nd April, 1925, p. 583; 28th July, 1927, p. 242; 1st March, 1928, p. 457.

Waterworks Act, 1932-1936.

s. 94. Proclamations: *Gazette* 1st June, 1922, p. 1393; 20th June, 1922, p. 1576; 29th May, 1924, p. 1208; 21st May, 1925, p. 946; 7th January, 1926, p. 1; 27th May, 1926, p. 1265; 16th December, 1926, p. 1510; 27th January, 1927, p. 177; 1st December, 1927, p. 1457; 10th May, 1928, p. 963; 29th November, 1928, p. 1138; 13th June, 1929, p. 1398; 17th July, 1930, p. 86; 26th February, 1931, p. 374; 10th September, 1936, p. 490; 19th November, 1936, p. 1110; 19th October, 1944, p. 471.

s. 102. Proclamations: *Gazette* 10th September, 1936, p. 490; 19th November, 1936, p. 1110.

s. 108. Proclamation: *Gazette* 31st October, 1895, p. 957; 17th August, 1939, p. 421.

s. 109. Proclamation: *Gazette* 17th September, 1936, p. 546.

By-laws: *Gazette* 25th May, 1933, p. 897: 13th July, 1933, p. 49; 27th March, 1941, p. 441; 28th April, 1949, p. 1043; 17th January, 1952, p. 134.

Weights and Measures Act, 1934-1944.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 643.

s. 8. Proclamation: *Gazette* 15th August, 1946, p. 251.

s. 57b. Proclamation: *Gazette* 20th August, 1945, p. 247.

Administration: Committed to the Commissioner of Crown Lands *Gazette* 25th March, 1937 p. 643.

s. 8 (3). Notice: *Gazette* 27th January, 1938, p. 175.

s. 57b. Proclamation: *Gazette*, 13th March, 1941, p. 369.

General regulations: *Gazette* 9th September, 1948, p. 971; 21st December, 1950, p. 1923; 18th October, 1951, p. 952; 29th May, 1952, p. 1204.

Regulations made under the Fees Regulation Act, 1927, relating to the fees payable for the testing of standard weights: *Gazette* 24th November, 1927, p. 1225; 12th July, 1928, p. 46.

Whaling Act, 1937.

Commencement: At 1st June, 1953, this Act had not been brought into operation.

Wheat Industry Stabilization Act, 1946.

Commencement: At 1st June, 1953, this Act had not been brought into operation.

Wheat Products Prices Act, 1938.

Commencement: 5th December, 1938: *Gazette* 3rd December, 1938, p. 1449.

s. 14. Proclamation: *Gazette* 5th January, 1939, p. 2.

Regulations: *Gazette* 26th January, 1939, p. 248.

Wheat Stabilization Scheme Ballot Act, 1948.

s. 2 (10). Notice of affirmative result of ballot: *Gazette* 21st October, 1948, p. 1295.

Whyalla Town Commission Act, 1944-1949.

s. 10. Notice: *Gazette* 5th April, 1945, p. 519.

s. 27a. Proclamation: *Gazette* 2nd November, 1950, p. 1065.

s. 31. Proclamation: *Gazette* 19th April, 1945, p. 551.

Regulations: *Gazette* 2nd November, 1950, p. 1068.

Wild Dogs Act, 1931-1951.

Administration: Committed to the Commissioner of Crown Lands *Gazette* 1st July, 1937, p. 2.

s. 5. Proclamation: *Gazette* 8th January, 1953, p. 2.

s. 10. Notice: *Gazette* 5th February, 1948, p. 326.

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Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.

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s. 91. Proclamations: *Gazette* 14th July, 1938, p. 49; 19th December, 1940, p. 1551; 12th January, 1950, p. 41; 26th July, 1951, p. 212.

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